

1 Reesedale Mutual Water Company
2 [INSERT NAME OF PARTY OR ATTORNEY]

3 P.O. Box 496

4 Lancaster, Ca 93584

5 Cell 269-6077 cell no fax

6 Trishparker21@gmail.com

7 [Insert address, phone number, fax number, and e-
8 mail address]

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF LOS ANGELES

11
12 **ANTELOPE VALLEY**
13 **GROUNDWATER CASES**

14 **Included Actions:**

15 Los Angeles County Waterworks District
16 No. 40 v. Diamond Farming Co.
Los Angeles County Superior Court
Case No. BC 325201

17 Los Angeles County Waterworks District
18 No. 40 v. Diamond Farming Co.
Kern County Superior Court
Case No. S-1500-CV-254-348

19 Wm. Bolthouse Farms, Inc. v. City of
20 Lancaster, Diamond Farming Co. v. City of
21 Lancaster, Diamond Farming Co. v.
Palmdale Water Dist.
22 Riverside County Superior Court
Consolidated actions
23 Case Nos. RIC 353 840, RIC 344 436, RIC
344 668

Judicial Council Coordination No. 4408

For filing purposes only:

Santa Clara County Case No. 1-05-CV-049053

Assigned to The Honorable Jack Komar

**MODEL ANSWER TO COMPLAINT AND
ALL CROSS-COMPLAINTS**

1 I hereby answer the Complaint and all Cross-Complaints which have been filed as of this
2 date, specifically those of Antelope Valley East-Kern Water Agency, Palmdale Water District &
3 Quartz Hill Water District, Rosamond Community Services District and Waterworks District No.
4 40 of Los Angeles County. I do not intend to participate at trial or other proceedings unless
5 ordered by the Court to do so, but I reserve the right to do so upon giving written notice to that
6 effect to the Court and all parties. I own the following property(ies) located in the Antelope
7 Valley:

8 All parcels located within the recorded boundaries
9 of the Reesdale Mutual Water Company.

10 [Insert address and/or APN Number]

11
12 **GENERAL DENIAL**

13 1. Pursuant to Code of Civil Procedure section 431.30(d), Defendant and Cross-
14 Defendant hereby generally denies each and every allegation set forth in the Complaint and
15 Cross-Complaint, and the whole thereof, and further denies that Plaintiff and Cross-Complainant
16 are entitled to any relief against Defendant and Cross-Defendant.

17 **AFFIRMATIVE DEFENSES**

18 **First Affirmative Defense**

19 (Failure to State a Cause of Action)

20 2. The Complaint and Cross-Complaint and every purported cause of action
21 contained therein fail to allege facts sufficient to constitute a cause of action against Defendant
22 and Cross-Defendant.

23 **Second Affirmative Defense**

24 (Statute of Limitation)

25 3. Each and every cause of action contained in the Complaint and Cross-Complaint is
26 barred, in whole or in part, by the applicable statutes of limitation, including, but not limited to,
27 sections 318, 319, 321, 338, and 343 of the California Code of Civil Procedure.

1 water right priorities and water usage within the Antelope Valley will be *ultra vires* as it will be
2 subverting the pre-project legislative requirements and protections of California's Environmental
3 Quality Act (CEQA) (Pub.Res.C. 2100 *et seq.*).
4

5 WHEREFORE, Defendant and Cross-defendant prays that judgment be entered as
6 follows:

- 7 1. That Plaintiff and Cross-Complainant take nothing by reason of its Complaint or
8 Cross-Complaint;
9 2. That the Complaint and Cross-Complaints be dismissed with prejudice;
10 3. For Defendant and Cross-Defendant's costs incurred herein; and
11 4. For such other and further relief as the Court deems just and proper.
12

13 Dated: 8/6/14, 2009

Signature

Patricia Parker
Patricia Parker
[Print name of party and/or attorney]

16
17 [FILE IN LA SUPERIOR COURT AND POST ON COURT WEBSITE - FOR E-FILING
18 INSTRUCTIONS, PLEASE GO TO WWW.SCEFILING.ORG/FAQ OR CONTACT GLOTRANS
19 AT (510) 208-4775.]
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