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August 24, 2008

2455-2

Melinda Moore
Office of the Honorable Justice Ronald B. Robie
Court of Appeal, Third District
621 Capitol Mall, 10th Floor
Sacramento, CA 95814-4719

Re: Antelope Valley Groundwater Cases
Judicial Council Proceeding No. 4408

Dear Ms. Moore:

This correspondence is to advise that this law firm and the undersigned represent Bolthouse Properties, LLC and Wm. Bolthouse Farms, Inc. in the above-entitled matter. It is our understanding that some parties reportedly are refusing to allow other parties to be a part of the settlement process. We believe this is inappropriate. Further, we believe that attempting to settle out limited parties could affect the groundwater rights of other indispensable parties. A settlement with limited parties we believe would result in an unenforceable settlement which would unnecessarily divide the parties and result in further litigation over the meaning and extent of any such settlement. The time and resources spent challenging and unwinding such a settlement would in our view better be spent attempting to reach a global settlement which includes indispensable parties.

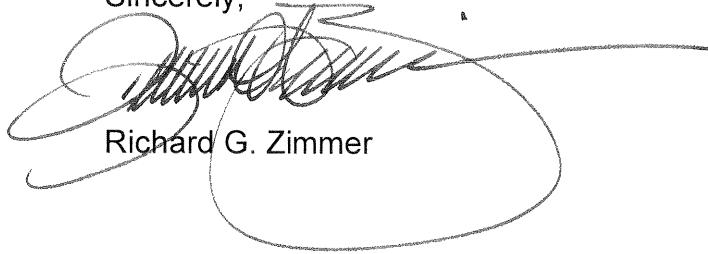
This correspondence is to advise you of our objection to a settlement conference which does not involve all necessary parties. This correspondence also is to advise of our clients' willingness to meaningfully engage in the settlement discussions. Although we recognize that Justice Robie may wish to strategically arrange settlement conference sessions with various parties, the overall process should involve all parties and no parties should settle out separately without meaningful discussions with all parties as to the appropriateness of any such settlement.

Finally, this correspondence is to request notice of any and all settlement sessions and/or conferences which are held regarding the above-captioned matter.

Melinda Moore
Office of the Honorable Justice Ronald B. Robie
Court of Appeal, Third District
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We thank you for your courtesy and assistance in this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Richard G. Zimmer', is written over a large, light-colored oval shape. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Richard G. Zimmer

RGZ/nm

BL/BOLTHOUSE/ANTELOPE/MOORE-01