

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) <b>ERIC L. GARNER, SBN 130665; JEFFREY V. DUNN, SBN 131926</b> <b>WENDY Y. WANG, SBN 228923</b> <b>BEST BEST &amp; KRIEGER LLP</b> <b>18101 VON KARMAN AVENUE, SUITE 1000, IRVINE, CA 92612</b> TELEPHONE NO: (949) 263-2600 FAX NO (Optional) (949) 260-0972 E-MAIL ADDRESS (Optional) ATTORNEY FOR (Name) <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO.</b>	<b>FOR COURT USE ONLY</b>  <b>CONFORMED COPY</b> <b>ORIGINAL FILED</b> Superior Court of California County of Los Angeles  <b>AUG 11 2015</b>  Sherri R. Carter, Executive Officer/Clerk By Anita Pergler, Deputy
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS <b>111 No. Hill Street</b> MAILING ADDRESS <b>SAME</b> CITY AND ZIP CODE <b>Los Angeles, CA 90012</b> BRANCH NAME <b>CENTRAL DISTRICT</b>	CASE NUMBER <b>JCCP No. 4408 - CLASS ACTION -</b> <b>Santa Clara Case No. 1-05-CV-049053</b> <b>- Assigned to Hon. Jack Komar</b>
PLAINTIFF/PETITIONER: <b>ANTELOPE VALLEY GROUND WATER CASES</b> <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, et al.</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING CO., et al.</b>	
<b>REQUEST FOR</b> <b>(Application)</b> <input checked="" type="checkbox"/> <b>Entry of Default</b> <input type="checkbox"/> <b>Clerk's Judgment</b> <input type="checkbox"/> <b>Court Judgment</b>	

## 1. TO THE CLERK: On the complaint or cross-complaint filed

- a. on (date): 6/11/14
- b. by (name): Los Angeles County Waterworks District No. 40
- c. ☒ Enter default of defendant (names): John P. Starros [ROE 2302]; Frank A. Small [ROE 2305] (See attached Proofs of Service)
- d. ☐ I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e.
- ☐
- Enter clerk's judgment

(1) ☐ for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)

☐ Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The Prejudgment Claim of Right to Possession was served in compliance with Code of Civil Procedure section 415.46.

(2) ☐ under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)

(3) ☐ for default previously entered on (date):

## 2. Judgment to be entered.

	Amount	Credits acknowledged	Balance
a. Demand of complaint .....	\$	\$	0.00
b. Statement of damages *			
(1) Special .....	\$	\$	0.00
(2) General .....	\$	\$	0.00
c. Interest .....	\$	\$	0.00
d. Costs (see reverse) .....	0.00 \$	\$	0.00
e. Attorney fees .....	\$	\$	0.00
f. TOTALS .....	\$ 0.00	0.00 \$	0.00

g. Daily damages were demanded in complaint at the rate of: \$ \_\_\_\_\_ per day beginning (date): \_\_\_\_\_  
 (\* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3. ☐ (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: August 15, 2014

Wendy Y. Wang

(TYPE OR PRINT NAME)

(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

(1) ☒ Default entered as requested on (date):(2) ☐ Default NOT entered as requested (state reason):

AUG 11 2015

SHERRI R. CARTER

FOR COURT  
USE ONLYClerk, by A. PERGLER, 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): August 15, 2014

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

John P. Starros, 250 N. Parkview St., Los Angeles CA 90026

Mark Brifman (Counsel for Frank A. Small), Brifman Law Corporation, 15545 Devonshire St., Mission Hills, CA 91345

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: August 15, 2014

Kerry V. Keefe  
(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: August 15, 2014

Wendy Y. Wang  
(TYPE OR PRINT NAME)

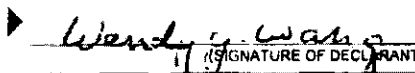
  
(SIGNATURE OF DECLARANT)

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: August 15, 2014

Wendy Y. Wang  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF DECLARANT)

<b>Attorney or Party without Attorney:</b> <b>BEST BEST &amp; KRIEGER LLP</b> 300 SOUTH GRAND AVENUE 25TH FLOOR LOS ANGELES, CA 90071 Telephone No: 213-617-8100      FAX No: 213-617-7480		<b>For Court Use Only:</b> <b>CONFORMED COPY</b> <b>ORIGINAL FILED</b> Superior Court of California County of Los Angeles  AUG 11 2015	
<b>Attorney for:</b> Cross Complainant		Ref No. or File No.	
<b>Insert name of Court, and Judicial District and Branch Court:</b> JUDICIAL COUNCIL COORDINATION PROCEEDING			
<b>Cross Complainant:</b> CALIFORNIA WATER SERVICE COMPANY, ET AL.			
<b>Cross Defendants:</b> JOHN P. STAROS, ET AL.			
<b>PROOF OF SERVICE</b> <b>SUMMONS &amp; COMPLAINT</b>		Hearing Date	Time
		Dept/Div:	Case Number: 4408

