

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): JEFFREY V. DUNN SBN 131926; STEFANIE D. HEDLUND SBN 239787 Best Best & Krieger, LLP - Irvine 5 Park Plaza, #1500 Irvine, CA 92614 TELEPHONE NO.: (949) 263-2600 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): CROSS-COMPLAINANTS	FOR COURT USE ONLY										
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: Room 109 CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Central District, Stanley Mosk Courthouse											
PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al. DEFENDANT/RESPONDENT: Diamond Farming Company, et al.											
<table style="width: 100%;"> <tr> <td style="width: 30%;">REQUEST FOR (Application)</td> <td style="width: 10%; text-align: center;"><input checked="" type="checkbox"/></td> <td style="width: 30%;">Entry of Default</td> <td style="width: 10%; text-align: center;"><input type="checkbox"/></td> <td style="width: 10%;">Clerk's Judgment</td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Court Judgment</td> <td colspan="2"></td> </tr> </table>	REQUEST FOR (Application)	<input checked="" type="checkbox"/>	Entry of Default	<input type="checkbox"/>	Clerk's Judgment		<input type="checkbox"/>	Court Judgment			CASE NUMBER: 4408
REQUEST FOR (Application)	<input checked="" type="checkbox"/>	Entry of Default	<input type="checkbox"/>	Clerk's Judgment							
	<input type="checkbox"/>	Court Judgment									

1. TO THE CLERK: On the complaint or cross-complaint filed
- on (date): August 21, 2008
 - by (name): Los Angeles County Waterworks District No. 40, et al.
 - ☒ Enter default of defendant (names): See Exhibit "A" attached hereto.
 - ☐ I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):
 (Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)
 - ☐ Enter clerk's judgment
 - (1) ☐ for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
☐ Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The *Prejudgment Claim of Right to Possession* was served in compliance with Code of Civil Procedure section 415.46.
 - (2) ☐ under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
 - (3) ☐ for default previously entered on (date):
2. Judgment to be entered.
- | | <u>Amount</u> | <u>Credits acknowledged</u> | <u>Balance</u> |
|-------------------------------|---------------|-----------------------------|----------------|
| a. Demand of complaint.....\$ | \$ | \$ | 0.00 |
| b. Statement of damages * | | | |
| (1) Special.....\$ | \$ | \$ | 0.00 |
| (2) General.....\$ | \$ | \$ | 0.00 |
| c. Interest.....\$ | \$ | \$ | 0.00 |
| d. Costs (see reverse).....\$ | 0.00 \$ | \$ | 0.00 |
| e. Attorney fees.....\$ | \$ | \$ | 0.00 |
| f. TOTALS.....\$ | 0.00 \$ | 0.00 \$ | 0.00 |
- g. Daily damages were demanded in complaint at the rate of: \$ _____ per day beginning (date):
 (* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)
3. ☐ (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: 12/13/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

▶



(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

FOR COURT USE ONLY	<table style="width: 100%;"> <tr> <td style="width: 30%;">(1) <input type="checkbox"/> Default entered as requested on (date):</td> <td style="width: 70%;"></td> </tr> <tr> <td>(2) <input type="checkbox"/> Default NOT entered as requested (state reason):</td> <td></td> </tr> </table> <div style="text-align: right; margin-top: 10px;"> Clerk, by _____, Deputy </div>	(1) <input type="checkbox"/> Default entered as requested on (date):		(2) <input type="checkbox"/> Default NOT entered as requested (state reason):	
(1) <input type="checkbox"/> Default entered as requested on (date):					
(2) <input type="checkbox"/> Default NOT entered as requested (state reason):					

PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al.	CASE NUMBER: 4408
DEFENDANT/RESPONDENT: Diamond Farming Company, et al.	

4. **Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.).** A legal document assistant or unlawful detainer assistant ☐ did ☐ did not for compensation give advice or assistance with this form.

(If declarant has received any help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

- a. Assistant's name:
b. Street address, city, and zip code:
c. Telephone no.:
d. County of registration:
e. Registration no.:
f. Expires on (date):

5. ☐ **Declaration under Code of Civil Procedure Section 585.5** (required for entry of default under Code Civ. Proc., § 585(a)).
This action

- a. ☐ is ☐ is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),
b. ☐ is ☐ is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
c. ☐ is ☐ is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. **Declaration of mailing (Code Civ. Proc., § 587).** A copy of this *Request for Entry of Default* was

- a. ☐ **not mailed** to the following defendants, whose addresses are **unknown** to plaintiff or plaintiff's attorney (*names*):
b. ☒ **mailed** first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:
(1) Mailed on (date): 12/13/2010
(2) To (specify names and addresses shown on the envelopes):
Please see attached Attachment to Proof of Service

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.
Date: 12/13/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 
(SIGNATURE OF DECLARANT)

7. **Memorandum of costs** (required if money judgment requested). Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

- a. Clerk's filing fees \$
b. Process server's fees \$
c. Other (specify): \$
d. \$
e. **TOTAL** \$ 0.00

- f. ☒ Costs and disbursements are waived.

