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ROSAMOND COMMUNITY SERVICES
DISTRICT and LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES – CENTRAL DISTRICT

**ANTELOPE VALLEY
GROUNDWATER CASES**

Included Actions:

Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Los
Angeles, Case No. BC 325201;

Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Kern, Case
No. S-1500-CV-254-348;

Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
Palmdale Water Dist., Superior Court of
California, County of Riverside, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408
Santa Clara Case No. 1-05-CV-049053
Assigned to The Honorable Jack Komar

**DECLARATION OF STEFANIE D.
HEDLUND IN SUPPORT OF
OPPOSITION TO ANAVERDE'S EX
PARTE MOTION TO:**

**(1) COMPEL RESPONSES TO
OUTSTANDING DISCOVERY REQUESTS
AGAINST LACWW;**

**(2) REQUEST CONTINUANCE OF
DEPOSITION OF JOHN LAMBIE; AND**

**(3) REQUEST DATE CERTAIN FOR
ANAVERDE TRAIL BRIEFING AND
PRESENTATION**

Date: September 23, 2008
Time: 8:15 a.m.
Dept. 17C

1 I, Stefanie D. Hedlund, declare:

2
3 1. I am an attorney duly admitted to practice before the California courts and I am an
4 associate at Best Best & Krieger LLP, attorneys for Rosamond Community Services District and
5 Los Angeles County Waterworks District No. 40. I have personal knowledge of each fact herein
6 and would testify competently thereto under oath.

7 2. The law firm of Lewis Brisbois Bisgaard & Smith ("LBBS") are attorneys of
8 record for Anaverde LLC ("Anaverde").

9 3. LBBS first appeared in this action on September 26, 2005. Attached hereto as
10 Exhibit 1, is a true and correct copy of the Petition for Leave to Intervene filed by LBBS on
11 behalf of its client.

12 4. Since September 26, 2005 attorneys from LBBS have appeared in this case on
13 numerous occasions, including: December 2, 2005; February 17, 2006; and, April 28, 2006.
14 Attached hereto collectively as Exhibit 2 are true and correct copies of the relevant portions of the
15 transcripts from the above-reference hearings.

16 5. LBBS appeared during the Phase One Trial in this case on October 10th through
17 October 12th 2006. Attached hereto as Exhibit 3 are true and correct copies of relevant portions
18 of the Phase One transcript.

19 6. On November 13, 2006, LBBS appeared at the case management conference in
20 this matter on behalf of Anaverde. At this time, Ms. Collins stated that Anaverde had not been
21 served. Attached hereto as Exhibit 4 is a true and correct copy of relevant portions of the
22 November 13, 2006 transcript.

23 7. On March 9, 2007 Anaverde, through its counsel, LBBS, filed a Motion to
24 Intervene in this matter. Attached hereto as Exhibit 5 is a true and correct copy of the March 9,
25 2007 Motion to Intervene.

26 8. Since November 13, 2006, LBBS has appeared for Anaverde in this case
27 numerous times, including: April 16, 2007; July 20, 2007; August 20, 2007; November 5, 2007;
28 December 18, 2007; January 14, 2008; March 3, 2008; May 5, 2008; May 22, 2008; July 20,

2008; and August 11, 2008. Attached hereto collectively as Exhibit 6 are true and correct copies of relevant portions of the transcripts from the above reference hearings.

9. On June 20, 2007, Anaverde filed an answer and cross-complaint in this action. Attached hereto as Exhibits 7 and 8 respectively, are true and correct copies of Anaverde's Answer and Anaverde's Cross Complaint.

10. LBBS did not propound any discovery in this case on behalf of Anaverde until August 5, 2008, when it propounded the first set of special interrogatories, form interrogatories, requests for production, requests for admissions and "contention" interrogatories on Los Angeles County Waterworks District No. 40 and other Public Water Suppliers.

11. On August 8, 2008, LBBS propounded a second set of special interrogatories, form interrogatories, requests for production and requests for admissions on Los Angeles County Waterworks District No. 40 and other Public Water Suppliers.

12. On September 8, 2008, Los Angeles County Waterworks District No. 40 timely served responses to Anaverde's first set of discovery requests.

13. On September 9, 2008, Los Angeles County Waterworks District No. 40 timely served responses to Anaverde's second set of discovery requests.

14. On August 28, 2008, LBBS served a Notice of Taking of Deposition of Los Angeles County Waterworks District No. 40, Palmdale Water District, and Quartz Hill Water District's Person Most Knowledgeable [Duces Tecum]. Attached hereto as Exhibit 9 is a true and correct copy of the Notice of Taking of Deposition of Los Angeles County Waterworks District No. 40, Palmdale Water District, and Quartz Hill Water District's Person Most Knowledgeable [Duces Tecum].

