

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): 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): L.A. County Waterworks District 40 & Rosamond CSD	TELEPHONE NO.: 949/263-2600	FOR COURT USE ONLY
Insert name of court and name of judicial district and branch court, if any: Los Angeles Superior Court - Central District 111 North Hill Street, Los Angeles, California, 90012		
PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, et al.		
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, et al.		
REQUEST FOR DISMISSAL ☐ Personal Injury, Property Damage, or Wrongful Death ☐ Motor Vehicle ☐ Other ☐ Family Law ☐ Eminent Domain ☒ Other (specify) : Declaratory Relief and Injunctive Relief of Water Rights		CASE NUMBER: 4408
- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -		

1. TO THE CLERK: Please dismiss this action as follows:

- a. (1) ☐ With prejudice (2) ☒ Without prejudice
- b. (1) ☐ Complaint (2) ☐ Petition
- (3) ☒ Cross-complaint filed by (name): **Los Angeles Co. Waterworks, et al.*** on (date): January 10, 2007
- (4) ☐ Cross-complaint filed by (name): on (date):
- (5) ☐ Entire action of all parties and all causes of action
- (6) ☒ Other (specify):*

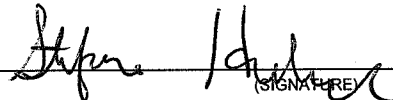
***As to Southern California Water Company/SBE (Roe 622) ONLY**

Date: March 4, 2008

Stefanie D. Hedlund

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

▶  (SIGNATURE)

Attorney or party without attorney for:

☐ Plaintiff/Petitioner ☐ Defendant/Respondent

☒ Cross - complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint or Response (Family Law) seeking affirmative relief is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

▶ (SIGNATURE)

Attorney or party without attorney for:

☐ Plaintiff/Petitioner ☐ Defendant/Respondent

☐ Cross - complainant

(To be completed by clerk)

3. ☐ Dismissal entered as requested on (date):
4. ☐ Dismissal entered on (date): as to only (name):
5. ☐ Dismissal **not** entered as requested for the following reasons (specify):
6. ☐ a. Attorney or party without attorney notified on (date):
- b. Attorney or party without attorney not notified. Filing party failed to provide
- ☐ a copy to conformed ☐ means to return conformed copy

Date:

Clerk, by _____, Deputy

PROOF OF SERVICE

I, Barbara Stroud, 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, 3750 University Avenue, Riverside, CA 92501. On March 4, 2008, I served the within document(s):

**AMENDMENT TO FIRST AMENDED CROSS-COMPLAINT (TO
DISMISS SOUTHERN CALIFORNIA WATER COMPANY/SBE (ROE
622)**

- ☒ 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 March 4, 2008, at Riverside, California.

Barbara Stroud
Barbara Stroud

SERVICE LIST

Bob H. Joyce, Esq. LAW OFFICES OF LEBEAU THELEN, LLP 5001 East Commercenter Drive, Ste. 300 Post Office Box 12092 Bakersfield, CA 93389-2092	Attorneys for Diamond Farming Company (661) 325-1127-Facsimile
Douglas J. Evertz, Esq. STRADLING, YOCCA, CARLSON & RAUTH 660 Newport Center Drive, Suite 1600 Newport Beach, CA 92660-6522	Attorneys for City of Lancaster (949) 725-4100-Facsimile
James L. Markman, Esq. RICHARDS WATSON & GERSHON Post Office Box 1059 Brea, CA 92822-1059	Attorneys for City of Palmdale (714) 990-6230-Facsimile
Steve R. Orr, Esq. Bruce G. McCarthy, Esq. RICHARDS WATSON & GERSHON 355 South Grand Avenue, 40 th Floor Los Angeles, CA 90071-3101	Attorneys for City of Palmdale (213) 626-0078-Facsimile
Michael Fife, Esq. HATCH AND PARENT 21 East Carrillo Street Santa Barbara, CA 93101-2782	Attorneys for Eugene B. Nebeker on behalf of Nebeker Ranch, Inc., Bob Jones on behalf of R&M Ranch, Inc., Forrest G. Godde and Steve Godde, Gailen Kyle on behalf of Kyle & Kyle Ranch, Inc. and John Calandri on behalf of Calandri/Sonrise Farms, collectively known as the Antelope Valley Ground Water Agreement Association ("AGWA") (805) 965-4333-Facsimile
Richard Zimmer, Esq. CLIFFORD & BROWN 1430 Truxtun Avenue, Suite 900 Bakersfield, CA 93301	Attorneys for Bolthouse Properties, Inc. (661) 322-3508-Facsimile
Julie A. Conboy, Esq. Department of Water and Power 111 North Hope Street Post Office Box 111 Los Angeles, CA 90012	Attorneys for Department of Water and Power (213) 241-1416-Facsimile
Janet Goldsmith, Esq. Kronick, Moskowitz, Tiedemann & Girard 400 Capitol Mall, 27 th Floor Sacramento, CA 95814-4417	Attorneys for City of Los Angeles (916) 321-4555-Facsimile

