BEST BEST & KRIEGER LLP 1 EXEMPT FROM FILING FEES ERIC L. GARNER, Bar No. 130665 **UNDER GOVERNMENT CODE** 2 JEFFREY V. DUNN, Bar No. 131926 **SECTION 6103** STEFANIE D. HEDLUND, Bar No. 239787 5 PARK PLAZA, SUITE 1500 3 **IRVINE, CALIFORNIA 92614** 4 TELEPHONE: (949) 263-2600 TELECOPIER: (949) 260-0972 5 Attorneys for Cross-Complainant LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 6 7 OFFICE OF COUNTY COUNSEL COUNTY OF LOS ANGELES 8 JOHN F. KRATTLI, Bar No. 82149 COUNTY COUNSEL 9 WARREN WELLEN, Bar No. 139152 PRINCIPAL DEPUTY COUNTY COUNSEL 10 **500 WEST TEMPLE STREET** LOS ANGELES, CALIFORNIA 90012 11 TELEPHONE: (213) 974-8407 TELECOPIER: (213) 687-7337 Attorneys for Cross-Complainant LOS ANGELES 12 COUNTY WATERWORKS DISTRICT NO. 40 13 14 SUPERIOR COURT OF THE STATE OF CALIFORNIA 15 COUNTY OF LOS ANGELES – CENTRAL DISTRICT 16 17 ANTELOPE VALLEY Judicial Council Coordination No. 4408 **GROUNDWATER CASES** 18 CLASS ACTION Included Actions: 19 Los Angeles County Waterworks District Santa Clara Case No. 1-05-CV-049053 No. 40 v. Diamond Farming Co., Superior Assigned to The Honorable Jack Komar 20 Court of California, County of Los Angeles, Case No. BC 325201; 21 Los Angeles County Waterworks District NOTICE OF WITHDRAWAL OF 22 No. 40 v. Diamond Farming Co., Superior **DEPOSITION OF PERSON MOST** Court of California, County of Kern, Case KNOWLEDGEABLE FOR ROSAMOND 23 No. S-1500-CV-254-348; **COMMUNITY SERVICES DISTRICT** 24 Wm. Bolthouse Farms, Inc. v. City of Lancaster, Diamond Farming Co. v. City of 25 Lancaster, Diamond Farming Co. v. Palmdale Water Dist., Superior Court of 26 California, County of Riverside, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668 27 28

NOTICE OF WITHDRAWAL OF DEPOSITION

#### TO ALL PARTIES AND ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Los Angeles County Waterworks District No. 40, by and through its counsel of record, Best Best & Krieger LLP, hereby withdraws its Notice of Deposition of Person Most Knowledgeable for Rosamond Community Services District. A true and accurate copy of said deposition notice is attached hereto as Exhibit 'A.'

Dated: February 21, 2012

BEST BEST & KRIEGER LLP

Ву

ERIC LIGARNER
JEFFREY V. DUNN
STEFANIE D. HEDLUND
Attorneys for Cross-Complainant