15. On September 12, 2008, Los Angeles County Waterworks District No. 40 served an opposition to the Notice of Taking of Deposition of Los Angeles Waterworks District No. 40, Palmdale Water District, and Quartz Hill Water District's Person Most Knowledgeable. Attached hereto as Exhibit 10 is a true and correct copy of the Opposition.

16. On September 12, 2008, LBBS served a letter on all counsel stating that it intended to move forward with the Person Most Knowledgeable depositions for Los Angeles

1 County Waterworks District No. 40, "absent the production of more forthcoming information."
2 Attached hereto as Exhibit 11 is a true and correct copy of the September 12, 2008 letter.

3 17. On September 16, 2008, LBBS served Anaverde LLC's Notice of Taking
4 Deposition of Quartz Hill Water District Person Most Knowledgeable Off Calendar; And Notice
5 of Continuance of Los Angeles County Waterworks District No. 40's Person Most
6 Knowledgeable [Duces Tecum]. Attached hereto as Exhibit 12 is a true and correct copy of the
7 September 16, 2008 Deposition Notice.

8 18. On September 17, 2008, Los Angeles County Waterworks District No. 40 served
9 an opposition to the Notice of Taking Deposition of Quartz Hill Water District Person Most
10 Knowledgeable Off Calendar; And Notice of Continuance of Los Angeles County Waterworks
11 District No. 40's Person Most Knowledgeable [Duces Tecum]. Attached hereto as Exhibit 13 is a
12 true and correct copy of the September 17, 2008 Opposition.

13 19. Prior to LBBS's propounding discovery, my office has made every attempt to be
14 responsive and timely provide counsel answers to their questions and requested additional
15 information. On July 29, 2008, at the direction of LBBS, my office sent via overnight mail a
16 16GB flash drive containing the technical data available on the Luhdorff and Scalmanini
17 Consulting Engineers ("LSCE") database to Mr. John Miles. Attached hereto as Exhibit 14 is a
18 true and correct copy of the cover letter and FedEx Airbill.

19 20. In paragraph 36 of Kimberly Huangfu's Declaration she claims that five specific
20 categories of data are missing from the LSCE database. Contrary to Ms. Huangfu's assertions
21 that Los Angeles County Waterworks District No. 40 failed to respond to her concerns regarding
22 missing data, on or about August 19, 2008 I called Ms. Huangfu to discuss the missing data.
23 During the conversation, Ms Huangfu identified the categories of documents she believed were
24 missing from the database but was unable to explain specifically what she was seeking to obtain.
25 I explained to Ms. Huangfu that while the LSCE database contains a lot of data, it was not
26 exhaustive. I specifically informed Ms. Huangfu that data would be missing to the extent wells
27 were not owned by our client. Furthermore, Los Angeles County Waterworks District No. 40
28 produced all the documents related to its wells in the subsequent document production.

22. On Saturday August 23, 2008, I responded to this e-mail informing Ms. Huangfu that we had previously provided this data on the flash drive at her request. Additionally, I informed Ms. Huangfu that we would issue her a username and password on Monday August 25th. Attached hereto as Exhibit 16 is a true and correct copy of the e-mail to Ms. Huangfu.

23. On August 25, 2008, I provided Ms. Huangfu with a username, password and instructions for accessing the LSCE database. Attached hereto as Exhibit 17 is a true and correct copy of the August 25, 2008 letter.

24. On September 19, 2008, LBBS sent another e-mail requesting a username and password to access the ftp site. I informed LBBS that we had already provided the data to LBBS in several formats including issuing Ms. Huangfu a username, password and instructions for accessing the database. Attached hereto as Exhibit 18 is a true and correct copy of the September 19, 2008 e-mail.

25. After the service of Los Angeles County Waterworks District No. 40's set one and set two discovery responses my office has been timely and responsive to all of LBBS's many requests.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 22nd day of September 2008, at Irvine, California.

Stefanie D. Hedlund

ORANGE\SHEDLUND\50583.1

PROOF OF SERVICE

I, Stefanie Hedlund, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On September 22, 2008, I served the within document(s):

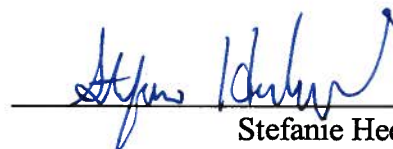
DECLARATION OF STEFANIE D. HEDLUND IN SUPPORT OF OPPOSITION TO ANAVERDE'S EX PARTE MOTION TO: 1) COMPEL RESPONSES TO OUTSTANDING DISCOVERY REQUESTS AGAINST LACWW; (2) REQUEST CONTINUANCE OF DEPOSITION OF JOHN LAMBIE; AND (3) REQUEST DATE CERTAIN FOR ANAVERDE TRAIL BRIEFING AND PRESENTATION

- ☒ by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- ☐ by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on September 22, 2008, at Irvine, California.


Stefanie Hedlund