1	Robert H. Brumfield, Esq. (SBN 114467)						
2	bob@brumfieldlawgroup.com LAW OFFICES OF ROBERT H. BRUMFIELD						
3	A Professional Corporation						
4	1810 Westwind Drive, Suite 100 Bakersfield, CA 93301 Telephone: (661) 316-3010 Facsimile: (661) 885-6090						
5							
6	Attorneys for Johnny Zamrzla, Pamella Zamrzla,						
7	Johnny Lee Zamrzla and Jeanette Zamrzla (collectively "Zamrzla's")						
8							
9	SUPERIOR COURT OF CALIFORNIA						
0	COUNTY OF LOS ANGELES – CENTRAL DISTRICT						
1		Judicial Council Coordination					
2	Coordinated Proceeding, Special Title (Rule 1550(b))	Proceeding No. 4408					
3		LASC Case No. BC 32501					
4	ANTELOPE VALLEY	Santa Clara Court Case No. 1-05-CV-049053 Assigned to the Hon. Jack Komar, Judge of the					
15	GROUNDWATER CASES.	Santa Clara County Superior Court					
16							
l 7		DECLARATION OF ROBERT H. BRUMFIELD, III RE OPPOSITION BY THE ZAMRZLA'S TO THE					
l8 l9		WATERMASTER'S MOTION FOR MONETARY, DECLARATORY AND					
		INJUNCTIVE RELIEF AGAINST					
20		ZAMRZLA'S; REQUEST FOR JUDICIAL NOTICE					
		Date: November 12, 2021					
22		Time: 9:00 a.m.					
23		Dept.: By Court call					
24 25							
25 26	**************************************						
	I, ROBERT H. BRUMFIELD, III, de	clare as follows:					
27 28	1. I am an attorney at law duly li	icensed to practice law before all courts in the State					
۵۵		1					
	DECLARATION OF ROBERT H. BRUMFIELD, III RE OPPOSITION BY THE ZAMRZLA'S TO THE WATERMASTER'S MOTION FOR MONETARY, DECLARATORY AND INJUNCTIVE RELIEF AGAINST ZAMRZLA'S						

19.

 of California.

- 2. I have read and reviewed the Watermaster's Motion for Monetary, Declaratory and Injunctive Relief Against Zamrzla's ("Motion") and am personally familiar with its contents.
- 3. I have personal knowledge of the matters set forth herein could competently testify thereto if called as a witness.
- 4. This declaration is submitted for two reasons. First, it is submitted to authenticate the exhibits in the pleading entitled "LIST OF EXHIBITS RE OPPOSITION BY THE ZAMRZLA'S TO THE WATERMASTER'S MOTION FOR MONETARY, DECLARATORY AND INJUNCTIVE RELIEF AGAINST ZAMRZLA'S" ("List"). The List and its exhibits are served and filed herewith.
- 5. Second, this declaration addresses the efforts to serve the Zamrzla's to bring them into this case in an in personam basis. In this regard, see paragraphs 10 and 11 below.
- 6. The List contains email exchanges by and between me and Mr. Parton, the Watermaster's counsel. The emails attached to the List as Exhibits B, C, D, G, H, J, L, M, N and O are true and correct copies of emails by and between me and Mr. Parton.
- 7. Exhibit F to the List is a true and correct copy of the first \$273,165 invoice dated January 22, 2019 sent from the Watermaster to Johnny Zamrzla care of my office. This invoice was emailed to me on January 25, 2019. This invoice contains a billing for three wells. As we know from the declarations of Johnny Zamrzla, Pamella Zamrzla and Johnny Lee Zamrzla and Jeanette Zamrzla submitted with the opposition, Johnny and Pamella Zamrzla's property has two wells and Johnny Lee and Jeanette Zamrzla's separate property has one well.
- 8. Exhibit I is a true and correct copy of the Antelope Valley Watermaster's A/R Aging Summary dated August 31, 2021, which I downloaded from the Watermaster's website. I have highlighted the \$273,165 account receivable claimed owed by the Zamrzla's. The same entry carries through to the October 27, 2021 A/R Aging Summary just posted to the Watermaster's website last week.
 - 9. In addition to the foregoing, and on August 31, 2021, Mr. Goodman (an attorney

at Mr. Parton's firm), invited me to submit information regarding the Zamrzla's potential intentions to bring a motion to intervene. In the same email, Mr. Goodman indicated that the Watermaster was going to proceed with the Motion regardless of the intervention possibility. In response, I indicated that the Zamrzla's might proceed with a motion to intervene, and if it were successful, the RWA's could be eliminated. The Watermaster nonetheless proceeded with this Motion.

