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LOS ANGELES COUNTY WATERWORKS  
6 DISTRICT NO. 40

**EXEMPT FROM FILING FEES  
UNDER GOVERNMENT CODE  
SECTION 6103**

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COUNTY WATERWORKS DISTRICT NO. 40  
13

14  
15 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
16 COUNTY OF LOS ANGELES – CENTRAL DISTRICT

17 **ANTELOPE VALLEY**  
18 **GROUNDWATER CASES**

Judicial Council Coordination Proceeding  
No. 4408

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

**CLASS ACTION**

Santa Clara Case No. 1-05-CV-049053  
Assigned to the Honorable Jack Komar

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

**PETITION TO ADD-ON CASE;  
DECLARATION OF JEFFREY V. DUNN**

24 Wm. Bolthouse Farms, Inc. v. City of  
25 Lancaster, Diamond Farming Co. v. City of  
Lancaster, Diamond Farming Co. v.  
26 Palmdale Water Dist., Superior Court of  
California, County of Riverside, Case Nos.  
27 RIC 353 840, RIC 344 436, RIC 344 668

1 TO THE COURT, ALL PARTIES, AND ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that defendant Los Angeles County Waterworks District No. 40  
3 hereby petitions this Court for an Order that the following case be an "add on" case to the  
4 Antelope Valley Groundwater Cases, Judicial Council Coordination Proceeding No. 4408:

5 *Richard Wood, on behalf of himself and all others similarly situated v. A.V. Materials,*  
6 *Inc., et al.,* Los Angeles County Superior Court Case No. BC509546.

7 The complaint in the above "add on" case seeks, among other things, adjudication of  
8 certain groundwater rights in the Antelope Valley Groundwater Adjudication Area in Judicial  
9 Council Coordination Proceeding No. 4408. (Declaration of Jeffrey V. Dunn, ¶¶ 1-3.)

10 No hearing is required under Rule of Court 3.544 unless ordered by the Coordination Trial  
11 Judge. Pursuant to Rule of Court 3.544, subdivision (b), 10 days after service of this Petition, any  
12 party may serve and submit a notice of opposition to this Petition.

13  
14 Dated: July 11, 2013

BEST BEST & KRIEGER LLP

15  
16 By 

17 ERIC L. GARNER  
18 JEFFREY W. DUNN  
19 STEFANIE D. HEDLUND  
20 Attorneys for Cross-Complainant  
21 LOS ANGELES COUNTY  
22 WATERWORKS DISTRICT NO. 40  
23  
24  
25  
26  
27  
28

DECLARATION OF JEFFREY V. DUNN

I, Jeffrey V. Dunn, declare as follows:

1. I am an attorney duly licensed to practice before all courts of the State of California. I am an attorney of record for Los Angeles County Waterworks District No. 40 Judicial Council Coordination Proceeding 4408. The following is based on my personal knowledge and if called as a witness, I could and would testify competently thereto.

2. Pursuant to the requirements set forth in Rule of Court 3.544, I submit that the case of *Richard Wood, on behalf of himself and all others similarly situated v. A.V. Materials, Inc., et al.*, Los Angeles County Superior Court Case No. BC509546 is an "add on" case for the Antelope Valley Groundwater Cases, Judicial Council Coordination Proceeding 4408 because the "add on" case seeks to adjudicate groundwater rights within the Antelope Valley Adjudication Area. The existing coordination proceedings concern a comprehensive adjudication of groundwater rights within the Antelope Valley Adjudication Area.

3. Attached as Exhibit "A" is a true and correct copy of the "add on" case complaint.

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

Executed this 11th day of July, 2013, at Irvine, California.

  
JEFFREY V. DUNN

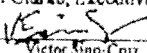
26345.00000\8069960.1

# EXHIBIT “A”

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OF ORIGINAL FILED  
Los Angeles Superior Court

MAY 21 2013

John A. Clarke, Executive Officer/Clerk  
BY  Deputy  
Victor Sino-Cruz

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15 Attorneys for Plaintiff Richard A. Wood

16 SUPERIOR COURT FOR THE STATE OF CALIFORNIA

17 COUNTY OF LOS ANGELES

18 RICHARD A. WOOD, an individual, on behalf  
19 of himself and all others similarly situated,

20 Plaintiff,

21 v.