LOS ANGELES COUNTY

WATERWORKS DISTRICT NO. 40

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# EXHIBIT A

1	BEST BEST & KRIEGER LLP ERIC L. GARNER, Bar No. 130665	EXEMPT FROM FILING FEES UNDER GOVERNMENT CODE
2	JEFFREY V. DUNN, Bar No. 131926 STEFANIE D. HEDLUND, Bar No. 239787	SECTION 6103
3	5 PARK PLAZA, SUITE 1500	
4	IRVINE, CALIFORNIA 92614 TELEPHONE: (949) 263-2600	
5	TELECOPIER: (949) 260-0972 Attorneys for Cross-Complainant	
	LOS ANGELES COUNTY WATERWORK DISTRICT NO. 40	S
6		
7	OFFICE OF COUNTY COUNSEL COUNTY OF LOS ANGELES	
8	ANDREA ORDIN, Bar No. 38235 COUNTY COUNSEL	
9	WARREN WELLEN, Bar No. 139152	
10	PRINCIPAL DEPUTY COUNTY COUNSEL 500 WEST TEMPLE STREET	
11	LOS ANGELES, CALIFORNIA 90012 TELEPHONE: (213) 974-8407	
12	TELECOPIER: (213) 687-7337 Attorneys for Cross-Complainant LOS ANG	FI FQ
13	COUNTY WATERWORKS DISTRICT NO	. 40
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14	5	THE STATE OF CALIFORNIA
15	COUNTY OF LOS AND	SELES – CENTRAL DISTRICT
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17	ANTELOPE VALLEY	Judicial Council Coordination No. 4408
18	GROUNDWATER CASES	CLASS ACTION
19	Included Actions: Los Angeles County Waterworks District	Santa Clara Case No. 1-05-CV-049053
20	No. 40 v. Diamond Farming Co., Superior Court of California, County of Los	Assigned to The Honorable Jack Komar
	Angeles, Case No. BC 325201;	DEPOSITION OF PERSON MOST
21	Los Angeles County Waterworks District	KNOWLEDGEABLE FOR ROSAMOND COMMUNITY SERVICES DISTRICT
22	No. 40 v. Diamond Farming Co., Superior Court of California, County of Kern, Case	[C.C.P. §§ 2025.220(a)(5), 2034.470]
23	No. S-1500-CV-254-348;	Date: March 20, 2012
24	Wm. Bolthouse Farms, Inc. v. City of	Time: 1:00 p.m.
25	Lancaster, Diamond Farming Co. v. City of Lancaster, Diamond Farming Co. v.	Location: 5 Park Plaza, Suite 1500 Irvine, California 92614
26	Palmdale Water Dist., Superior Court of California, County of Riverside, Case Nos.	
27	RIC 353 840, RIC 344 436, RIC 344 668	

#### TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on March 20, 2012, at 1:00 p.m., Los Angeles County Waterworks District No. 40 will take the oral deposition of Rosamond Community Services District at the law offices of Best Best & Krieger, 5 Park Plaza, Suite 1500, Irvine, CA 92614. The deposition will be taken before a deposition officer who is authorized to administer oaths. Said deposition will be recorded by stenographic method, and may also be recorded by videotape. The deposition will continue day to day until completed, excluding weekends and holidays. The deponent is not a natural person, and therefore shall produce at the deposition those of its officers, directors, agents or employees who are the most qualified to testify on its behalf concerning the following subject:

1. Groundwater pumping for Rosamond Community Services District and groundwater pumping for properties to be annexed into Rosamond Community Services' service area.

PLEASE TAKE FURTHER NOTICE that the deponent is required to produce at the deposition the DOCUMENTS described in the attached Request For Production.

Dated: February 17, 2012

BEST BEST & KRIEGER LLP

ERIC L. GARNER

STEFANIE D. HEDLUND

Attorneys for Cross-Complainant

LOS ANGELES COUNTY

WATERWORKS DISTRICT NO. 40

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#### REQUEST FOR PRODUCTION OF DOCUMENTS

#### **DEFINITIONS AND INSTRUCTIONS**

- 1. BASIN" BASIN shall be defined as on and below the ground surface within the jurisdictional area defined by the court in this matter by order dated March 16, 2007.
- 2. "DOCUMENT" shall be defined as and have the same broad meaning as it has in California Evidence Code § 250 and Code of Civil Procedure §2031.010 et seq. and includes documents, papers, books, accounts, letters, records, photographs, objects, and all other tangible things. It includes all forms of written communication. It specifically includes all originals, copies, duplicates, drafts, or other recordings of any written, graphic, or otherwise recorded matter, however produced or reproduced, whether inscribed by hand or by mechanical, electronic, microfilm, photographic, phonic, or any other means. It includes abstracts; address books; advertisements; affidavits or statements: agreements; analyses of any kind; appointment books; architectural blueprints or drawings; balance sheets; bids; billings; blueprints; books or records of account; purchase orders; work papers; brochures; bulletins; calendars; charts; checks and canceled checks; circulars; compilations; computer cards, runs, and printouts; computer programs; computer tapes and discs; consultants' reports or studies; contracts; correspondence; data processing input and output; data sheets; desk calendars; diagrams; diaries; directories; discs; drawings; estimates; expense account records; experts' reports or studies; financial statements or calculations; graphs; house publications; income statements; inspection records, sheets, and reports; interoffice and intra-office communications; invoices; job descriptions or assignments;
- 3. "YOU" or "YOUR" shall mean Rosamond Community Services District, and shall also include all representatives and agents of Rosamond Community Services District, and all other PERSONS acting or purporting to act on behalf Rosamond Community Services District.

