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LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40

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

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COUNTY WATERWORKS DISTRICT NO. 40

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

Judicial Council Coordination Proceeding
No. 4408

CLASS ACTION

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

**NOTICE OF CANCELLATION AND
WITHDRAWAL OF EX PARTE
HEARING REGARDING
SETTLEMENT OF RETURN FLOW
CLAIMS BY LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40
AND A REQUEST FOR THE COURT
TO VACATE, CONTINUE OR
PROVIDE OTHER APPROPRIATE
RELIEF AS TO THE PHASE 5 TRIAL
ON RETURN FLOWS**

Date: February 6, 2014
Time: 8:30 a.m.

Trial Date: February 10, 2014 (Phase V)

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that Los Angeles County Waterworks District No. 40's
3 ("District No. 40") ex parte application for a hearing re settlement between District No. 40 and
4 Antelope Valley East-Kern Water Agency, scheduled to be heard on February 6, 2014, has been
5 cancelled.

6 PLEASE TAKE FURTHER NOTICE THAT District No. 40 hereby withdraws its ex
7 parte application.

8 Dated: February 5, 2014

BEST BEST & KRIEGER LLP

9
10 By 

ERIC L. GARNER

JEFFREY V. DUNN

WENDY Y. WANG

Attorneys for Cross-Complainant

LOS ANGELES COUNTY WATERWORKS

DISTRICT NO. 40

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PROOF OF SERVICE

I, Sandra K. Sandoval, declare:

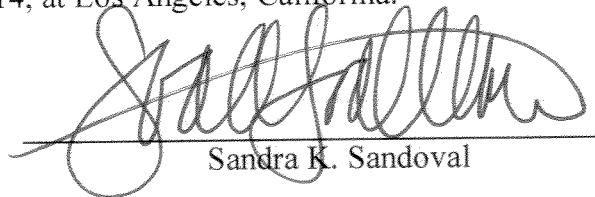
I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 300 South Grand Avenue, 25th Floor, Los Angeles, CA 90071. On February 5, 2014, I served the within document(s):

NOTICE OF CANCELLATION AND WITHDRAWAL OF EX PARTE HEARING REGARDING SETTLEMENT OF RETURN FLOW CLAIMS BY LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 AND A REQUEST FOR THE COURT TO VACATE, CONTINUE OR PROVIDE OTHER APPROPRIATE RELIEF AS TO THE PHASE 5 TRIAL ON RETURN FLOWS

- ☒ 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 February 5, 2014, at Los Angeles, California.


Sandra K. Sandoval