

1 JOHN S. TOOTLE, ESQ. (SBN 181822)
2 CALIFORNIA WATER SERVICE COMPANY
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7 Attorney for Defendants/Cross-Complaints
8 ANTELOPE VALLEY WATER COMPANY

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **IN AND FOR THE COUNTY OF LOS ANGELES**

11 Coordinated Proceeding
12 Special Title (Rule 1550 (b))

) **Judicial Council Coordination**
) **Proceeding No. 4408**

13 **ANTELOPE VALLEY GROUNDWATER CASES**

) Santa Clara Case No. 1-05-CV-049053
) [Assigned to the Honorable Jack Komar]

14 Included Actions:

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

) **DECLARATION OF JOHN S. TOOTLE OF THE**
) **MOTION FOR LIMITED RELIEF FROM NOTICE**
) **REQUIREMENTS**

19 Los Angeles County Waterworks
20 District No. 40 v. Diamond Farming
21 Co., Kern County Superior Court, Case
22 No. S-1500-CV-234348;

23 Wm. Bolthouse Farms, Inc. v. City of
24 Lancaster Diamond Farming Co. v. City
25 of Lancaster v. Palmdale Water
District, Riverside County Superior
Court, Consolidated Actions, Case
Nos. RIC 353840, RIC 344436, RIC
344668

1 I, JOHN S. TOOTLE, declare:

2 1. I am an attorney at law, duly licensed to practice before all the
3 courts of the State of California.

4 2. I have personal knowledge of the facts set forth herein and if
5 called upon to testify, I could and would competently testify
6 thereto.

7 3. In July 1956, William N. Taylor entered into two separate agreements
8 to acquire two independent mutual water companies - the Antelope
9 Mutual Water Company and the Taylor Mutual Water Company.

10 4. In 1957, the California Public Utilities Commission issued Decision
11 No. 54854 to grant a certificate of public convenience and
12 necessity.

13 5. In 2000, Antelope Valley Water Company merged into Dominguez Water
14 Company.

15 6. In 2000, Dominguez Water Company merged into California Water
16 Service Company.

17 7. I will be making an appearance via CourtCall on July 10, 2009 at
18 9:00 a.m. on this Motion.

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

21 Executed this 1st day of July, 2009, at Torrance, California.

22 DATED: July 1, 2009

CALIFORNIA WATER SERVICE COMPANY

23
24 By: 

25 JOHN S. TOOTLE, ESQ.

1 **PROOF OF SERVICE (C.C.P. §1013a, 2015.5)**

2 **Antelope Valley Groundwater Cases**

3 **Judicial Counsel Proceeding No. 4408**

4 **Santa Clara County Superior Court Case No. 1-05-CV-049053**

5 I am employed in the County of Los Angeles, State of California. I am
6 over the age of 18 and not a party to the within action; my business address
7 is 2632 West 237th Street, Torrance, CA 90505.

8 On July 1, 2009, I served the foregoing document(s) entitled:

9 **DECLARATION OF JOHN S. TOOTLE OF THE MOTION FOR**
10 **LIMITED RELIEF FROM NOTICE REQUIREMENTS**

11 — by placing the true copies thereof enclosed in sealed
12 envelopes addressed as stated on the attached mailing
13 list.

14 — by placing _ the original, _ a true copy thereof,
15 enclosed in a sealed enveloped addressed as follows:

16 X **BY SANTA CLARA SUPERIOR COURT E-FILEING IN COMPLEX LITIGATION**
17 **PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.**

18 Executed on July 1, 2009 at Torrance, California

19 X (State) I declare under penalty of perjury under the laws of
20 the State of California that the above is true and
21 correct.

22 — (Federal) I declare that I am employed in the office of a
23 member of the Bar of this Court at whose direction
24 the service was made.

25 
Michael Duque