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 the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS

3. a. Party served: JUANITA EYHERABIDE  
 b. Person served: PARTY IN ITEM 3A

4. Address where the party was served: 5284 KENT DRIVE  
 BAKERSFIELD, CA 93301

5. I served the party:  
 a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Fri., Jun. 13, 2014 (2) at: 6:15PM

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

a. as an individual defendant

7. Person Who Served Papers:

a. PEGGY PARTIDA  
 b. FIRST LEGAL SUPPORT  
 2300 TULARE STREET, STE 130  
 FRESNO, CA 93721  
 c. 559-233-1993

Recoverable Cost 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.: 538  
 (iii) County: Kern  
 (iv) Expiration Date: Sat, Jul. 26, 2014

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

Date: Tue, Jun. 17, 2014

*peggy partida*  
 PEGGY PARTIDA

<b>Attorney or Party without Attorney</b> BEST BEST & KRIEGER LLP 300 SOUTH GRAND AVENUE 25TH FLOOR LOS ANGELES, CA 90071 Telephone No: 213-617-8100 FAX No. 213-617-7480		<b>For Court Use Only</b> <b>CONFORMED COPY</b> <b>ORIGINAL FILED</b> Superior Court of California County of Los Angeles  AUG 11 2015  Sherri R. Carter, Executive Officer/Clerk By Anita Pergler, Deputy	
<b>Attorney for: Cross Complainant</b>		Ref. No. or File No.	
Insert name of Court, and Judicial District and Branch Court: <b>JUDICIAL COUNCIL COORDINATION PROCEEDING</b>			
Cross Complainant: CALIFORNIA WATER SERVICE COMPANY, ET AL. Cross Defendant: JOHN P. STAROS, ET AL.			
<b>PROOF OF SERVICE</b> <b>SUMMONS &amp; COMPLAINT</b>		Hearing Date:	Time:
		Dep/Div:	Case Number 4408

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 the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS
  3. a. Party served: FRANK A. SMALL  
 b. Person served: party in item 3a
  4. Address where the party was served: 16636 KINZIE STREET  
 NORTH HILLS, CA 91343
  5. I served the party:
    - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Thu., Jun. 12, 2014 (2) at: 9:19PM
  6. The "Notice to the Person Served" (on the Summons) was completed as follows:
    - a. as an individual defendant
  7. Person Who Served Papers:
    - a. JAVIER SANCHEZ
- Recoverable Cost 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.: 2014115318
  - (iii) County: Los Angeles



1511 West Beverly Blvd.  
 Los Angeles, CA 90026  
 Telephone (213) 250-9111  
 Fax (213) 250-1197  
 www.firstlegallnetwork.com

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
 Date: Fri, Jun. 13, 2014

<b>Attorney or Party without Attorney:</b> <b>BEST BEST &amp; KRIEGER LLP</b> <b>300 SOUTH GRAND AVENUE</b> <b>25TH FLOOR</b> <b>LOS ANGELES, CA 90071</b> Telephone No: 213-617-8100      FAX No: 213-617-7480				<b>CONFORMED COPY</b> <b>ORIGINAL FILED</b> Superior Court of California County of Los Angeles  <b>AUG 11 2015</b>  By <b>R. Carter, Executive Officer/Clerk</b> By <b>Anita Pergler, Deputy</b>	
<b>Attorney for: Cross Complainant</b>				<b>Ref. No. or File No.:</b>	
<b>Insert name of Court, and Judicial District and Branch Court:</b> <b>JUDICIAL COUNCIL COORDINATION PROCEEDING</b>					
<b>Cross Complainant: CALIFORNIA WATER SERVICE COMPANY, ET AL.</b>					
<b>Cross Defendant: JOHN P. STAROS, ET AL.</b>					
<b>PROOF OF SERVICE</b> <b>SUMMONS &amp; COMPLAINT</b>		<b>Hearing Date</b>	<b>Time</b>	<b>Dept/Div</b>	<b>Case Number:</b> <b>4408</b>

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 the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS
3. a. Party served: **JOHN P. STAROS**  
 b. Person served: **PARTY IN ITEM 3A**
4. Address where the party was served: **250 NORTH PARKVIEW STREET**  
**LOS ANGELES, CA 90026**
5. I served the party:
  - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Thu., Jun. 19, 2014 (2) at: 3:22PM
6. The "Notice to the Person Served" (on the Summons) was completed as follows:
  - a. as an individual defendant
7. Person Who Served Papers:
  - a. **MOHAMMAD RAFIQUZZAMAN**
  - d. The Fee for Service was: Recoverable Cost Per CCP 1033.5(a)(4)(B)
  - e. I am: (3) registered California process server
    - (i) Independent Contractor
    - (ii) Registration No.: **6600**
    - (iii) County: **Los Angeles**



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 Los Angeles, CA 90026  
 Telephone (213) 250-9111  
 Fax (213) 250-1197  
 www.firstlegallnetwork.com

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- Date: Fri, Jun. 20, 2014

**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 August 15, 2014, I served the within document(s):

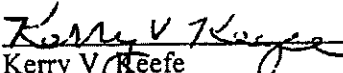
**REQUEST FOR ENTRY OF DEFAULT**

- ☒ 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 August 15, 2014, at Irvine, California.