1	Wayne K. Lemieux, Esq. Lemieux & O'Neill 2393 Townsgate Road, Suite 201 Westlake Village, California 91361	Attorneys for Littlerock Creek Irrigation District and Palm Ranch Irrigation District (805) 495-2787-Facsimile
2		
3	Thomas Bunn, Esq. LAGERLOF, SENEAL, BRADLEY, GOSNEY & KRUSE 301 North Lake Avenue, 10 th Floor Pasadena, CA 91101-4108	Attorneys for Palmdale Water District and Quartz Hill Water District (626) 793-5900-Facsimile
4		
5	Henry Weinstock, Esq. NOSSAMAN, GUTHNER, KNOX, ELLIOTT LLP 445 South Figueroa Street, 31st Floor Los Angeles, CA 90071	Attorneys for Tejon Ranch (213) 612-7801-Facsimile
6		
7	Wm. Matthew Ditzhazy, Esq. City Attorney CITY OF PALMDALE Legal Department 38300 North Sierra Highway Palmdale, CA 93550	Attorneys for City of Palmdale (805) 267-5178-Facsimile
8		
9	John Tootle, Esq. CALIFORNIA WATER SERVICE COMPANY 2632 West 237 th Street Torrance, CA 90505	Attorneys for California Water Service Company (310) 325-4605-Facsimile
10		
11	Presiding Judge of the Superior Court of California, County of Los Angeles County Courthouse 111 North Hill Street Los Angeles, CA 90012-3014	
12		
13	Chair, Judicial Council of California Administrative Office of the Courts Attn: Appellate & Trial Court Judicial Services (Civil Case Coordination) 455 Golden Gate Avenue San Francisco, California 94102-3688	
14		
15	Christopher M. Sanders, Esq. Ellison Schneider & Harris 2015 H Street Sacramento, California 95814-3109	Attorneys for County Sanitation District No. 14 of Los Angeles County, and County Sanitation District No. 20 of Los Angeles County (916) 447-2166 (916) 447-3512-Facsimile
16		
17	Loretta Slaton, Esq. Law Office of Loretta Slaton 2294 Via Puerta, Suite O Laguna Hills, CA 92653	Attorneys for Air Trust Singapore Limited (949) 587-2832 (949) 855-1959-Facsimile
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

- | | | |
|----|--|--|
| 1 | Mark J. Hattam, Esq.
Allen Matkins Leck Gamble Mallory & Natsis LLP
501 West Broadway, 15 th Floor
San Diego, CA 92101-3547 | Attorneys for SPC Del Sur Ranch LLC
(619) 233-1155
(619) 233-1158-Facsimile |
| 2 | | |
| 3 | Sue Ellen Wooldridge, Esq.
R. Lee Leininger, Esq.
U.S. Department of Justice
Environment and Natural Resources Division
1961 Stout Street, 8 th Floor
Denver, CO 80294 | Attorneys for the United States
Department of Justice
(303) 844-1364
(303) 844-1350-Facsimile |
| 4 | | |
| 5 | | |
| 6 | | |
| 7 | Dale Murad, Esq.
AFLSA/JACE
1501 Wilson Blvd., Ste. 629
Arlington, VA 22209-2403 | Attorneys for U.S. Department of the Air
Force - Edwards Air Force Base
(703) 696-9166
(703) 696-9184-Facsimile |
| 8 | | |
| 9 | Edward J. Casey, Esq.
Weston Benshoof Rochefort Rubalcava
MacCuish LLP
333 So. Hope Street, 16 th Floor
Los Angeles, CA 90071 | Attorneys for Palmdale Hills Property
LLC |
| 10 | | |
| 11 | | |
| 12 | Michael L. Crow, Esq.
Virginia Cahill, Esq.
Deputy Attorney General
State of California – Dept. of Justice
1300 I Street, Ste. 125
P.O. Box 944255
Sacramento, CA 94244-2550 | Attorneys for the State of California;
Santa Monica Mountains Conservancy;
and the 50 th District Agricultural
Association
(916) 327-7856
(916) 327-2319-Facsimile |
| 13 | | |
| 14 | | |
| 15 | | |
| 16 | | |
| 17 | Robert B. Schachter, Esq.
Hitchcock, Bowman & Schachter
21515 Hawthorne Blvd., Ste. 1030
Torrance, CA 90503-6579 | Attorneys for Guss A. Barks and Peter G.
Barks
(310) 540-2202
(310) 540-8734-Facsimile |
| 18 | | |
| 19 | William J. Brunick, Esq.
Steven M. Kennedy, Esq.
Brunick, McElhaney & Beckett
1839 Commercenter West
P.O. Box 6425
San Bernardino, CA 92412-6425 | Attorneys for Antelope Valley-East Kern
Water Agency
(909) 889-8301
(909) 388-1889 |
| 20 | | |
| 21 | | |
| 22 | | |
| 23 | | |
| 24 | | |
| 25 | | |
| 26 | | |
| 27 | | |
| 28 | | |