- 10. Finally, as to service of any case pleadings in this litigation on the Zamrzla's, I note the following:
 - a. I searched the docket in this case numerous times for any proof of personal service on any of the Zamrzla's. There are no such proofs of service.
 - b. I also searched the docket for any proofs of service by publication. I found 3 such proofs. These are docket entries #4033, #4034 and #4035. A true and correct copy of the search I performed on the docket and the results is attached hereto as Exhibit A. True and correct copies of each proof of service by publication are attached hereto as Exhibits B, C and D, respectively. I read each such proof by publication closely more than once. None of the Zamrzla's names appear in any of the proofs of service by publication.
 - c. Request for Judicial Notice of Exhibits A, B, C and D is requested pursuant to California Evidence Code §452(d)(1), (g) and (h).
- 11. As an aside, if one types in "Zamarzla", "Zamrzlas", or "Zamrzla's" (and so forth) on the case docket, nothing appears except this Motion.

I declare under the penalty of perjury under the laws of the State of California that this declaration is true and correct and was executed on November 3, 2021, at Mammoth Lakes, California.

Robert H. Brumfield, III



Antelope Valley Groundwater Cases (JCCP 4408) Document search results

Antelope Valley Groundwater Cases (JCCP 4408)

Case #1-05-CV-049053 Date filed: 09/22/05

Assigned to **Superior Court Dept. 17c**Last document submitted: 10/26/21 3:03 PM

• Search again

• Exit

3 documents found matching your search criteria:

Document title: proof of publication

- Proof of Publication: Proof of Publication of Summons on First Amended Cross-Complaint - The Bakersfield California; Author: Dunn, Jeffrey; Filing date: 12/03/10. Doc #4035
- Proof of Publication: Proof of Publication of Summons on First Amended Cross-Complaint - Antelope Valley Press; Author: Dunn, Jeffrey; Filing date: 12/03/10. Doc #4034
- Proof of Publication: Proof of Publication of Summons on First Amended Cross-Complaint - L.A. Times; Author: Dunn, Jeffrey; Filing date: 12/03/10. Doc #4033

PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Los Angeles

36

Notice Type: SUMMONS

Plaintiff: ANTELOPE VALLEY GROUNDWATER CASES

Case Number: JUDICIAL COUNCIL. COORDINATION PROCEEDING NO. 4408

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Antelope Valley Press, a newspaper of general circulation, printed and published daily in the city of Palmdale, County of Los Angeles, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under date of October 24, 1931, Case Number 328601; Modified Case Number 657770 April 11, 1956; also operating as the Ledger-Gazette, adjudicated a legal newspaper June 15, 1927, by Superior Court decree No. 224545; also operating as the Desert Mailer News, formerly known as the South Antelope Valley Foothill News, adjudicated a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California on May 29, 1967, Case Number NOC564 and adjudicated a newspaper of general circulation for the City of Lancaster, State of California on January 26, 1990, Case Number NOC10714, Modified October 22, 1990; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

April 8, 15, 22, 29, 2010

I certify (or declare) under penalty of perjury that the fore-going is true and correct.

Signature

Dated: November 24, 2010 Executed at Palmdale, California The crace above for filing stamp only

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Valley Press.

37404 SIERRA HWY., PALMDALE CA 93550 Telephone (661)267-4112/Fax (661)947-4870

PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Los Angeles

Notice Type: SUMMONS

Plaintiff: ANTELOPE VALLEY **GROUNDWATER CASES**

Case Number: JUDICIAL COUNCIL COORDINATION PROCEEDING NO. 4408

The space above for filing stamp only

37404 SIERRA HWY PAGELA Telephone (661)267-4112/Fax (661)947-4870

1 PROOF OF SERVICE 2 I, Kerry V. Keefe, declare: 3 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 December 3, 2010, I served the within document(s): 4 5 PROOF OF PUBLICATION (The Antelope Valley Press) 6 X by posting the document(s) listed above to the Santa Clara County Superior Court 7 website in regard to the Antelope Valley Groundwater matter. 8 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 9 below. 10 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. 11 LAW OFFICES OF BEST & KRIEGER LLP K PLAZA, SUITE 1500 ,, CALIFORNIA 92614 12 by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below. 13 I caused such envelope to be delivered via overnight delivery addressed as 14 indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices. 15 16 I am readily familiar with the firm's practice of collection and processing 17 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 18 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. 19 I declare under penalty of perjury under the laws of the State of California that the 20 above is true and correct. 21 Executed on December 3, 2010, at Irvine, California. 22 23 Kerny V. Keefe 24 25 26 27 28 26345.0000A\2924201.1 -1-

