

**KIRI TORRE**  
Chief Executive Officer  
Superior Court of CA, County of Santa Clara  
Case #1-05-CV-049053 Filing #G-178  
By B. Laurente, Deputy

BEST BEST & KRIEGER LLP  
ERIC L. GARNER, Bar No. 130665  
JEFFREY V. DUNN, Bar No. 131926  
SANDRA M. SCHWARZMANN, Bar No. 188793  
5 PARK PLAZA, SUITE 1500  
IRVINE, CALIFORNIA 92614  
TELEPHONE: (949) 263-2600  
TELECOPIER: (949) 260-0972

OFFICE OF COUNTY COUNSEL  
COUNTY OF LOS ANGELES  
RAYMOND G. FORTNER, JR., Bar No. 42230  
ASSISTANT COUNTY COUNSEL  
FREDERICK W. PFAEFFLE, Bar No. 145742  
SENIOR DEPUTY COUNTY COUNSEL  
500 WEST TEMPLE STREET  
LOS ANGELES, CALIFORNIA 90012  
TELEPHONE: (213) 974-1901  
TELECOPIER: (213) 458-4020

Attorneys for Plaintiff  
LOS ANGELES COUNTY WATERWORKS  
DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40,

Plaintiff,

vs.

DIAMOND FARMING COMPANY;  
BOLTHOUSE PROPERTIES, INC.;  
CITY OF LANCASTER;  
CITY OF LOS ANGELES;  
CITY OF PALMDALE;  
LITTLEROCK CREEK IRRIGATION  
DISTRICT;  
PALMDALE WATER DISTRICT;  
PALM RANCH IRRIGATION  
DISTRICT,  
QUARTZ HILL WATER DISTRICT;  
and DOES 1 through 25,000 inclusive;

Defendants.

Case No. 105 CV 049053

Judicial Council Coordination Proceeding No.  
4408

Los Angeles County Superior Court Case No.  
BC325201

AMENDMENT TO COMPLAINT

1 Upon the filing of the complaint, the plaintiff, being unaware of the true name of the  
2 defendant and having designated the defendant in the complaint by the fictitious name of:

3 DOE 2

4 and having discovered the true name of the defendant to be:

5 Edwards Air Force Base, California

6 and

7 DOE 3

8 and having discovered the true name of the defendant to be:

9 United States Department of The Air Force

10 amends the complaint by substituting the true name for the fictitious name wherever it appears in  
11 the complaint.

12 Dated: October 17, 2005

BEST BEST & KRIEGER LLP

13  
14 By: 

15 ERIC L. GARNER  
16 JEFFREY V. DUNN  
17 SANDRA M. SCHWARZMANN  
18 Attorneys for Plaintiff  
19 LOS ANGELES COUNTY  
20 WATERWORKS DISTRICT NO. 40  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I, Kerry V. Keefe, 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 October 18, 2005, I served the within document(s):

**AMENDMENT TO COMPLAINT**

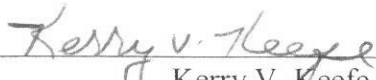
- ☐ by transmitting via electronic mail the document(s) listed above to the fax number(s) set forth below on this date.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- ☐ by causing personal delivery by O.C. Corporate Courier, Inc. 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 Delivery Service following the firm's ordinary business practices.

(SEE ATTACHED SERVICE LIST)

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 October 18, 2005, at Irvine, California.

  
Kerry V. Keefe

SERVICE LIST

Debra W. Yang United States Attorney United States Attorney's Office Central District of California 300 North Los Angeles Street Los Angeles, California 90012	
Robert J. Spagnoletti Office of the Attorney General District of Columbia 1350 Pennsylvania Avenue NW, Suite 409 Washington, DC 20004	
Judy Jagdmann Office of the Attorney General of Virginia 900 East Main Street Richmond, Virginia 23219	
Bob H. Joyce, Esq. LAW OFFICES OF LEBEAU THELEN, LLP 5001 East Commercenter Drive, Ste. 300 Post Office Box 12092 Bakersfield, CA 93389-2092 (661) 325-1127-Facsimile	Attorneys for Diamond Farming Company
Douglas J. Evertz, Esq. STRADLING, YOCCA, CARLSON & RAUTH 660 Newport Center Drive, Suite 1600 Newport Beach, CA 92660-6522 Fax-(949) 725-4100	Attorneys for City of Lancaster
James L. Markman, Esq. RICHARDS WATSON & GERSHON Post Office Box 1059 Brea, CA 92822-1059 (714) 990-6230-Facsimile	Attorneys for City of Palmdale
Steve R. Orr, Esq. Bruce G. McCarthy, Esq. RICHARDS WATSON & GERSHON 355 South Grand Avenue, 40 <sup>th</sup> Floor Los Angeles, CA 90071-3101 (213) 626-0078-Facsimile	Attorneys for City of Palmdale

