

RICHARD G. ZIMMER, ESQ. - SBN 107263
T. MARK SMITH, ESQ. - SBN 162370
CLIFFORD & BROWN
A Professional Corporation
Attorneys at Law
Bank of America Building
1430 Truxtun Avenue, Suite 900
Bakersfield, CA 93301-5230
Tel: (661) 322-6023 Fax: (661) 322-3508

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

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES – CENTRAL DISTRICT

* * *

COORDINATION PROCEEDING
SPECIAL TITLE (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER
CASES

INCLUDED ACTIONS:

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. DIAMOND FARMING
COMPANY, et al.,
Kern County Superior Court Case No. S-1500-
CV-254348

DIAMOND FARMING COMPANY, and W.M.
BOLTHOUSE FARMS, INC., v. CITY OF
LANCASTER, et al.,
Riverside Superior Court Case No. RIC 344436
[c/w case no. RIC 344668 and 353840]

AND RELATED ACTIONS.

////

////

////

JUDICIAL COUNCIL COORDINATION PROCEEDING
No. 4408

CASE NO. 1-05-CV-049053
Action Filed: October 26, 2005


**BOLTHOUSE PROPERTIES, LLC AND
WM. BOLTHOUSE FARMS, INC.
JOINDER IN AGWA MOTION IN LIMINE
EXCLUDING EVIDENCE OF MODELING
BY DESIGNATED EXPERT DENNIS
WILLIAMS FOR PHASE V TRIAL**

1 COME NOW BOLTHOUSE PROPERTIES, LLC and WM. BOLTHOUSE FARMS, INC.
2 and joins and supports AGWA's Motion in Limine Excluding Evidence of Modeling by Designated
3 Expert Dennis Williams for Phase V Trial.

4 Additionally, to the extent the model work was done by a witness other than a designated
5 testifying expert, such testimony should be excluded. Work done by an unavailable witness such as
6 Joe Scalmanini, should be excluded since the adverse parties must have the opportunity to cross
7 examine the expert witness who prepared the model. Finally, the testifying expert may not testify to
8 the opinions of non-designated non-testifying experts.

9 DATED: January 28, 2014

CLIFFORD & BROWN

10
11 By 
12 RICHARD G. ZIMMER, ESQ.
13 T. MARK SMITH, ESQ.
14 Attorneys for BOLTHOUSE PROPERTIES, LLC
15 and WM. BOLTHOUSE FARMS, INC.
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE (C.C.P. §1013a, 2015.5)
Antelope Valley Groundwater Cases
Judicial Counsel Coordination Proceeding No. 4408
Santa Clara County Superior Court Case No. 1-05-CV-049053

I am employed in the County of Kern, State of California. I am over the age of 18 and not a party to the within action; my business address is 1430 Truxtun Avenue, Suite 900, Bakersfield, CA 93301.

On January 28, 2014, I served the foregoing document(s) entitled:

**BOLTHOUSE PROPERTIES, LLC AND WM. BOLTHOUSE FARMS, INC.
JOINDER IN AGWA MOTION IN LIMINE EXCLUDING EVIDENCE OF
MODELING BY DESIGNATED EXPERT DENNIS WILLIAMS FOR PHASE V
TRIAL**

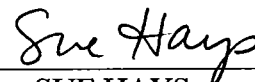
by placing the document listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater Matter. All parties listed on the Santa Clara Superior Court in regard to the Antelope Valley Groundwater Matter are hereby incorporated within by this reference.

X BY SANTA CLARA SUPERIOR COURT E-FILED IN COMPLEX LITIGATION PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.

Executed on January 28, 2014, at Bakersfield, California.

X (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

— (Federal) I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.



SUE HAYS

{2455-2}