22 A. V. Materials, Inc., a California Corporation;  
23 A.C. Warnack, as Trustee of The A.C. Warnack  
24 Trust; AV Solar Ranch 1, LLC; Adams Bennett  
25 Investments, LLC; Alta Vista SunTower, LLC;  
26 Antelope Valley Country Club Improvement  
27 Company, Inc., a business entity of form  
28 unknown; Antelope Valley East-Kern Water  
Agency, a California Municipal Corporation;  
Antelope Valley Water Storage LLC; Arklin  
Brothers Enterprises, a business entity of form  
unknown; Philip H. Arklin; Gene T. Bahlman;  
William Barnes; Julie Barnes; William Barnes  
as Trustee of the William R. Barnes & Eldora  
M. Barnes Family Trust of 1989; Maria Balice;  
Norman Balice; Randall Blayney; Bolthouse  
Properties, LLC; John Boruchin, as Trustee for  
the John and Dora Boruchin Living Trust; Dora  
Boruchin, as Trustee for the John and Dora  
Boruchin Living Trust; Britton Associates, LLP;

Case No.:

BC509546

(related to JUDICIAL COUNCIL  
COORDINATION PROCEEDING No. 4408;  
Santa Clara Case No. 1-05-CV-049053,  
Honorable Jack Komar)

CLASS ACTION COMPLAINT

1  
CLASS ACTION COMPLAINT

1 Thomas M. Bookman; Burrows, Bruce; 300 A  
2 40 H, LLC; Bujulian Brothers, Inc., a business  
3 entity of form unknown; Bushnell Enterprises,  
4 LLC; B.J. Calandri; John Calandri; John  
5 Calandri as Trustee of the John and B.J.  
6 Calandri 2001 Trust; Calmat Land Company, a  
7 business entity of unknown form; Sal Cardile;  
8 Connie L. Cardile; Efren Chavez; Luz Chavez;  
9 Consolidated Rock Products, a business entity  
10 of form unknown; Castle Ranch Estate, a  
11 business entity of form unknown; Cameron  
12 Properties, a business entity of form unknown;  
13 City of Los Angeles; Florence Cernicky as  
14 Trustee of the Cernicky Trust; Copa De Oro  
15 Land Company, a California general  
16 partnership; County Sanitation District Number  
17 14 of Los Angeles County; County Sanitation  
18 District Number 20 of Los Angeles County;  
19 Crystal Organic Farms LLC; Del Sur Ranch,  
20 LLC; Diamond Farming Company; Genz  
21 Development, a business entity of form  
22 unknown; Steven Godde as Trustee of the  
23 Forrest G. Godde Trust; Lawrence A. Godde;  
24 Lawrence A. Godde and Godde Trust; Robert  
25 Gorrindo; Phillip Gorrindo; Robert Gorrindo as  
26 trustee of the Gorrindo Family Trust; Laura  
27 Griffin; Gaskell SunTower LLC; Granite  
28 Construction Company, a business entity of  
form unknown; Grimmway Enterprises, Inc., a  
business entity of form unknown; H&N  
Development Co. West, Inc., a business entity  
of form unknown; Steven Harris; Healy  
Enterprises, Inc., a business entity of form  
unknown; Healy Farms, a business entity of  
form unknown; David Herrmann; High Desert  
Investments, LLC; Holliday Rock Co., Inc., a  
business entity of form unknown; Clinto Huth;  
Habod Javadi; Eugene V. Kindig; Beverly A.  
Kindig; Paul S. Kindig; Sharon R. Kindig;  
Kootenai Properties, Inc., a business entity of  
form unknown; Gailen Kyle; Gailen Kyle as  
Trustee of the Kyle Trust; James W. Kyle;  
James W. Kyle as Trustee of the Kyle Family  
Trust; James W. Kyle as Trustee of the Kyle  
Family Trust; Julia Kyle; Wanda E. Kyle; Little  
Rock Sand and Gravel, Inc., a business entity of  
form unknown; LV Ritter Ranch LLC; Landinv,  
Inc., a business entity of form unknown; Lapis