  
Kerry V. Keefe

**BEST BEST & KRIEGER LLP**

ERIC L. GARNER, Bar No. 130665

JEFFREY V. DUNN, Bar No. 131926

WENDY Y. WANG, Bar No. 228923

18101 VON KARMAN AVENUE, SUITE 1000

IRVINE, CALIFORNIA 92612

TELEPHONE: (949) 263-2600

TELECOPIER: (949) 260-0972

Attorneys for LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40

**OFFICE OF COUNTY COUNSEL  
COUNTY OF LOS ANGELES**

JOHN F. KRATTLI, Bar No. 82149

COUNTY COUNSEL

WARREN WELLEN, Bar No. 139152

PRINCIPAL DEPUTY COUNTY COUNSEL

500 WEST TEMPLE STREET

LOS ANGELES, CALIFORNIA 90012

TELEPHONE: (213) 974-8407

TELECOPIER: (213) 687-7337

Attorneys for LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40

[See Next Page For Additional Counsel]

**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

**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

**PUBLIC WATER SUPPLIERS' REQUEST  
FOR DISMISSAL OF ROE 2315**

- 1 RICHARDS WATSON & GERSHON  
James L. Markman, Bar No. 43536
- 2 Steven Orr, Bar No. 136615  
355 S. Grand Avenue, 40<sup>th</sup> Floor
- 3 Los Angeles, CA 90071-3101  
(213) 626-8484 (213) 626-0078 fax
- 4 Attorneys for City of Palmdale
- 5 MURPHY & EVERTZ LLP  
Douglas J. Evertz, Bar No. 123066
- 6 650 Town Center Drive, Suite 550  
Costa Mesa, CA 92626
- 7 (714) 277-1700; (714) 277-1777 fax  
Attorneys for City of Lancaster and Rosamond
- 8 Community Services District
- 9 LEMIEUX & O'NEILL  
Wayne Lemieux, Bar No. 43501
- 10 4165 E. Thousand Oaks Blvd., Ste. 350  
Westlake Village, CA 91362
- 11 (805) 495-4770 (805) 495-2787 fax  
Attorneys for Littlerock Creek Irrigation District,
- 12 Palm Ranch Irrigation District, Desert Lake Community Services District, North Edwards Water  
District, Llano Del Rio Water Company, Llano Mutual Water Company, and Big Rock Mutual
- 13 Water Company
- 14 LAGERLOF SENEAL GOSNEY & KRUSE  
Thomas Bunn III, Bar No. 89502
- 15 301 North Lake Avenue, 10<sup>th</sup> Floor  
Pasadena, CA 91101-4108
- 16 (626) 793-9400 (626) 793-5900 fax  
Attorneys for Palmdale Water District
- 17
- 18 CHARLTON WEEKS LLP  
Bradley T. Weeks, Bar No. 173745  
1007 West Avenue M-14, Suite A
- 19 Palmdale, CA 93551  
(661) 265-0969 (661) 265-1650 fax
- 20 Attorneys for Quartz Hill Water District
- 21 CALIFORNIA WATER SERVICE COMPANY  
John Tootle, Bar No. 181822
- 22 2632 West 237<sup>th</sup> Street  
Torrance, CA 90505
- 23 (310) 257-1488; (310) 325-4605-fax
- 24
- 25
- 26
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1 Having been made aware that Hidden Valley Mutual Water Company (Roe 2315) is  
2 dissolved, the Public Water Suppliers hereby requests dismissal of the entire action without  
3 prejudice as to Hidden Valley Mutual Water Company.  
4

5 Dated: July 24, 2014

BEST BEST & KRIEGER LLP

6  
7 By 

ERIC L. HARNER  
JERREY V. DUNN  
WENDY Y. WANG

8 Attorneys for Cross-Complainant  
9 LOS ANGELES COUNTY WATERWORKS  
10 DISTRICT NO. 40  
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**PROOF OF SERVICE**

I, Sandra K. Sandoval, declare:

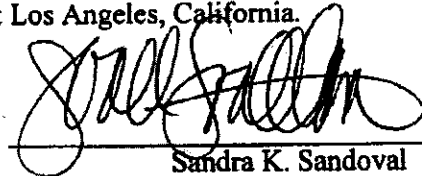
I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 300 South Grand Avenue, 25th Floor, Los Angeles, CA 90071. On July 24, 2014, I served the within document(s):

**PUBLIC WATER SUPPLIERS' REQUEST FOR DISMISSAL OF ROE 2315**

- ☒ 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 July 24, 2014, at Los Angeles, California.

  
Sandra K. Sandoval

26345.00000\9095023 2