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UNDER DATE OF FEBRUARY 5, 1952, CASE NUMBER 57610;						
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1 PROOF OF SERVICE 2 I, Kerry V. Keefe, declare: 3 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, 4 Suite 1500, Irvine, California 92614. On December 3, 2010, I served the within document(s): 5 PROOF OF PUBLICATION (The Bakersfield Californian) 6 区 by posting the document(s) listed above to the Santa Clara County Superior Court 7 website in regard to the Antelope Valley Groundwater matter. 8 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 9 below. 10 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. 11 LAW OFFICES OF BEST BEST & KRIEGER LLP 5 PARK PLAZA, SUITE 1500 IRVINE, CALIFORNIA 92614 12 by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below. 13 I caused such envelope to be delivered via overnight delivery addressed as 14 indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices. 15 16 17 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 18 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. 19 I declare under penalty of perjury under the laws of the State of California that the 20 above is true and correct. 21 Executed on December 3, 2010, at Irvine, California. 22 23 Kerpf V. Keefe 24 25 26 27 28 26345,0000A\2924201.1 -1-

PROOF OF SERVICE

RECORDING/FILING REQUESTED BY AND MAIL TO: Best Best & Krieger LLP 5 Park Plaza, Suite 1500 Irvine, CA 92614

PROOF OF PUBLICATION (California Code of Civil Procedure 2010, 2015.5)

STATE OF CALIFORNIA County of Los Angeles

I am a citizen of the United States and a resident of the aforesaid County. I am over the age of eighteen years (18) years, and not a party to or interested in the above-entitled matter. I am the Principal Clerk of the printer of the LOS ANGELES TIMES, a newspaper of general circulation, printed and published DAILY in the City of Los Angeles, County of Los Angeles and which newspaper was adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the date of April 28, 1952, Case Number 598599.

The notice, a true and correct copy of which is annexed, has been published in each regular and entire issue of said newspaper on the following dates, to wit:

WEDNESDAY; APRIL 7, 2010; WEDNESDAY; APRIL 14, 2010 WEDNESDAY; APRIL 21, 2010; WEDNESDAY; APRIL 28, 2010

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated at Los Angeles, California,

This ^{24th}day of November 2010

Signature

Angelina de Cordova



Placed by: Daniel S. Roberts

Fax #: (949) 260-0972

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Case Number (Numero del Caso): Judicial Council Coordination Proceeding No. 4408

(CIVACION RIDICAL)

Case Number (Numero del Caso): Judicial Council Coordination Proceeding No. 4408

NOTICE TO GROSS. DEPENDANT:
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Wu, Mike M. Wu as Trustee of the Wu Family Trust. State of Cafffornia 50th District and Agricultural Association, and U.S. Berax. Inc. and Rose 1 through 100.000. ABC Diamonds Inc. (Res 603), Jakois, Marwan M. (Due 6), Alesso, John S. Jr. (Roc 603), Banck Woodcreek Gardens (Roc 79): Apoleby. Thomas (Roc 607); Balice, Maria (Roc 718); Banduced Britarrites (Roc 608); Bancok Woodcreek Gardens (Roc 73); Backer, James (Roc 73); Backer, Sancok (Roc 703); Backer, James (Roc 703); Backer, Sancok (Roc 703); Backer, James (Roc 703); Backer, Sancok (Roc 703); Backer, Sancok (Roc 703); Backer, Sancok (Roc 703); Backer, James (Roc 703); Backer, Sancok (Roc 703); Backer, Sancok (Roc 703); Backer, James (Roc 703); Backer,

YOU ARE BEING SUED BY CROSS-COMPLAINANT:
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(LO ESTA DEMANDANDO EL DEMANDANTE);
CALIFORNIA WATER SERVICE COMPANY, CITY OF LANCASTER, CITY OF
PALMDALE, LITTLEROCK CREEK IRRIGATION DISTRICT, LOS ANGELES COUNTY
WATER DISTRICT NO. 40, PALMDALE WATER DISTRICT, ROSA MOND COMMUNITY
SERVICES DISTRICT, PALM RANCH IRRIGATION DISTRICT AND QUARTZ HILL
WATER DISTRICT (collectively, the "Public Water Suppliers")

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the Plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Heilp Canter (www.courtinfoca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing ice, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warping from the court.