LAW OFFICES OF  
BEST BEST & KRIEGER LLP  
5 PARK PLAZA, SUITE 1500  
IRVINE, CALIFORNIA 92614

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Michael Fife, Esq. HATCH AND PARENT 21 East Carrillo Street Santa Barbara, CA 93101-2782 (805) 965-4333-Facsimile	Attorneys for Eugene B. Nebeker on behalf of Nebeker Ranch, Inc., Bob Jones on behalf of R&M Ranch, Inc., Forrest G. Godde and Steve Godde, Gailen Kyle on behalf of Kyle & Kyle Ranch, Inc. and John Calandri on behalf of Calandri/Sonrise Farms, collectively known as the Antelope Valley Ground Water Agreement Association ("AGWA")
Richard Zimmer, Esq. CLIFFORD & BROWN 1430 Truxtun Avenue, Suite 900 Bakersfield, CA 93301 (661) 322-3508-Facsimile	Attorneys for Bolthouse Properties, Inc.
Julie A. Conboy, Esq. Department of Water and Power 111 North Hope Street Post Office Box 111 Los Angeles, CA 90012 (213) 241-1416-Facsimile	Attorneys for Department of Water and Power
Janet Goldsmith, Esq. Kronick, Moskowitz, Tiedemann & Girard 400 Capitol Mall, 27 <sup>th</sup> Floor Sacramento, CA 95814-4417 (916) 321-4555-Facsimile	Attorneys for City of Los Angeles
Wayne K. Lemieux, Esq. Lemieux & O'Neill 2393 Townsgate Road, Suite 201 Westlake Village, California 91361 (805) 495-2787-Facsimile	Attorneys for Littlerock Creek Irrigation District and Palm Ranch Irrigation District
Thomas Bunn, Esq. LAGERLOF, SENEAL, BRADLEY, GOSNEY & KRUSE 301 North Lake Avenue, 10 <sup>th</sup> Floor Pasadena, CA 91101-4108 (626) 793-5900-Facsimile	Attorneys for Palmdale Water District and Quartz Hill Water District
Henry Weinstock, Esq. NOSSAMAN, GUTHNER, KNOX, ELLIOTT LLP 445 South Figueroa Street, 31st Floor Los Angeles, CA 90071 (213) 612-7801-Facsimile	Attorneys for Tejon Ranch

LAW OFFICES OF  
BEST BEST & KRIEGER LLP  
5 PARK PLAZA, SUITE 1500  
IRVINE, CALIFORNIA 92614

Wm. Matthew Ditzhazy, Esq.  
City Attorney  
CITY OF PALMDALE  
Legal Department  
38300 North Sierra Highway  
Palmdale, CA 93550  
(805) 267-5178-Facsimile

Attorneys for City of Palmdale

John Tootle, Esq.  
CALIFORNIA WATER SERVICE  
COMPANY  
2632 West 237<sup>th</sup> Street  
Torrance, CA 90505  
(310) 325-4605-Facsimile

Attorneys for California Water Service  
Company

Presiding Judge of the Superior Court of  
California, County of Los Angeles  
County Courthouse  
111 North Hill Street  
Los Angeles, CA 90012-3014

Chair, Judicial Council of California  
Administrative Office of the Courts  
Attn: Appellate & Trial Court Judicial Services  
(Civil Case Coordination)  
455 Golden Gate Avenue  
San Francisco, California 94102-3688

Christopher M. Sanders, Esq.  
Ellison Schneider & Harris  
2015 H Street  
Sacramento, California 95814-3109  
(916) 447-3512-Facsimile

Attorneys for Los Angeles County Sanitation  
Districts

Hon. Jack Komar  
Judge of the Superior Court of California,  
County of Santa Clara  
191 North First Street  
San Jose, CA 95113

Coordination Trial Judge