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Attorneys for Bolthouse Properties, LLC

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SANTA CLARA

* * *

| | | |
|--|---|-------------------------------------|
| COORDINATION PROCEEDING |) | Judicial Council Coordination |
| SPECIAL TITLE (Rule 1550(b)) |) | Proceeding No. 4408 |
| |) | |
| ANTELOPE VALLEY GROUNDWATER |) | CASE NO. 1-05-CV-049053 |
| CASES |) | |
| |) | |
| INCLUDED ACTIONS: |) | |
| |) | RESPONSE TO ORDER DIRECTING |
| LOS ANGELES COUNTY WATERWORKS |) | COUNSEL TO SUBMIT ADDITIONAL |
| DISTRICT NO. 40 v. DIAMOND |) | INFORMATION |
| FARMING COMPANY, et al., |) | |
| Los Angeles Superior Court |) | |
| Case No. BC325201 |) | |
| |) | |
| LOS ANGELES COUNTY WATERWORKS |) | |
| DISTRICT NO. 40 v. DIAMOND |) | |
| FARMING COMPANY, et al., |) | DATE: July 24, 2006 |
| Kern County Superior Court |) | TIME: 10:00 a.m. |
| Case No. S-1500-CV-254348 |) | DEPT: D-1 |
| |) | |
| DIAMOND FARMING COMPANY, and |) | |
| W.M. BOLTHOUSE FARMS, INC., v. |) | Location: |
| CITY OF LANCASTER, et al., |) | |
| Riverside Superior Court |) | LOS ANGELES SUPERIOR COURT |
| Case No. RIC 344436 [c/w case no. |) | 111 North Hill Street |
| RIC 344668 and 353840] |) | Los Angeles, CA 90012 |
| |) | |
| ROSAMOND COMMUNITY SERVICES |) | |
| DISTRICT, |) | |
| CROSS-COMPLAINANT, |) | |

1 TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that Bolthouse Properties, LLC provides
3 the following additional information pursuant to the Order
4 Directing Counsel to Submit Additional Information.

5 1. N. Thomas Sheahan

6 2. Mr. Sheahan will give testimony regarding his
7 conclusions as a hydrogeologist to the appropriate Area of
8 Adjudication for this lawsuit. A map of the proposed area along
9 with a detailed report discussing the Area of Adjudication he has
10 proposed have been previously posted as ordered by the Court.

11 3. The estimated length of time for this witness's direct
12 testimony is three (3) hours depending upon whether he is the
13 first witness. If he follows expert testimony of another expert,
14 such as the expert for the United States, given the importance of
15 the McCarran issue in this matter, his direct testimony
16 potentially would be much shorter.

17
18 DATED: July 13, 2006

19 CLIFFORD & BROWN

20
21 By: 

22 RICHARD G. ZIMMER, ESQ.
23 T. MARK SMITH, ESQ.
24 Attorneys for
25 BOLTHOUSE PROPERTIES, LLC
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I am a resident of the County aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is 1430 Truxtun Avenue, Suite 900, Bakersfield, California, 93301.

(xx) BY SANTA CLARA SUPERIOR COURT E-FILING IN COMPLEX LITIGATION
PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.

() VIA FACSIMILE - [C.C.P. § 1013(e)]; - The telephone number of the sending facsimile machine was (661) 322-3508. The telephone(s) number of the receiving facsimile machine(s) is listed below. The Court, Rule 2004 and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), the machine was caused to print a transmission record of the transmission, a copy of which is attached hereto.

() VIA OVERNIGHT DELIVERY on the date below stated, pursuant to CCP \$1013(c)(d), I deposited such envelope with delivery fees fully prepaid with **CALIFORNIA OVERNIGHT**.

() BY MAIL I am readily familiar with the business' practice for collection and processing of correspondence and documents for mailing with the United States Postal Service. Under that practice, the correspondence and documents would be deposited with the United States Postal Service that same day, with postage thereon fully prepaid, in the ordinary course of business at Bakersfield, California.

I declare, under penalty of perjury under the laws of the State of California, that the foregoing is true and correct.

Executed on July 13, 2006, at Bakersfield, California.

Rosemary Myers
ROSEMARY MYERS