1 Land Company, LLC; Lebata, Inc., a business  
2 entity of form unknown; Larry V. Leduc; Sonia  
3 S Leduc; Leslie Property; Littlerock Aggregate  
4 Co., Inc. dba Antelope Valley Aggregate, Inc., a  
5 business entity of form unknown; David S.  
6 Mason; Jose Maritorenas as Trustee of the  
7 Maritorenas Living Trust; Jose Maritorenas;  
8 Marie Maritorenas; Richard H. Miner; Monte  
9 Vista Building Sites Inc.; Mountain Brook  
10 Ranch, LLC; Barry S. Munz; Terry A. Munz;  
11 Kathleen M. Munz; Patty Murphy; Eugene B.  
12 Nebeker; R and M Ranch, Inc., a business entity  
13 of form unknown; Richard Nelson; Michael  
14 Nelson; Robert Jones; New Anaverde, LLC;  
15 Nibbelink Family Trust; Northrop Grumman  
16 Corporation; Palmdale Hills Property, LLC;  
17 Robert D. Raney, as Trustee for the Robert and  
18 Shirley Raney Living Trust; Shirley B. Raney,  
19 as Trustee for the Robert and Shirley Raney  
20 Living Trust ; John Recca; Adriene Recca; Edgar  
21 C. Ritter; Paula E. Ritter; Paula E. Ritter, as  
22 Trustee of the Ritter Family Trust; Red Dawn  
23 SunTower, LLC; Rosamond Ranch, ; SGS  
24 Antelope Valley Development LLC; Sahara  
25 Nursery, a business entity of form unknown;  
26 Mabel Selak; Jeffrey L. Siebert; Nancee J.  
27 Siebert; Saint Andrew's Abbey, Inc., a business  
28 entity of form unknown; Service Rock Products,  
L.P.; Sheep Creek Water Company, a business  
entity of form unknown; Sheldon R. Blum,  
Trustee for the Sheldon R. Blum Trust; Elias  
Shokrian; Shirley Shokrian; Sierra SunTower,  
LLC; Sorrento West Properties, Inc., a business  
entity of form unknown; Tejon Ranchcorp, a  
business entity of form unknown; Tierra Bonita  
Ranch Company, a business entity of form  
unknown; Beverly Tobias; Triple M Property, a  
business entity of form unknown; 3M Property  
Investment Co., a business entity of form  
unknown; Frank Lane as Trustee of The Frank  
and Yvonne Lane Family Trust, Dated March 5,  
1993; George Lane as the Trustee of The  
George and Charlene Lane Family Trust; The  
Philip H. Arklin Family Trust Dated April 28,  
1994; The Three Arklin Limited Liability  
Company; Jung N. Tom; Tumbleweed  
SunTower, LLC; U.S. Borax, Inc., a business  
entity of form unknown; Craig Van Dam;

1 Delmar D. Van Dam; Gary Van Dam; Gertrude  
2 J. Van Dam; Samuel Kremen; Vulcan Materials  
3 Company, a business entity of form unknown;  
4 Vulcan Lands Inc., a business entity of form  
5 unknown; WAGAS Land Company LLC; WDS  
6 California II, LLC; Wm. Bolthouse Farms, Inc.,  
7 a business entity of form unknown; Willow  
8 Springs Company, a business entity of form  
9 unknown; Donna Wilson; Nina Wilson; Ramin  
10 Zomorodi; enXco Development Corporation, a  
11 business entity of form unknown; and DOES 1  
12 through 1000;

13 Defendants.

14 Plaintiff, Richard A. Wood, by his counsel, alleges on information and belief as follows:

15 I.

16 NATURE OF THE ACTION

17 1. Plaintiff brings this action on behalf of himself and the class of certain other  
18 private landowners in the Antelope Valley (as defined below) seeking a judicial determination of  
19 their rights to use the groundwater within the Antelope Valley Groundwater Basin ("the Basin").