There are other legal requirements. You may want to call an attorney right away, if you do not know an attorney, you may want to call an attorney referral service, if you cannot afford an attorney, you may be eligible for free logal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services when site (www.lawhelpcalifornia.org), the California Courts Online Self-Repl Center (www.courtinfo.ca.gov/seifhelp), or by contacting your local court or county har



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Nov 24, 2010, 11:06 am

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association.

Tiene 30 DIAS DE CALENDARIO despues de que le entreguen esta citacion y papelos legales para presentar una respuesta por escrito en esta corte y liacer que se entregue una copia al demandante. Una carta o una liamada telefonica no lo protegen. Si respuesta por escrito tiene que esta en formato legal correcto si desea que procesen su caso en la corte. Es possible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y mas informacion en el Centro de Ayuda de las Cortea de California (www.courtinfo.ca.gov/selfhelp/espanol/), en la biblioteca de leyes de su condado o un la corte que le quede mas cerca. Si no puede pagar la cuota de presentacion, pida al secretario de la corte que le de un formulario de exencion de pago de cuotas. Si no prosenta su respuesta a tiempo, puede parder el caso por incumplimiento y la corte la podra quitar su sueddo, dimero y bienes sin mas advertencia.

Hay otros requistos legales. Es recommendable que llame a un abogado inmediatamente. Si no conoce à un abogado, puede llamar a un servicio de remision a abogados. Si no puede pagar a un abogado, es possible que cumpla con los requisitos para obtener servicios legales grátulitos de un programa de servicios legales ain fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpedifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtine.ca.gov/selfneip/espanol/) o poniendose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is: (El nambre y direction de la corte es): Los Angeles County Superior Court 111 North Hill Street Los Angeles, California 90012

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an altorney, is:
(El nembre, is a direction y el numero de telefono del abogado del domandante, o del demandante que no tiene abogado, es):
Stefanie Fiedlund, Esq., Bar No. 239787
Best Best & Krieger Lib.
Fark Plaza, Sulte 1500
Irvine, Calliornia 92614
Ph.: (949) 263-2800 Fax: (949) 260-0972

Date: August 21, 2008 (Fecha)

> John A. Clarke Clerk (Secretario) by A.B.L.A.FLEUR-CLAYTON, Deputy (Adjunto)

NOTICE TO THE PERSON SERVED: You are served as the person sued under the fictitious name of: as indicated above.

1 PROOF OF SERVICE 2 I, Kerry V. Keefe, declare: I am a resident of the State of California and over the age of eighteen years, and 3 not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On December 3, 2010, I served the within document(s): 4 5 PROOF OF PUBLICATION (The Los Angeles Times) б X by posting the document(s) listed above to the Santa Clara County Superior Court 7 website in regard to the Antelope Valley Groundwater matter. 8 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 9 below. 10 by causing personal delivery by ASAP Corporate Services of the document(s) 11 listed above to the person(s) at the address(es) set forth below. LAW OFFICES OF BEST BEST & KRIEGER LLP 5 PARK PLAZA, SUITE 1500 IRVINE, CALIFORNIA 92614 12 by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below. 13 I caused such envelope to be delivered via overnight delivery addressed as 14 indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices. 15 16 I am readily familiar with the firm's practice of collection and processing 17 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 18 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. 19 I declare under penalty of perjury under the laws of the State of California that the 20 above is true and correct. 21 Executed on December 3, 2010, at Irvine, California. 22 23 Kerry V. Keefe 24 25 26 27 28 26345.0000A\2924201.I -1-

PROOF OF SERVICE

1 **PROOF OF SERVICE (C.C.P. §1013a, 2015.5)** 2 I am employed in the County of Kern, State of California. I am over the age of 18 and not a 3 party to the within action; my business address is 1810 Westwind Drive, Bakersfield, CA 93301. 4 On November 12, 2021, I served the foregoing document(s) entitled: 5 DECLARATION OF ROBERT H. BRUMFIELD, III RE OPPOSITON BY THE 6 ZAMRZLA'S TO THE WATERMASTER'S MOTION FOR MONETARY, DECLARATORY AND INJUCNTIVE RELIEF AGAINST ZAMRZLA'S 7 8 <u>X</u> by placing _ the original, X a true copy thereof on all interested parties. 9 BY ELECTRONIC SERVICE: <u>X</u> 10 I posted the document(s) listed above to the Santa Clara Superior Court Website 11 @ www.scefiling.org and Glotrans website in the action of the Antelope Valley Groundwater Cases. 12 (State) I declare under penalty of perjury under the laws of the State of California _X_ 13 that the above is true and correct. 14 Executed on November 12, 2021, at Bakersfield, California. 15 16 17 18 19 20 21 22 23 24 25 26