| NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY: | STATE BAR NUMBER 131926 | Reserved for Clerk's File Stamp |
|---|---|---|

NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY:

Jeffrey V. Dunn/SBN 131926
Stefanie D. Hedlund/SBN 239787
Best Best & Krieger LLP
5 Park Plaza, Suite 1500
Irvine, California 92614

ATTORNEY FOR (Name):

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

COURTHOUSE ADDRESS:
111 North Hill Street
Los Angeles, California 90012

PLAINTIFF: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, et al.

DEFENDANT: DIAMOND FARMING COMPANY, et al.

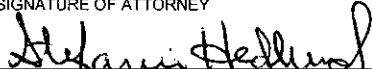| AMENDMENT TO FIRST AMENDED CROSS-COMPLAINT (Fictitious /Incorrect Name) | CASE NUMBER: 4408 |
|---|---|

☒ **FICTITIOUS NAME** *(No order required)*

Upon the filing of the complaint, the plaintiff, being ignorant of the true name of the defendant and having designated the defendant in the complaint by the fictitious name of:

FICTITIOUS NAME
ROE 595

and having discovered the true name of the defendant to be:

TRUE NAME
Son Rise Farms

amends the complaint by substituting the true name for the fictitious name wherever it appears in the complaint.

| DATE | TYPE OR PRINT NAME | SIGNATURE OF ATTORNEY |
|---|---|---|
| 1/11/2008 | Stefanie D. Hedlund | *[signature]* |

☐ **INCORRECT NAME** *(Order required)*

The plaintiff, having designated a defendant in the complaint by the incorrect name of:

INCORRECT NAME

and having discovered the true name of the defendant to be:

TRUE NAME

amends the complaint by substituting the true name for the incorrect name wherever it appears in the complaint.

| DATE | TYPE OR PRINT NAME | SIGNATURE OF ATTORNEY |
|---|---|---|
| | | |

## ORDER

THE COURT ORDERS the amendment approved and filed.

_____
Dated

_____
Judicial Officer

CIV 105 03-04
LASC Approved

**AMENDMENT TO FIRST AMENDED CROSS-COMPLAINT (Fictitious / Incorrect Name)**

Code Civ. Proc., §§ 471.5, 472, 473, 474

## PROOF OF SERVICE

I, Roberta Louise Hoffner, 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 January 14, 2008, I served the within document(s):
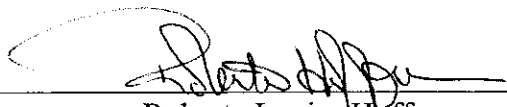
**AMENDMENT TO FIRST AMENDED CROSS-COMPLAINT (TO NAME SON RISE FARMS AS ROE 595)**

[X] 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 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 January 14, 2008, at Irvine, California.

_____
Roberta Louise Hoffner