20 2. As overlying landowners, Plaintiff and the Class have a property right in the water  
21 within the Basin. Plaintiff and the Class also have a priority to the use of the Basin's  
22 groundwater for domestic purposes under California Water Code section 106. The Basin has  
23 been adjudicated Basin, thereby requiring reduction or diminution of the groundwater rights of  
24 some parties overlying the Basin. Plaintiff and the Class contend that their domestic  
25 groundwater rights must be accorded priority over non-domestic uses, including those rights  
26 relating to farming.

27 II.

28 JURISDICTION AND VENUE

3. This Court has jurisdiction over this action pursuant to the California  
Constitution, Article XI, § 10 and under California Code of Civil Procedure ("CCP") § 410.10.



4. Venue is proper in this jurisdiction pursuant to CCP § 395 in that Plaintiff resides in Los Angeles County, a number of defendants reside in this County, and a substantial part of the unlawful conduct at issue herein has taken place in this County. In addition, this case is related to Judicial Council Coordination Proceeding No. 4408, which is pending in this Court.

### III.

THE PARTIES

6. Plaintiff RICHARD A. WOOD ("Wood" or "Plaintiff") resides in Lancaster, California. Wood owns approximately 10 acres of property at 45763 North 90<sup>th</sup> Street East in Lancaster, California, within the Basin. Plaintiff's property overlies percolating groundwater, the precise extent of which is unknown.

7. Defendants (referred to alternatively as "Overliers" or "Defendants") are persons and entities who claim rights to use groundwater from the Basin, whose interests are in conflict with Plaintiff's interests. On information and belief, each of the entity defendants is in good standing and legally permitted to conduct business in California.

8. Plaintiff alleges on information and belief that at all relevant times DOE Defendants 1 through 1000, inclusive, are persons or entities who either are currently taking or providing water from the Basin or claim rights to take groundwater from the Basin. Plaintiff is presently unaware of the true names and identities of those persons sued herein as DOE Defendants 1 through 1000 and therefore sues these Defendants by these fictitious names. Plaintiff will amend this Complaint to allege the Doe Defendants' legal names and capacities when that information is ascertained.

IV.

FACTUAL ALLEGATIONS COMMON TO ALL CLAIMS

9. The Antelope Valley Groundwater Basin is part of the South Lahontan Hydrologic Region. The Basin underlies an extensive alluvial valley in the western Mojave Desert. The Basin is bounded on the northwest by the Garlock fault zone at the base of the Tehachapi Mountains and on the southwest by the San Andreas fault at the base of the San Gabriel Mountains. The Basin is bounded on the east by ridges and low hills that form a

1 groundwater divide and on the north by various geographic features that separate it from the  
2 Fremont Valley Basin.

3 10. Average annual rainfall in the Basin ranges from 5 to 10 inches. Most of the  
4 Basin's recharge comes from runoff from the surrounding mountains and hills -- in particular,  
5 from the San Gabriel and Tehachapi Mountains and from hills and ridges surrounding other  
6 portions of the Valley.

7 11. The Basin has two main aquifers -- an upper aquifer, which is the primary source  
8 of groundwater for the Valley, and a lower aquifer. Generally, in the past, wells in the Basin  
9 have been productive and have met the needs of users in conjunction with other sources of water,  
10 including the State Water Project.