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

#### **DOCUMENTS TO BE PRODUCED**

- 1. Produce all groundwater pump meter records for groundwater pumped in the BASIN since 1951 from real property YOU own in the BASIN.
- 2. All meter records for groundwater used in the BASIN since 1951 from real property YOU own in the BASIN.
- 3. All meter records for water used in the BASIN since 1951 from real property YOU own in the BASIN.
- 4. All electrical meter records which indicate how much groundwater has been pumped in the BASIN since 1951 from real property YOU own in the basin.
- 5. All diesel records for groundwater pumped in the BASIN since 1951 from real property YOU own.
- 6. All DOCUMENTS which indicate the amount of groundwater pumped since 1951 from real property YOU own in the BASIN.
- 7. All DOCUMENTS which relate to YOUR calculation of the amount of groundwater pumped or used by YOU or YOUR predecessors in the BASIN since 1951 from real property YOU own in the BASIN.
- 8. All First and Annual Notices for Groundwater Extraction YOU have filed with the California State Water Reassurances Control Board for all groundwater pumped in the BASIN since 1951.
- 9. All First and Annual Notices for Groundwater Extraction YOU have filed with Los Angeles County for all groundwater pumped in the BASIN since 1951.
- 10. All First and Annual Notices for Groundwater Extraction that relate to any real property YOU own in the BASIN.
- 11. All DOCUMENTS that indicate how much groundwater any party to this ligation has pumped in the BASIN since 1951.
- 12. All DOCUMENTS that indicate how much groundwater is pumped on property YOU plain to annex into YOUR service area.

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# LAW OFFICES OF BEST BEST & KRIEGER LLP 500 CAPITOL MALL, SUITE 1700 SACRAMENTO, CALIFORNIA 95814

#### **PROOF OF SERVICE**

I, Patricia Alshabazz, 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 & Krieger LLP, 500 Capitol Mall, Suite 1700, Sacramento, California 95814. On February 17, 2012, I served the within document(s):

## DEPOSITION OF PERSON MOST KNOWLEDGEABLE FOR ROSAMOND COMMUNITY SERVICES DISTRICT

×	by posting the document(s) listed above to the Santa Clara County Superior Cour website in regard to the Antelope Valley Groundwater matter.
	by placing the document(s) listed above in a sealed envelope with postage thereor fully prepaid, in the United States mail at Sacramento, California addressed as se 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 February 17, 2012, at Sacramento, California.

Patricia Alshabazz

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# BEST BEST & KRIEGER LLP 500 CAPITOL MALL, SUITE 1700 SACRAMENTO, CALIFORNIA 95814

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#### PROOF OF SERVICE

I, Patricia Alshabazz, 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, 500 Capitol Mall, Suite 1700, Sacramento, California 95814. On February 21, 2012, I served the within document(s):

#### NOTICE OF WITHDRAWAL OF DEPOSITION OF PERSON MOST KNOWLEDGEABLE FOR ROSAMOND **COMMUNITY SERVICES DISTRICT**

×	by posting the document(s) listed above to the Santa Clara County Superior Cour website in regard to the Antelope Valley Groundwater matter.
	by placing the document(s) listed above in a sealed envelope with postage thereor fully prepaid, in the United States mail at Sacramento, California addressed as se 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.
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