

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Jeffrey V. Dunn, SBN 131926 Marc S. Ehrlich, SBN 198112 Best Best & Krieger, LLP 5 Park Plaza, Suite 1500 Irvine, CA 92614 TELEPHONE NO.: 949-263-2600	FOR COURT USE ONLY
ATTORNEY FOR (Name): Los Angeles County Waterworks District No. 40 Insert name of court and name of judicial district and branch court, if any: Superior Court of California, County of Los Angeles Central District PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40 DEFENDANT/RESPONDENT: Diamond Farming Company, et al.	
REQUEST FOR DISMISSAL ☐ Personal Injury, Property Damage, or Wrongful Death ☐ Motor Vehicle ☐ Other ☐ Family Law ☐ Eminent Domain ☒ Other (specify): Declaratory and Injunctive Relief	CASE NUMBER: Judicial Council Coordination Proceeding No. 4408 Los Angeles Case No. BC325201

— A conformed copy will not be returned by the clerk unless a method of return is provided with the document. —

1. TO THE CLERK: Please **dismiss** this action as follows:

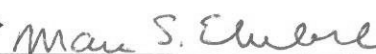
- a- (1) ☐ With prejudice (2) ☒ Without prejudice
- b. (1) ☐ Complaint (2) ☐ Petition
- (3) ☐ Cross-complaint filed by (name): on (date):
- (4) ☐ Cross-complaint filed by (name): on (date):
- (5) ☐ Entire action of all parties and all causes of action
- (6) ☒ Other (specify):* As to Defendant Doe 22, California Portland Cement Company, on the Complaint only

Date: August 1, 2006

Marc S. Ehrlich

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

* If dismissal requested is of specified parties only, of specified causes of action only specified cross-complaints so state and identify the parties, causes of action, or cross-complaints to be dismissed.

▶ 
(SIGNATURE)

Attorney Or party without attorney for:

- ☒ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross-complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint—or Response (Family Law) seeking affirmative relief—is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(i) or (j).

▶ 
(SIGNATURE)

Attorney Or party without attorney for:

- ☐ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross-complainant

(To be completed by clerk)

3. ☐ Dismissal entered as requested on (date):
4. ☐ Dismissal entered on (date): as to only (name):
5. ☐ Dismissal **not entered** as requested for the following reasons (specify):
6. ☐ a. Attorney or party without attorney notified on (date):
 b. Attorney or party without attorney not notified. Filing party failed to provide
 ☐ a copy to conform ☐ means to return conformed copy

Date:

Clerk, by _____, Deputy

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 August 1, 2006, I served the within document(s):

REQUEST FOR DISMISSAL

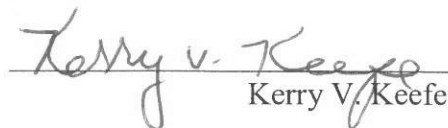
- ☒ by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed 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.

(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 August 1, 2006, at Irvine, California.


Kerry V. Keefe

SERVICE LIST

1		
2	Bob H. Joyce, Esq. LAW OFFICES OF LEBEAU THELEN, LLP 5001 East Commercenter Drive, Ste. 300 Post Office Box 12092 Bakersfield, CA 93389-2092	Attorneys for Diamond Farming Company (661) 325-1127-Facsimile
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5	Douglas J. Evertz, Esq. STRADLING, YOCCA, CARLSON & RAUTH 660 Newport Center Drive, Suite 1600 Newport Beach, CA 92660-6522	Attorneys for City of Lancaster (949) 725-4100-Facsimile
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8	James L. Markman, Esq. RICHARDS WATSON & GERSHON Post Office Box 1059 Brea, CA 92822-1059	Attorneys for City of Palmdale (714) 990-6230-Facsimile
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10	Steve R. Orr, Esq. Bruce G. McCarthy, Esq. RICHARDS WATSON & GERSHON 355 South Grand Avenue, 40 th Floor Los Angeles, CA 90071-3101	Attorneys for City of Palmdale (213) 626-0078-Facsimile
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13	Michael Fife, Esq. HATCH AND PARENT 21 East Carrillo Street Santa Barbara, CA 93101-2782	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") (805) 965-4333-Facsimile
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20	Richard Zimmer, Esq. CLIFFORD & BROWN 1430 Truxtun Avenue, Suite 900 Bakersfield, CA 93301	Attorneys for Bolthouse Properties, Inc. (661) 322-3508-Facsimile
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22	Julie A. Conboy, Esq. Department of Water and Power 111 North Hope Street Post Office Box 111 Los Angeles, CA 90012	Attorneys for Department of Water and Power (213) 241-1416-Facsimile
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25	Janet Goldsmith, Esq. Kronick, Moskowitz, Tiedemann & Girard 400 Capitol Mall, 27 th Floor Sacramento, CA 95814-4417	Attorneys for City of Los Angeles (916) 321-4555-Facsimile
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2	Wayne K. Lemieux, Esq. Lemieux & O'Neill 2393 Townsgate Road, Suite 201 Westlake Village, California 91361	Attorneys for Littlerock Creek Irrigation District and Palm Ranch Irrigation District (805) 495-2787-Facsimile
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13	John Tootle, Esq. CALIFORNIA WATER SERVICE COMPANY 2632 West 237 th Street Torrance, CA 90505	Attorneys for California Water Service Company (310) 325-4605-Facsimile
16	Presiding Judge of the Superior Court of California, County of Los Angeles County Courthouse 111 North Hill Street Los Angeles, CA 90012-3014	
19	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	
22	Christopher M. Sanders, Esq. Ellison Schneider & Harris 2015 H Street Sacramento, California 95814-3109	Attorneys for County Sanitation District No. 14 of Los Angeles County, and County Sanitation District No. 20 of Los Angeles County (916) 447-2166 (916) 447-3512-Facsimile
26	Loretta Slaton, Esq. Law Office of Loretta Slaton 2294 Via Puerta, Suite O Laguna Hills, CA 92653	Attorneys for Air Trust Singapore Limited (949) 587-2832 (949) 855-1959-Facsimile
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5	Sue Ellen Wooldridge, Esq. R. Lee Leininger, Esq. U.S. Department of Justice Environment and Natural Resources Division 1961 Stout Street, 8 th Floor Denver, CO 80294	Attorneys for the United States Department of Justice (303) 844-1364 (303) 844-1350-Facsimile
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7	Dale Murad, Esq. AFLSA/JACE 1501 Wilson Blvd., Ste. 629 Arlington, VA 22209-2403	Attorneys for U.S. Department of the Air Force - Edwards Air Force Base (703) 696-9166 (703) 696-9184-Facsimile
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9	Edward J. Casey, Esq. Weston Benschhof Rochefort Rubalcava MacCuish LLP 333 So. Hope Street, 16 th Floor Los Angeles, CA 90071	Attorneys for Palmdale Hills Property LLC
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11	Michael L. Crow, Esq. Virginia Cahill, Esq. Deputy Attorney General State of California – Dept. of Justice 1300 I Street, Ste. 125 P.O. Box 944255 Sacramento, CA 94244-2550	Attorneys for the State of California; Santa Monica Mountains Conservancy; and the 50 th District Agricultural Association (916) 327-7856 (916) 327-2319-Facsimile
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