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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF LOS ANGELES
10

11 Coordination Proceeding
12 Special Title (Rule 3.550)

13 **ANTELOPE VALLEY**
14 **GROUNDWATER CASES**

15 Included Actions:

16 **Los Angeles County Waterworks District No. 40**
17 **v. Diamond Farming Co.**
Los Angeles County Superior Court
Case No. BC 325 201

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

21 **Wm. Bolthouse Farms, Inc. v. City of Lancaster**
22 **Diamond Farming Co. v. City of Lancaster**
23 **Diamond Farming Co. v. Palmdale Water District**
Riverside County Superior Court
Case Nos. RIC 353 840, RIC 344 436, RIC 344 668
24 (Consolidated Actions)

JUDICIAL COUNCIL COORDINATION
PROCEEDING NO. 4408

Los Angeles County Superior Court
Lead Case No. BC 325 201

For e-service purposes only:
Santa Clara County Superior Court
Case No. 1-05-CV-049053

**NOTICE OF INTENT TO
PARTICIPATE IN PHASE 5 TRIAL**

Trial Date: February 10, 2014

Judge: Honorable Jack Komar

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that U.S. Borax will participate in the Phase 5 Trial.

3 Dated: October 22, 2013

4 WILLIAM M. SLOAN
5 ALEJANDRO L. BRAS
6 MORRISON & FOERSTER LLP

7 By:

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10 WILLIAM M. SLOAN

11 Attorneys for U.S. BORAX INC.
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1 **PROOF OF SERVICE**

2 I declare that I am employed with the law firm of Morrison & Foerster LLP, whose address is
3 425 Market Street, San Francisco, California 94105-2482. I am not a party to the within cause, and I
4 am over the age of eighteen years.

5 I further declare that on October 22, 2013, I served a copy of:

6 **NOTICE OF INTENT TO PARTICIPATE IN PHASE 5 TRIAL**

7 ☒ **BY ELECTRONIC SERVICE** by electronically posting a true copy thereof to Santa Clara County Superior
8 Court's electronic filing website for complex civil litigation cases (Judge Jack Komar, Dept. 17C -
9 <http://www.sccfiling.org>) with respect to Judicial Council Coordination Proceeding No. 4408 (Antelope
10 Valley Groundwater matter).

11 ☐ **BY U.S. MAIL** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully
12 prepaid, addressed as follows, for collection and mailing at Morrison & Foerster LLP, 425 Market Street, San
13 Francisco, California 94105-2482 in accordance with Morrison & Foerster LLP's ordinary business practices.
14 I am readily familiar with Morrison & Foerster LLP's practice for collection and processing of correspondence
15 for mailing with the United States Postal Service, and know that in the ordinary course of Morrison & Foerster
16 LLP's business practice the document(s) described above will be deposited with the United States Postal
17 Service on the same date that it (they) is (are) placed at Morrison & Foerster LLP with postage thereon fully
18 prepaid for collection and mailing.

19 ☐ **BY FACSIMILE** by sending a true copy from Morrison & Foerster LLP's facsimile transmission telephone
20 number 415.268.7522 to the fax number(s) set forth below, or as stated on the attached service list. The
21 transmission was reported as complete and without error. The transmission report was properly issued by the
22 transmitting facsimile machine. I am readily familiar with Morrison & Foerster LLP's practice for sending
23 facsimile transmissions, and know that in the ordinary course of Morrison & Foerster LLP's business practice
24 the document(s) described above will be transmitted by facsimile on the same date that it (they) is (are) placed
25 at Morrison & Foerster LLP for transmission.

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

28 Executed at San Francisco, California, October 22, 2013.

Patti Pomerantz
(typed)


(signature)