

- Date: September 2, 2014

(TYPE OR PRINT NAME)

► Wendy Wang
(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

(1) ☐ Default entered as requested on (date):

(2) ☐ Default NOT entered as requested (state reason):

**FOR COURT
USE ONLY**

Clerk, by _____, Deputy

| | |
|--|---------------|
| PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUND WATER CASES | CASE NUMBER: |
| DEFENDANT/RESPONDENT: DIAMOND FARMING CO., et al. | JCCP No. 4408 |

4. **Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.).** A legal document assistant or unlawful detainer assistant ☐ did ☐ did **not** for compensation give advice or assistance with this form.
(If declarant has received **any** help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

a. Assistant's name:
b. Street address, city, and zip code:

c. Telephone no.:
d. County of registration:
e. Registration no.:
f. Expires on (date):

5. ☐ **Declaration under Code of Civil Procedure Section 585.5** (required for entry of default under Code Civ. Proc., § 585(a)).
This action

a. ☐ is ☐ is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),
b. ☐ is ☐ is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
c. ☐ is ☐ is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. **Declaration of mailing (Code Civ. Proc., § 587).** A copy of this *Request for Entry of Default* was

a. ☐ **not mailed** to the following defendants, whose addresses are **unknown** to plaintiff or plaintiff's attorney (names):
b. ☒ **mailed** first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:

(1) Mailed on (date): September 2, 2014

(2) To (specify names and addresses shown on the envelopes):

Joshua Acres Mutual Water Company, 36540 40th St East, Palmdale, CA 93552

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.
Date: September 2, 2014

Sandra K. Sandoval
(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

7. **Memorandum of costs** (required if money judgment requested). Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

a. Clerk's filing fees.....\$
b. Process server's fees\$
c. Other (specify):\$
d.\$
e. **TOTAL**.....\$ 0.00

f. ☒ Costs and disbursements are waived.

g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: September 2, 2014

Wendy Y. Wang
(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

8. ☒ **Declaration of nonmilitary status** (required for a judgment). No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: September 2, 2014

Wendy Y. Wang
(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

| | | | | | |
|---|--|---------------|-------|--------------------|---------------------------|
| 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 2316: JOSHUA ACRES MUTUAL WATER COMPANY as follows:

2. **Documents:** Summons On First Amended Cross-Complaint; Revised Public Water Suppliers' Amendment To Public Water Suppliers' First Amended Cross-Complaint (Fictitious Name) [Roes 2310 - 2316]; 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.

| Day | Date | Time | Location | Results |
|-----|----------|---------|----------|--|
| Thu | 07/03/14 | 1:10pm | Home | THERE WAS NO ANSWER AT THE DOOR. Attempt made by: ALEX MENDEZ, Registration #5799 Los Angeles County. Attempt at: 36540 40TH STREET EAST PALMDALE, CA 93552. |
| Sat | 07/05/14 | 10:10am | Home | THERE WAS NO ANSWER AT THE DOOR. OLD CARS PARKED AROUND THE HOUSE. Attempt made by: ALEX MENDEZ. Attempt at: 36540 40TH STREET EAST PALMDALE, CA 93552. |
| Sun | 07/06/14 | 6:45pm | Home | THERE WAS NO ANSWER AT THE DOOR. Attempt made by: ALEX MENDEZ. Attempt at: 36540 40TH STREET EAST PALMDALE, CA 93552. |
| Mon | 07/07/14 | 7:25pm | Home | THERE WAS NO ANSWER AT THE DOOR. Attempt made by: ALEX MENDEZ. Attempt at: 36540 40TH STREET EAST PALMDALE, CA 93552. |
| Mon | 08/04/14 | 5:00pm | Home | Returned Not Served on: ROE 2316: JOSHUA ACRES MUTUAL WATER COMPANY Home - 36540 40TH STREET EAST PALMDALE, CA 93552 |

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: Mon, Aug. 04, 2014

AFFIDAVIT OF REASONABLE DILIGENCE (ALEX MENDEZ)

5903432.besbe.628840

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 August 8, 2014, I served the within document(s):

**NOTICE AND ACKNOWLEDGMENT OF RECEIPT – CIVIL – JOSHUA ACRES
MUTUAL WATER COMPANY**



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.



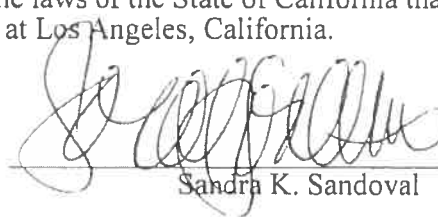
by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.



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 August 8, 2014, at Los Angeles, California.


Sandra K. Sandoval

THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
ELECTRONIC FILING - WWW.SCEFILING.ORG

c/o Glotrans

2915 McClure Street

Oakland, CA94609

TEL: (510) 208-4775

FAX: (510) 465-7348

EMAIL: Info@Glotrans.com

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA

Coordination Proceeding Special Title (Rule
1550(b)) ANTELOPE VALLEY GROUNDWATER CASES
(JCCP 4408) Included Actions: Los Angeles
County Waterworks District No. 40

Plaintiff,

vs.

Diamond Farming Co. Superior Court of
California County of Los Angeles, Case No.
BC 325 201 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, consolidated actions, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Defendant.

AND RELATED ACTIONS

) Antelope Valley Groundwater Cases (JCCP
) 4408)

) Lead Case No.1-05-CV-049053

) Hon. Jack Komar

) **PROOF OF SERVICE**
) **Electronic Proof of Service**

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure
Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the
worldwide web on Fri. August 8, 2014 at 3:43 PM PDT and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and
am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described
document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.scefiling.org>, on Fri. August 8,
2014 at 3:43 PM PDT

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties
on the electronic service list maintained for this case. The message identified the document and provided
instructions for accessing the document on the worldwide web.

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

correct. Executed on August 8, 2014 at Oakland, California.

Dated: August 8, 2014

For WWW.SCEFILING.ORG

Andy Jamieson

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THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG

Electronic Proof of Service
Page 2

Document(s) submitted by Jeffrey Dunn of Best Best & Krieger, LLP on Fri. August 8, 2014 at 3:43 PM PDT

1. Acknowledge Receipt: Notice and Acknowledgment of Receipt of Summons and Amendment to PWS First Amended Cross-Complaint - Joshua Acres Mutual Water Company

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 September 2, 2014, I served the within document(s):

REQUEST FOR ENTRY OF DEFAULT – JOSHUA ACRES MUTUAL WATER COMPANY

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

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 2, 2014, at Los Angeles, California.



Sandra K. Sandoval