11 12. In recent years, however, population growth and urban demands have led to  
12 increased pumping and declining groundwater levels. Plaintiff and the Class are informed and  
13 believe that at some yet unidentified point in the past, the Defendants began to extract  
14 groundwater from the Antelope Valley to a point above and beyond an average annual safe yield.  
15 Plaintiff and the Class are further informed and believe that future population growth and  
16 demands will place increased burdens on the Basin. If the trend continues, demand may exceed  
17 supply which will cause damage to private rights and ownership in real property. Presently, the  
18 rights to the Basin's groundwater have not been adjudicated and there are no legal restrictions on  
19 pumping. Each of the Defendants is pumping water from the Basin and /or claims an interest in  
20 the Basin's groundwater. Despite the actual and potential future damage to the water supply and  
21 the rights of owners of real property within the Valley, the Defendants have knowingly  
22 continued to extract groundwater from the Basin, and increased and continue to increase their  
23 extractions of groundwater over time. The Defendants continued the act of pumping with the  
24 knowledge that the continued extractions were damaging, long term, the Antelope Valley and in  
25 the short term, impairing the rights of the property owners.

26 13. Plaintiff and the Class are informed and believe that the Defendants have pumped  
27 water in excess of the safe yield.  
28

1           14. Various water users have instituted suit to assert rights to pump water from the  
2 Basin. In particular, Defendant L.A. Waterworks District 40 and other municipal Appropriators  
3 have brought suit asserting that they have prescriptive rights to pump water from the Basin,  
4 which they claim are paramount and superior to the overlying rights of Plaintiff and the Class.  
5 Those claims threaten Plaintiff's right to pump water on his property.

6           15. In 1983, Plaintiff purchased his ten (10) acre property in the Antelope Valley to  
7 serve as his sole residence, which has continued to be the case to date. The most important and  
8 fundamental aspect of his purchase was the property right to use water below his land. At all  
9 relevant times, Plaintiff has extracted and used groundwater from beneath his property for  
10 standard residential purposes. Plaintiff's right to use water below the surface of the land is a  
11 valuable property right. Without the right to use the water below his property, the value of  
12 Plaintiff's land is substantially reduced.

13           16. Plaintiff is informed and believes that Defendants have extracted so much water  
14 from the Basin, by extracting non-surplus water that exceeds a safe yield for a period as yet  
15 undetermined, that his ability to pump water is threatened. Plaintiff is further informed and  
16 believes that the water level has fallen to such an unreasonable level that his property right in the  
17 use of the water has been infringed or extinguished and his interest in the real property has been  
18 impaired by the diminution of its fair market value. The Defendants have made it economically  
19 difficult, if not impossible, for him to exercise his future right to use the water because they have  
20 extracted too much water from the supply in the Basin. His water rights and the value in the real  
21 property have been damaged and will continue to be damaged unless this court intervenes on his  
22 behalf and on behalf of all class members.

23           17. Plaintiff brings this action on behalf of the following class:

24           All private (i.e., non-governmental) persons and entities that own real property  
25 within the Basin, as adjudicated, and that have been pumping groundwater on their property  
26 within the five year period preceding the filing of this action for domestic purposes. The Class  
27 excludes the defendants herein, any person, firm, trust, corporation, or other entity in which any  
28 defendant has a controlling interest or which is related to or affiliated with any of the defendants,

1 and the representatives, heirs, affiliates, successors-in-interest or assigns of any such excluded  
2 party. The Class also excludes all persons and entities to the extent their properties are connected  
3 to a municipal water system, public utility, or mutual water company from which they receive  
4 water service, as well as all property pumping 25 acre-feet per year or more on an average annual  
5 basis at any time.

6 18. The Class is so numerous that joinder of all members is impracticable. Plaintiff's  
7 claims are typical of the claims of the members of the Class. Plaintiff and members of the class  
8 have sustained damages arising out of the conduct complained of herein.

9 19. Plaintiff will fairly and adequately protect the interests of the members of the  
10 Class and Plaintiff has no interests which are contrary to or in conflict with those of the Class  
11 members he seeks to represent. Plaintiff has retained competent counsel experienced in class  
12 action litigation to ensure such protection.

13 20. A class action is superior to other available methods for the fair and efficient  
14 adjudication of this controversy since joinder of all members is impracticable. Plaintiff knows of  
15 no difficulty that will be encountered in the management of this litigation that would preclude its  
16 maintenance as a class action.

