Attorney Appearing:

Bob H. Joyce

LeBeau, Thelen, McIntosh & Crear

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Representing: Plaintiff(s), Diamond Firming

Customer Ref #:

Wednesday, May 6th, 2009 At five minutes prior to the above time, dial

for Judge Jack Komar, Dept. 17C at 9:00 AM on

Calendar Status Your CourtCall Appearance has been confirmed

(866) 708-1920. This call will be operator assisted.

BY DIRECTION OF Judge Jack Komar, IN HIS/HER COURTROOM ONLY THE ATTORNEY(S) WHO SCHEDULED TO APPEAR BY COURTCALL CAN APPEAR BY COURTCALL. The Court will not hear from an attorney standing in for or making a Special Appearance for the attorney who scheduled the CourtCall Appearance - any attorney attempting to do so will be disconnected from the call. If the attorney who scheduled the CourtCall Appearance does not appear, the matter will be treated as a non-appearance.

CONFIRMATION

Santa Clara County Superior Court

Case Name Antelope Valley Groundwater Litigation

Case Number 1-05-CV-049053

Telephonic Conference Nature of hearing:

CourtCall ID# 2804132 (not access code) Be prompt, or your case may be heard without you!

If you encounter any problems or if the Court has not joined the call within 15 minutes, remain on your teleconference and have a staff member call CourtCall, LLC at (310)342-0888 or 1(888)88 COURT.

Mandatory Instructions For Making A CourtCall® Appearance

1. IT IS COUNSEL'S RESPONSIBILITY TO DIAL INTO THE CONFERENCE AT LEAST FIVE MINUTES PRIOR TO THE SCHEDULED APPEARANCE TIME. COURTCALL DOES NOT CALL COUNSEL! If you are unavoidably late and the Court is already in session, you must wait for an appropriate moment to announce yourself. Do not interrupt the Judge.

NEVER PLACE THE CONFERENCE ON HOLD. CELLULAR AND PAYPHONES ARE STRICTLY PROHIBITED.

- 2. When speaking with the Court, always talk directly into the handset and state your name clearly each time you speak. DO NOT USE YOUR SPEAKERPHONE as it may compromise the quality of the call for ALL participants. including the Court.
- 3. When you place your call, you must be in a QUIET AREA. Give the Court your absolute undivided attention. All background noise must be eliminated (i.e. cell phones, pagers, intercoms, typing, paper shuffling, dogs barking, babies crying, etc.) Your attention must be focused solely on the Court and you should refrain from making any unnecessary noise or engaging in conversations with others. Disruptions on the conference line will not be tolerated by the Court.
- 4. Once you have dialed into the conference you may be checked in by an operator or a clerk, alternatively, you may not be addressed until the Court calls your specific case. Listen carefully to the Court proceedings as the Court may make general observations applicable to all matters which will not be repeated.
- *** The Court expects you to act professionally and failure to adhere to these instructions may result in the termination of your call or the entire conference, sanctions for a non-appearance or an order for counsel to appear in Court at the next session or such other consequences the Court deems appropriate, as well as withdrawing the privilege of appearing telephonically in the future. ***

It is counsel's responsibility to notify CourtCall of any continuance or cancelation prior to the scheduled hearing time to have your fee apply to the continued hearing or to be eligible for a refund as the Court will not notify CourtCall of any continuance or cancelation of your matter. Matters continued at the time of the hearing require a new form and a new fee for the continued date. To continue or cancel your CourtCall Appearance: Call (888) 882-6878 prior to the scheduled appearance time.

Stop writing checks or tracking credit card charges, open a CourtCall debit account and receive a monthly ledger identifying each CourtCall Appearance. Please call our office for details. Our address is CourtCall LLC, 6383 Arizona Circle, Los Angeles, CA 90045.

PROOF OF SERVICE 1 ANTELOPE VALLEY GROUNDWATER CASES 2 JUDICIAL COUNCIL PROCEEDING NO. 4408 CASE NO.: 1-05-CV-049053 3 I am a citizen of the United States and a resident of the county aforesaid; I am over the age 4 of eighteen years and not a party to the within action; my business address is: 5001 E. Commercenter 5 Drive, Suite 300, Bakersfield, California 93309. On May 1, 2009, I served the within REQUEST 6 7 FOR COURTCALL TELEPHONIC APPEARANCE FOR MAY 6, 2009 CONFEFERENCE **CALL** 8 9 (BY POSTING) I am "readily familiar" with the Court's Clarification Order. Electronic service and electronic posting completed through www.scefiling.org; All papers filed 10 in Los Angeles County Superior Court and copy sent to trial judge and Chair of Judicial Council. 11 Los Angeles County Superior Court Chair, Judicial Council of California 12 111 North Hill Street Administrative Office of the Courts Attn: Appellate & Trial Court Judicial Services Los Angeles, CA 90012 13 (Civil Case Coordinator) Attn: Department 1 Carlotta Tillman (213) 893-1014 14 455 Golden Gate Avenue San Francisco, CA 94102-3688 15 Fax (415) 865-4315 16 (BY MAIL) 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. 17 Postal Service on that same day with postage thereon fully prepaid at Bakersfield, California, in 18 the ordinary course of business. 19 (STATE) I declare under penalty of perjury under the laws of the State of 20 California that the above is true and correct, and that the foregoing was executed on May 1, 2009, in Bakersfield, California. 21 22

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