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**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

**ANTELOPE VALLEY GROUNDWATER  
CASES**

**Included Actions:**

Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co., Superior Court of  
California, County of Los Angeles, Case No.  
BC 325201;

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

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

RICHARD WOOD, on behalf of himself and  
all other similarly situated v. A.V. Materials,

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

Judicial Council Coordination Proceeding  
No. 4408

**CLASS ACTION**

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

**DECLARATION OF JEFFREY V. DUNN  
IN SUPPORT OF IN SUPPORT OF LOS  
ANGELES COUNTY WATERWORKS  
DISTRICT NO. 40'S OPPOSITION TO  
MOTION FOR SUMMARY  
ADJUDICATION**

*[Filed concurrently with Opposition,  
Separate Statement of Disputed Facts,  
Request for Judicial Notice, and  
Declaration of Steve A. Perez]*

1 Inc., et al., Superior Court of California,  
2 County of Los Angeles, Case No. BC509546.

3 RICHARDS WATSON & GERSHON

4 James L. Markman, Bar No. 43536  
5 Steven Orr, Bar No. 136615  
6 355 S. Grand Avenue, 40<sup>th</sup> Floor  
7 Los Angeles, CA 90071-3101  
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9 Attorneys for City of Palmdale

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14 (714) 277-1700; (714) 277-1777 fax  
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16 Community Services District

17 LEMIEUX & O'NEILL

18 Wayne Lemieux, Bar No. 43501  
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20 Westlake Village, CA 91362  
21 (805) 495-4770 (805) 495-2787 fax  
22 Attorneys for Littlerock Creek Irrigation District,  
23 Palm Ranch Irrigation District, Desert Lake  
24 Community Services District, North Edwards Water  
25 District, Llano Del Rio Water Company, Llano  
26 Mutual Water Company, and Big Rock Mutual Water  
27 Company

28 CHARLTON WEEKS LLP

Bradley T. Weeks, Bar No. 173745  
1007 West Avenue M-14, Suite A  
Palmdale, CA 93551  
(661) 265-0969 (661) 265-1650 fax  
Attorneys for Quartz Hill Water District

CALIFORNIA WATER SERVICE COMPANY

John Tootle, Bar No. 181822  
2632 West 237<sup>th</sup> Street  
Torrance, CA 90505  
(310) 257-1488; (310) 325-4605-fax

**DECLARATION OF JEFFREY V. DUNN**

I, Jeffrey V. Dunn, declare:

1. I have personal knowledge of the facts below, and if called upon to do so, I could testify competently thereto in a court of law.

2. I am an attorney licensed to practice law in the State of California. I am a partner of Best, Best & Krieger LLP, attorneys of record for the Los Angeles County Waterworks District No. 40 ("District No. 40").

3. Attached as Exhibit "A" is a true and correct copy of Antelope Valley-East Kern Water Agency's ("AVEK") Cross-Complaint in the Antelope Valley Groundwater Cases, Judicial Council Coordination No. 4408. AVEK's Cross-Complaint was posted on the Court's website and filed on or about August 30, 2006.

4. Attached as Exhibit "B" is a true and correct copy of District No. 40 and Rosamond Community Services District's answer to all complaints and cross-complaints, including AVEK's Cross-Complaint, in the Antelope Valley Groundwater Cases, Judicial Council Coordination No. 4408. The answer was posted on the Court's website and filed on or about February 23, 2007.

5. Attached as Exhibit "C" is a true and correct copy of a document, titled AVEK's 2010 Urban Water Management Plan, that was posted to the Court's website by AVEK on or about December 9, 2013.

6. Attached as Exhibit "D" is a true and correct copy of a print-out from the webpage, [http://www.avek.org/index.cfm?fuseaction=menu&menu\\_id=5011](http://www.avek.org/index.cfm?fuseaction=menu&menu_id=5011), that I caused to be printed. The title of the webpage is "Capital Facilities Charges".

7. Attached as Exhibit "E" is a true and correct copy of a contract, titled "Water Service Agreement between Antelope Valley-East Kern Water Agency and Los Angeles County Waterworks Districts Nos. 4 and 34" and dated July 17, 1970. This agreement is kept in the files of the County of Los Angeles Department of Public Works.

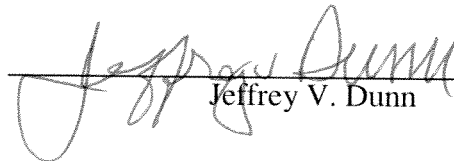
8. Attached as Exhibit "F" is a true and correct copy of a letter, dated June 13 1980, from Wallace G. Spinarski, who was the General Manager of AVEK, that was received by the

1 Waterworks and Sewer Maintenance Division of the Los Angeles County Department of Public  
2 Works on June 16, 1980. This letter is kept in the files of the County of Los Angeles Department  
3 of Public Works.

4 9. Attached as Exhibit "G" is a true and correct copy of a letter, dated August 11,  
5 1987, from Wallace G. Spinarski, who was the General Manager of AVEK, to Robert Larson, the  
6 Assistant Deputy Director of Waterworks and Sewer Maintenance Division of the Los Angeles  
7 County Department of Public Works. This letter is kept in the files of the County of Los Angeles  
8 Department of Public Works.

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

11 Executed this 27th day of December, 2013, at Irvine, California.

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14 Jeffrey V. Dunn  
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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, 18101 Von Karman Avenue, Suite 1000, Irvine, California 92612. On December 27, 2013, I served the within document(s):


**DECLARATION OF JEFFREY V. DUNN IN SUPPORT OF IN SUPPORT  
OF LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40'S  
OPPOSITION TO MOTION FOR DETERMINATION OF GOOD FAITH  
SETTLEMENT BY THE WOOD CLASS SETTLING DEFENDANTS**

- ☒ 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 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 27, 2013, at Irvine, California.

  
Kerry V. Keefe

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