17 21. There are common question of law and fact as to all members of the Class, which  
18 predominate over any questions affecting solely individual members of the Class. Specifically,  
19 the Class members are united in establishing (1) their priority to the use of the Basin's  
20 groundwater given their capacity as overlying landowners; (2) the determination of the Basin's  
21 characteristics including yield; and (3) the availability of injunctive relief.

#### 22 FIRST CAUSE OF ACTION

23 (For Declaratory Relief Against All Defendants)

24 22. Plaintiff realleges and incorporates herein by reference each of the allegations  
25 contained in the preceding paragraphs of this Complaint.

26 23. By virtue of their property ownership, Plaintiff and the Class hold overlying rights  
27 to the Basin's groundwater, which entitle them to extract that water and put it to reasonable and  
28 beneficial uses on their respective properties.

24. Plaintiff is informed and believes, and on the basis of that information and belief alleges, that each of the defendants presently extracts groundwater from the Basin and/or asserts rights to that groundwater which conflict with the overlying rights of Plaintiff and the Class.

25. Plaintiff is informed and believes and, on the basis of that information and belief, alleges that each of the Defendants extracts groundwater primarily for non-domestic use.

26. The Court has adjudicated the Basin as being in a state of overdraft, setting the safe yield at 110,000 acre-feet per annum. Plaintiff is informed and believes and on that basis alleges that the total claims to the groundwater rights in the Basin far exceed the safe yield set by the Court, thereby requiring reduction or diminution of the claims of some persons or entities claiming rights to use groundwater in the Basin.

27. Plaintiff's and the Class' present overlying domestic uses of the Basin's groundwater are superior in right to any non-domestic overlying rights held by the Defendants. As stated in California Water Code section 106, "It is hereby declared to be the established policy of this State that the use of water for domestic purposes is the highest use of water and that the next highest use is for irrigation."

16 28. Plaintiff's and the Class' overlying rights need to be adjudicated and apportioned  
17 in a fair and equitable manner as against all Defendants.

18 29. Plaintiff and the Class seek a judicial determination that their rights as overlying  
19 users are superior to the rights of the non-domestic overlying use of Defendants.

20 30. Plaintiff and the Class further seek a judicial determination as to the priority and  
21 amount of water that all parties in interest are entitled to pump from the Basin.

## SECOND CAUSE OF ACTION

(Against All Defendants to Quiet Title)

24 31. Plaintiff realleges and incorporates herein by reference each of the allegations  
25 contained in the preceding paragraphs of this Complaint.

32. Plaintiff and the Class own land overlying the Antelope Valley alluvial groundwater basin. Accordingly, Plaintiff and the Class have appurtenant rights to pump and reasonably use groundwater on their land.

1 33. Plaintiff and the Class herein request a declaration from the Court quieting title to  
2 their appurtenant rights to pump and reasonably use groundwater on their land in the future.  
3

4 WHEREFORE, Plaintiff prays for judgment against Defendants, jointly and severally, as  
5 follows:

6 1. Declaring that Plaintiff's and the Class' overlying rights to use water from the  
7 Basin are superior and have priority vis-a-vis all non-domestic overlying users;

8 2. Apportioning water rights from the Basin in a fair and equitable manner and  
9 enjoining any and all uses inconsistent with such apportionment;

10 3. Awarding Plaintiff and the Class the costs of this suit, including reasonable  
11 attorneys' and experts' fees and other disbursements; as well as such other and further relief as  
12 may be just and proper.  
13

14 DATED: May 21, 2013

LAW OFFICES OF MICHAEL D. McLACHLAN, APC  
LAW OFFICE OF DANIEL M. O'LEARY

15  
16  
17  
18 By: 

Daniel M. O'Leary  
Attorneys for Plaintiff  
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**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 July 11, 2013, I served the within document(s):

**PETITION TO ADD-ON CASE; 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 caused such envelope to be delivered via email to the Chair of the Judicial Council at [coordination@jud.ca.gov](mailto:coordination@jud.ca.gov).

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 July 11, 2013, at Irvine, California.

  
Kerry V. Keefe