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12 DISTRICT and LOS ANGELES COUNTY

WATERWORKS DISTRICT NO. 40

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF LOS ANGELES – CENTRAL DISTRICT

16 **ANTELOPE VALLEY**
17 **GROUNDWATER CASES**

18 Included Actions:

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

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

23 Wm. Bolthouse Farms, Inc. v. City of
24 Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
25 Palmdale Water Dist., Superior Court of
California, County of Riverside, Case Nos.
26 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

**EX PARTE APPLICATION FOR
EXTENSION OF TIME TO FILE REPLY
IN SUPPORT OF MOTION RE CLASS
CERTIFICATION; DECLARATION OF
JEFFREY V. DUNN**

Pursuant to California Rules of Court Rule 3.503, counsel for the Public Water Suppliers respectfully request a one-and-a-half day extension, from March 7, 2007 to March 9, 2007 by 1:00 p.m., to reply to all Oppositions filed in response to the Public Water Suppliers' Motion for Class Certification.

Counsel for the Public Water Suppliers requests this short extension to allow the Public Water Suppliers to reply fully to each of the Oppositions filed by the following parties: State of California, Diamond Farming, SPC Del Sur Ranch LLC, Antelope Valley Groundwater Agreement Association, White Fence Farms Mutual Water Co. Inc., City of Los Angeles, and the United States. (*See*, Decl. of Jeffrey Dunn, filed concurrently.)

Furthermore, the Public Water Suppliers request this extension in light of the Court's order granting the United States Ex Parte Application for Extension of Time To Respond To Motion for Class Certification, dated February 27, 2007. The Court granted the United States a three day extension until March 1, 2007 to respond to the Public Water Suppliers' Motion for Class Certification. (*See*, Decl. of Jeffrey Dunn, filed concurrently.)

Given the quantity and length of oppositions filed and the extension of time granted to the United States to respond, the Public Water Suppliers' respectfully request a one-and-a-half day extension until March 9, 2007, 1:00 p.m., to reply to all Oppositions.

Dated: March 6, 2007

BEST BEST & KRIEGER LLP

By

ERIC L. GARNER
JEFFREY V. DUNN
STEFANIE D. HEDLUND
Attorneys for Cross-Complainants
ROSAMOND COMMUNITY SERVICES
DISTRICT and LOS ANGELES
COUNTY WATERWORKS DISTRICT
NO. 40

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 March 6, 2007, I served the within document(s):

**EX PARTE APPLICATION FOR EXTENSION OF TIME TO FILE REPLY IN
SUPPORT OF MOTION RE CLASS CERTIFICATION; DECLARATION OF
JEFFREY V. DUNN**



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 March 6, 2007, at Irvine, California.


Kerry V. Keefe