- g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

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

Date: 12/13/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 
(SIGNATURE OF DECLARANT)

8. ☒ **Declaration of nonmilitary status** (required for a judgment). No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

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

Date: 12/13/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 
(SIGNATURE OF DECLARANT)

EXHIBIT "A"

Enter default of defendant (names):

RUSSELL CLAWSON, ROE 911	REGINA COOLEY, ROE 926
GAIL CLUTTER, ROE 912	DENISE COPE, ROE 927
RALPH CLUTTER, ROE 913	THOMAS COPE, ROE 928
LAP CO, ROE 914	RUBY CORDER, ROE 929
MARC COLE, ROE 916	ALFREDO CORRALES, ROE 930
WILLIAM COLLICUTT, ROE 918	CALVIN COX, ROE 932
BEATRICE COLLINS, ROE 919	ELLIE CRAIN, ROE 933
CHRISTINA COLOMBO, ROE 920	JERRY CRAIN, ROE 934
CHARLES COLTON, ROE 921	RONALD CRONK, ROE 935
LARRY CONNELLY, ROE 922	CORA CRUZ, ROE 937
LEO CONNELLY, ROE 923	FELINA CRUZ, ROE 938
ALAN COOK, ROE 925	NICASIO CRUZ, ROE 939

ATTACHMENT TO PROOF OF SERVICE

RUSSELL CLAWSON, ROE 911 5329 W AVENUE C14 LANCASTER, CA 93536-9512	REGINA COOLEY, ROE 926 1241 ADAMS ST STE 1131 SAINT HELENA, CA 94574-1925
GAIL CLUTTER, ROE 912 1517 PUDDLE DR MARYSVILLE, CA 95901-8246	DENISE COPE, ROE 927 PO BOX 123 ROSAMOND, CA 93560-0123
RALPH CLUTTER, ROE 913 1517 PUDDLE DR MARYSVILLE, CA 95901-8246	THOMAS COPE, ROE 928 PO BOX 123 ROSAMOND, CA 93560-0123
LAP CO, ROE 914 12054 CELINE ST EL MONTE, CA 91732-1202	RUBY CORDER, ROE 929 RR 3 BOX 45 AVA, MO 65608-9503
MARC COLE, ROE 916 21942 SEACREST LN HUNTINGTON BEACH, CA 92646-8228	ALFREDO CORRALES, ROE 930 43749 LIVELY AVE LANCASTER, CA 93536-5752
WILLIAM COLLICUTT, ROE 918 9857 STURGEON AVE FOUNTAIN VALLEY, CA 92708-4618	CALVIN COX, ROE 932 3864 GRAYBURN AVE LOS ANGELES, CA 90008-1941
BEATRICE COLLINS, ROE 919 PO BOX 105 ROSAMOND, CA 93560-0105	ELLIE CRAIN, ROE 933 165 PATRICIA CT STONYFORD, CA 95979-9501
CHRISTINA COLOMBO, ROE 920 300 ROCKAWAY RD OAK VIEW, CA 93022-9351	JERRY CRAIN, ROE 934 165 PATRICIA CT STONYFORD, CA 95979-9501
CHARLES COLTON, ROE 921 13758 CUMPSTON ST SHERMAN OAKS, CA 91401-5816	RONALD CRONK, ROE 935 42418 BUTTERSCOTCH LN QUARTZ HILL, CA 93536-4432
LARRY CONNELLY, ROE 922 7193 PEARBLOSSOM HWY LITTLEROCK, CA 93543-3035	CORA CRUZ, ROE 937 1934 GLENWOOD RD GLENDALE, CA 91201-1348
LEO CONNELLY, ROE 923 187 CAMINO ARROYO N PALM DESERT, CA 92260-0378	FELINA CRUZ, ROE 938 9434 HITO CT SAN DIEGO, CA 92129-4914
ALAN COOK, ROE 925 3640 E AVENUE T6 PALMDALE, CA 93550-9254	NICASIO CRUZ, ROE 939 10637 DILO ST EL MONTE, CA 91731-1931

PROOF OF SERVICE

I, Marie Milovanovich, 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, 400 Capitol Mall, Suite 1650, Sacramento, California 95814. On December 13, 2010, I served the within document(s):


REQUEST FOR ENTRY OF DEFAULT

- ☒ 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 December 13, 2010, at Sacramento, California.


Marie Milovanovich