

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>JEFFREY V. DUNN SBN 131926; STEFANIE D. HEDLUND SBN 239787</b> 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): <b>CROSS-COMPLAINANTS</b>	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> 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.	
<b>REQUEST FOR</b> <input checked="" type="checkbox"/> <b>Entry of Default</b> <input type="checkbox"/> <b>Clerk's Judgment</b> (Application) <input type="checkbox"/> <b>Court Judgment</b>	CASE NUMBER: <b>4408</b>

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. <b>TOTALS</b> .....                                                                                      | <b>0.00 \$</b> | <b>0.00 \$</b>              | <b>0.00</b>    |
| g. <b>Daily damages</b> 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: 12/14/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)



(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

<b>FOR COURT USE ONLY</b>	(1) <input type="checkbox"/> Default entered as requested on (date): (2) <input type="checkbox"/> Default NOT entered as requested (state reason):  Clerk, by _____, Deputy
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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): 12/14/2010  
(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: 12/14/2010

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: 12/14/2010

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: 12/14/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

►   
(SIGNATURE OF DECLARANT)

## EXHIBIT “A”

MAURO DONIS, ROE 995	TERESA DYKSTRA, ROE 1015
VIRGINIA DONIS, ROE 997	WILBUR DYKSTRA, ROE 1016
TERESA DOUGHERTY, ROE 998	DYKSTRA FAMILY TRUST, ROE 1017
BOROM DOUK, ROE 1001	E I C GROUP ET AL, ROE 1018
S&B DOUK, ROE 1002	DOROTHY EARL, ROE 1019
SOKHOM DOUK, ROE 1003	JACK EARL ROE 1020
JAMES DOWNING, ROE 1004	DAVID EARWOOD, ROE 1021
GARY DOWNS, ROE 1005	BENJAMIN EASTER, ROE 1022
ROMNIA DREVER, ROE 1006	JOANNE EBERT, ROE 1023
ELISEO DUMBRIQUE, ROE 1009	DAVID ECKBERG, ROE 1024
CYNTHIA DUNLOP, ROE 1010	PAULA ECKBERG, ROE 1025
RAYMOND DUNNING, ROE 1012	DALE ECKLES, ROE 1026
HAROLD DYKSTRA, ROE 1014	

## ATTACHMENT TO PROOF OF SERVICE

MAURO DONIS, ROE 995 2014 BUTTONWOOD ST COLTON, CA 92324-8476	TERESA DYKSTRA, ROE 1015 13540 ARDMORE PL CHINO, CA 91710-5238
VIRGINIA DONIS, ROE 997 2014 BUTTONWOOD ST COLTON, CA 92324-8476	WILBUR DYKSTRA, ROE 1016 13540 ARDMORE PL CHINO, CA 91710-5238
TERESA DOUGHERTY, ROE 998 206 CLAUDIUS DR APTOS, CA 95003-4611	DYKSTRA FAMILY TRUST, ROE 1017 13540 ARDMORE PL CHINO, CA 91710-5238
BOROM DOUK, ROE 1001 1101 SHELL GATE PL ALAMEDA, CA 94501-5949	E I C GROUP ET AL, ROE 1018 2075 WOODSIDE RD REDWOOD CITY, CA 94061-3338
S&B DOUK, ROE 1002 1101 SHELL GATE PL ALAMEDA, CA 94501-5949	DOROTHY EARL, ROE 1019 10733 CLARION LN LAS VEGAS, NV 89134-5262
SOKHOM DOUK, ROE 1003 1101 SHELL GATE PL ALAMEDA, CA 94501-5949	JACK EARL ROE 1020 10733 CLARION LN LAS VEGAS, NV 89134-5262
JAMES DOWNING, ROE 1004 2650 STONERIDGE DR COLORADO SPRINGS, CO 80919-3124	DAVID EARWOOD, ROE 1021 1512 E 5TH ST SPC 180 ONTARIO, CA 91764-2165
GARY DOWNS, ROE 1005 4932 LINCOLN AVE APT 2 LOS ANGELES, CA 90042-2272	BENJAMIN EASTER, ROE 1022 35820 165TH ST E LLANO, CA 93544-1114
ROMNIA DREVER, ROE 1006 248 W 10TH ST CLAREMONT, CA 91711-3828	JOANNE EBERT, ROE 1023 1452 CARDIFF AVE LOS ANGELES, CA 90035-3228
ELISEO DUMBRIQUE, ROE 1009 3470 WILSHIRE BLVD STE 1020 LOS ANGELES, CA 90010-3910	DAVID ECKBERG, ROE 1024 538 S EMMA AVE VENTURA, CA 93003-4745
CYNTHIA DUNLOP, ROE 1010 17887 JOSHUA GROVE AVE PALMDALE, CA 93591-3306	PAULA ECKBERG, ROE 1025 538 S EMMA AVE VENTURA, CA 93003-4745
RAYMOND DUNNING, ROE 1012 RR 2 BOX 132A KAMIAH, ID 83536-9301	DALE ECKLES, ROE 1026 33526 BRUSHY HOLLOW DR YUCAIPA, CA 92399-2194
HAROLD DYKSTRA, ROE 1014 1563 POWELL LN REDLANDS, CA 92374-4180	

**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 14, 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.

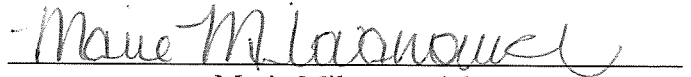


I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

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 14, 2010, at Sacramento, California.



Marie Milovanovich