

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): ERIC L. GARNER, SBN 130665; JEFFREY V. DUNN, SBN 131926 WENDY Y. WANG, SBN 228923 BEST BEST & KRIEGER LLP 18101 VON KARMAN AVENUE, SUITE 1000, IRVINE, CA 92612 TELEPHONE NO.: (949) 263-2600 FAX NO. (Optional): (949) 260-0972 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 No. Hill Street MAILING ADDRESS: SAME CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: CENTRAL DISTRICT	
PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUND WATER CASES LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 et al. DEFENDANT/RESPONDENT: DIAMOND FARMING CO., et al.	CASE NUMBER: JCCP No. 4408 - CLASS ACTION - Santa Clara Case No. 1-05-CV-049053 - Assigned to Hon. Jack Komar
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.:

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
 - a. ☒ summons
 - b. ☒ complaint
 - c. ☐ Alternative Dispute Resolution (ADR) package
 - d. ☐ Civil Case Cover Sheet (served in complex cases only)
 - e. ☐ cross-complaint
 - f. ☒ other (specify documents): See Attachment.
3. a. Party served (specify name of party as shown on documents served): 40TH STREET MUTUAL WATER COMPANY
 - b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served: 3657 East Avenue K-12, Lancaster, CA 93535
5. I served the party (check proper box)
 - a. ☐ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): _____ (2) at (time): _____
 - b. ☐ **by substituted service.** On (date): _____ at (time): _____ I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3): _____
 - (1) ☐ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
 - (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
 - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): _____ from (city): _____ or ☐ a declaration of mailing is attached.
 - (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

PLAINTIFF/PETITIONER: **ANTELOPE VALLEY GROUND WATER CASES**

CASE NUMBER:

JCCP No. 4408 - CLASS ACTION -
Santa Clara Case No. 1-05-CV-049053 -
Assigned to Hon. Jack Komar

DEFENDANT/RESPONDENT:

5. c. ☒ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): August 18, 2014 (2) from (city): Los Angeles
- (3) ☒ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt.*) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (*specify means of service and authorizing code section*):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☒ as the person sued under the fictitious name of (*specify*): ROE 2318
- c. ☐ as occupant.
- d. ☐ On behalf of (*specify*):
- under the following Code of Civil Procedure section:
- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. **Person who served papers**

- a. Name: Sandra Rosales
- b. Address: 300 So. Grand Ave., 25th Floor, Los Angeles, CA 90071
- c. Telephone number: (213) 617-8100
- d. **The fee for service was:** \$
- e. I am:
- (1) ☒ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☐ a registered California process server:
- (i) ☐ owner ☐ employee ☐ independent contractor.
- (ii) Registration No.:
- (iii) County:

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

or

9. ☐ **I am a California sheriff or marshal** and I certify that the foregoing is true and correct.

Date: August 25, 2014

Sandra Rosales

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

►  (SIGNATURE)

ATTACHMENT 2f

TO PROOF OF SERVICE

SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; REVISED AMENDMENT
TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS
NAME) [ROES 2317-2318]; FIRST AMENDED CROSS-COMPLAINT OF PUBLIC WATER
SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF
WATER RIGHTS; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL
ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; COVER LETTER DATED
7/1/14

American LegalNet, Inc.
www.USCourtForms.com

Attorney or Party without Attorney: BEST BEST & KRIEGER LLP 18101 VON KARMAN AVENUE SUITE 1000 IRVINE, CA 92612 Telephone No: 949-263-2600 FAX: No: 949-260-0972				For Court Use Only	
Attorney for: Cross Complainant					
Insert name of Court, and Judicial District and Branch Court: LOS ANGELES COUNTY SUPERIOR COURT, CENTRAL DISTRICT					
Cross Complainant: ANTELOPE VALLEY GROUNDWATER ADJUDICATION CASES Cross Defendant: CLASS A					
AFFIDAVIT OF REASONABLE DILIGENCE		Hearing Date:	Time:	Dept/Div:	Case Number: JCCP 4408

1. I, ALEX MENDEZ, and any employee or independent contractors retained by FIRST LEGAL SUPPORT SERVICES are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant ROE 2318: 40TH STREET MUTUAL WATER COMPANY as follows:

2. **Documents:** Summons On First Amended Cross-Complaint; Public Water Suppliers' Amendment To Public Water Suppliers' First Amended Cross-Complaint (Fictitious Name) [Roes 2317 - 2318]; First-Amended Cross-Complaint Of Public Water Suppliers For Declaratory And Injunctive Relief And Adjudication Of Water Rights; Electronic Filing And Service Standing Order; Model Answer To Complaint And All Cross-Complaints; Proof Of Service, Electronic Proof Of Service.

Day	Date	Time	Location	Results
Mon	07/14/14	6:10pm	Home	THERE WAS NO ANSWER AT THE DOOR. Attempt made by: ALEX MENDEZ, Registration #5799 Los Angeles County. Attempt at: 3657 EAST AVENUE K-12 LANCASTER, CA 93535.
Tue	07/22/14	5:00pm	Home	Returned Not Served on: ROE 2318: 40TH STREET MUTUAL WATER COMPANY Home - 3657 EAST AVENUE K-12 LANCASTER, CA 93535

3. **Person Executing**
 a. ALEX MENDEZ
 b. **FIRST LEGAL SUPPORT SERVICES**
 1517 BEVERLY BOULEVARD
 LOS ANGELES, CA 90026
 c. (714)541-1110

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. **The Fee** for service was:

e. I am: (3) registered California process server
 (i) Independent Contractor
 (ii) Registration No.: 5799
 (iii) County: Los Angeles
 (iv) Expiration Date: Tue, Apr. 05, 2016

4. **I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.**
 Date: Wed, Jul. 23, 2014

AFFIDAVIT OF REASONABLE DILIGENCE (ALEX MENDEZ)

5911051.besbe 630840

1 **PROOF OF SERVICE**

2 I, Sandra K. Sandoval, declare:

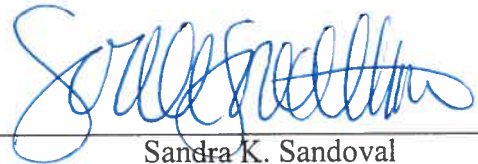
3 I am a resident of the State of California and over the age of eighteen years, and not a
4 party to the within action; my business address is Best Best & Krieger LLP, 300 South Grand
5 Avenue, 25th Floor, Los Angeles, CA 90071. On August 29, 2014, I served the within
6 document(s):

7 **PROOF OF SERVICE OF SUMMONS VIA NOTICE AND**
8 **ACKNOWLEDGMENT OF SERVICE – 40TH STREET MUTUAL WATER**
9 **COMPANY**



by posting the document(s) listed above to the Santa Clara County Superior Court
11 website in regard to the Antelope Valley Groundwater matter.

12 I declare under penalty of perjury under the laws of the State of California that the above
13 is true and correct. Executed on August 29, 2014, at Los Angeles, California.

14 
15
16 Sandra K. Sandoval