1 2 3 4 5 6 7 8	RICHARD G. ZIMMER - SBN 107263 T. MARK SMITH - SBN 162370 CLIFFORD & BROWN A Professional Corporation Attorneys at Law Bank of America Building 1430 Truxtun Avenue, Suite 900 Bakersfield, CA 93301-5230 (661) 322-6023 Attorneys for Bolthouse Properties, LLC and Wn	n. Bolthouse Farms, Inc., ΓΟΓ CALIFORNIA
9	COUNTY OF SANTA CLARA	
10	* :	* *
11 12	COORDINATION PROCEEDING SPECIAL TITLE (Rule 1550(b))	Judicial Council Coordination Proceeding No. 4408
13 14	ANTELOPE VALLEY GROUNDWATER) CASES	CASE NO. 1-05-CV-409053 Trial Date: 02/11/13
15	INCLUDED ACTIONS:	
16 17 18 19 20	LOS ANGELES COUNTY) WATERWORKS DISTRICT NO. 40 v.) DIAMOND FARMING COMPANY, et al., Los Angeles Superior Court Case No.) BC325201 LOS ANGELES COUNTY) WATERWORKS DISTRICT NO. 40 v.	STIPULATION TO DISMISS WM. BOLTHOUSE FARMS, INC. FROM LITIGATION WITH NO PREJUDICE TO BOLTHOUSE PROPERTIES, LLC
21	DIAMOND FARMING COMPANY, et al.,) Kern County Superior Court Case No. S-) 1500-CV-254348))
23	DIAMOND FARMING COMPANY, and)
24	W.M. BOLTHOUSE FARMS, INC., v. CITY OF LANCASTER, et al.,))
25	Riverside Superior Court Case No. RIC 344436 [c/w case no. RIC]))
26	344668 and 353840]))
27)
28	\\\\	1
	STIPULATION TO DISMISS WM. BOLTHOUSE FARM BOLTHOUSE P.	1 MS, INC. FROM LITIGATION WITH NO PREJUDICE TO ROPERTIES, LLC

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Wm. Bolthouse Farms, Inc. and Bolthouse Properties, LLC ("Bolthouse") hereby request stipulation from all parties based upon Order of the Court and time for objection, that Wm. Bolthouse Farms, Inc. may be dismissed from the current litigation with no prejudice to the rights of Bolthouse Properties, LLC in the litigation. This Stipulation is based upon the fact that Wm. Bolthouse Farms, Inc. has filed a Declaration with the Court pursuant to this Court's Order to all parties to either assert or deny claims in the litigation, confirming that Wm. Bolthouse Farms, Inc. is not making any claim to groundwater in the subject litigation. The Stipulation is further based upon the verified fact that Wm. Bolthouse Farms, Inc. has been the lessee of Bolthouse Properties, LLC since April 1, 2005 and that Wm. Bolthouse Farms, Inc. has remained in the litigation solely to protect the rights of Bolthouse Properties, LLC as lessee and as the predecessor owner of the property.

Request is hereby made that if no parties timely dispute the dismissal of Wm. Bolthouse Farms, Inc. from the lawsuit without prejudice to Bolthouse Properties, LLC, that the Court order Wm. Bolthouse Farms, Inc. dismissed, without any resulting prejudice to Bolthouse Properties, LLC claiming the rights resulting from the prior ownership by Bolthouse Farms, Inc.

DATED: January 31, 2013

CLIFFORD & BROWN

By:

RICHARD G. ZIMMER, ESQ.

Attorneys for BOLTHOUSE PROPERTES, LLC and WM. BOLTHOUSE FARMS, INC.

1	PROOF OF SERVICE (C.C.P. §1013a, 2015.5)		
2	Antelope Valley Groundwater Cases Judicial Counsel Coordination Proceeding No. 4408		
3	Santa Clara County Superior Court Case No. 1-05-CV-049053		
4	I am employed in the County of Kern, State of California. I am over the age of 18 and not a		
5	party to the within action; my business address is 1430 Truxtun Avenue, Bakersfield, CA 93301.		
6	On January 31, 2013, I served the foregoing document(s) entitled:		
7	STIPULATION TO DISMISS WM. BOLTHOUSE FARMS, INC. FROM LITIGATION WITH NO PREJUDICT TO BOLTHOUSE PROEPRTIES, LLC		
8	t the state of the state of the special envelopes		
9	by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.		
10	by placing _ the original, _ a true copy thereof, enclosed in a sealed		
11	enveloped addressed as follows:		
12	X BY SANTA CLARA SUPERIOR COURT E-FILING IN COMPLEX		
13	LITIGATION PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.		
14	Executed on January 31, 2013, at Bakersfield, California.		
15	X (State) I declare under penalty of perjury under the laws of the State of California		
16	(State) I declare under penalty of perjury under the laws of the State of Canfornia that the above is true and correct.		
17	(Federal) I declare that I am employed in the office of a member of the Bar of		
18	this Court at whose direction the service was made.		
19	Manote Miren		
20	NANETTE MAXEY		
21	2455-2		
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