

EXHIBIT “C”

**LAW OFFICES OF
SHELDON R. BLUM**

2242 CAMDEN AVENUE, SUITE 201

SAN JOSE, CALIFORNIA 95124

TEL: (408) 377-7320

FAX: (408) 377-2199

STATE BAR No. 83304

**Attorney for Cross-Complainant
SHELDON R. BLUM, Trustee For
The SHELDON R. BLUM TRUST**

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF LOS ANGELES**

Coordinated Proceedings Special Title
{Rule 1550 (b)}

Judicial Council Coordination Proceeding
No. 4408

**ANTELOPE VALLEY GROUNDWATER
CASES**

Santa Clara Case No. 1-05-CV-049053
Assigned to Hon. Jack Komar

Included Actions:

**BLUM TRUSTEE'S FIRST SET OF
SPECIAL INTERROGATORIES TO WM.
BOLTHOUSE FARMS, INC.**

SHELDON R. BLUM, Trustee For The
SHELDON R. BLUM TRUST,

Cross-Complainant,

vs.

WM. BOLTHOUSE FARMS, INC., a Michigan
Corporation; BOLTHOUSE PROPERTIES,
LLC., a California Limited Liability Company;
and DOES I Through 200, Inclusive,
Cross-Defendants.

AND RELATED CROSS ACTIONS

PROPOUNDING PARTY: Cross-Complainant SHELDON R. BLUM, Trustee For The
SHELDON R. BLUM TRUST

RESPONDING PARTY: Cross-Defendant WM. BOLTHOUSE FARMS, INC.

SET NUMBER: ONE

Cross-Complainant SHELDON R. BLUM, Trustee For The SHELDON R. BLUM

SPECIAL INTERROGATORY NO. 153:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to YOUR response to Special Interrogatory No. 151.

SPECIAL INTERROGATORY NO. 154:

Please fully explain all basis of why YOU did not reseal and/or recap the damaged water wells located on the SUBJECT PROPERTY from and after August, 2001, up through and including August 2, 2007.

SPECIAL INTERROGATORY NO. 155:

Please IDENTIFY all PERSONS who have personal knowledge that YOU contend supports YOUR response to Special Interrogatory No. 154.

SPECIAL INTERROGATORY NO. 156:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to YOUR response to Special Interrogatory No. 154.

SPECIAL INTERROGATORY NO. 157:

If you contend that the Lease Agreement dated August 2, 2001, expressly authorizes YOU to allocate the groundwater beneficially used on the SUBJECT PROPERTY to YOUR adjacent owned properties located on Avenue J and 70 Street East for purposes of the California priority water allocation system, please quote the lease terms which supports YOUR response.

SPECIAL INTERROGATORY NO. 158:

If YOU contend that the Lease Agreement(s) in which YOU executed with other record fee owner(s) PERSONS of LEASED PARCEL(S) identified in Exhibit "A", to YOUR Second Amended Complaint, expressly authorizes YOU to allocate YOUR groundwater usage to YOUR owned property(s), for purposes of the California priority water allocation system, please

1 RICHARD G. ZIMMER - SBN 107263
T. MARK SMITH - SBN 162370
2 JEREMY J. SCHROEDER - SBN 223118
CLIFFORD & BROWN
3 A Professional Corporation
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4 Bank of America Building
1430 Truxtun Avenue, Suite 900
5 Bakersfield, CA 93301-5230
(661) 322-6023 [Tel] (661) 322-3508 [Fax]

6 Attorneys for WM. BOLTHOUSE FARMS, INC.
7 and BOLTHOUSE PROPERTIES, LLC

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SANTA CLARA

10 * * *

11	COORDINATION PROCEEDING)	Judicial Council Coordination
12	SPECIAL TITLE (Rule 1550(b)))	Proceeding No. 4408
13	ANTELOPE VALLEY GROUNDWATER)	CASE NO. 1-05-CV-049053
14	CASES)	
15	INCLUDED ACTIONS:)	
16	LOS ANGELES COUNTY WATERWORKS)	WM. BOLTHOUSE FARMS, INC.'S
17	DISTRICT NO. 40 v. DIAMOND)	RESPONSE TO SPECIAL
18	FARMING COMPANY, et al.,)	INTERROGATORIES, SET ONE
19	Los Angeles Superior Court)	
20	Case No. BC325201)	
21	LOS ANGELES COUNTY WATERWORKS)	
22	DISTRICT NO. 40 v. DIAMOND)	
23	FARMING COMPANY, et al.,)	
24	Kern County Superior Court)	
25	Case No. S-1500-CV-254348)	
26	DIAMOND FARMING COMPANY, and)	
	WM. BOLTHOUSE FARMS, INC., v.)	
	CITY OF LANCASTER, et al.,)	
	Riverside Superior Court)	
	Case No. RIC 344436 [c/w case no.)	
	RIC 344668 and 353840])	
	ROSAMOND COMMUNITY SERVICES)	
	DISTRICT,)	
	CROSS-COMPLAINANT,)	

1 151. Objection. This interrogatory is vague, ambiguous and
2 overbroad. Notwithstanding the foregoing objections, and
3 reserving same, none.

4 152. Objection. This interrogatory is vague, ambiguous and
5 overbroad. Notwithstanding the foregoing objections, and
6 reserving same, see response to Special Interrogatory No. 151.

7 153. Objection. This interrogatory is vague, ambiguous and
8 overbroad. Notwithstanding the foregoing objections, and
9 reserving same, see response to Special Interrogatory No. 151.

10 154. Objection. This interrogatory is vague, ambiguous and
11 assumes facts. Notwithstanding the foregoing objections, and
12 reserving same, inadvertent oversight.

13 155. Objection. This interrogatory is vague, ambiguous and
14 assumes facts. Notwithstanding the foregoing objections, and
15 reserving same, see response to Special Interrogatory No. 154.

16 156. Objection. This interrogatory is vague, ambiguous and
17 assumes facts. Notwithstanding the foregoing objections, and
18 reserving same, see response to Special Interrogatory No. 154.

19 157. Objection. This interrogatory is vague, ambiguous,
20 overbroad, calls for a legal conclusion, attorney client
21 communications and/or attorney work product. Notwithstanding the
22 foregoing objections, and reserving same, no such contention is
23 made.

24 ///

25 ////

26 ////

1 164. Objection. This interrogatory is vague, ambiguous,
2 overbroad, not reasonably calculated to lead to the discovery of
3 admissible evidence, calls for the disclosure of private or
4 proprietary corporate information/documents.

5 165. Objection. This interrogatory is vague, ambiguous,
6 overbroad, not reasonably calculated to lead to the discovery of
7 admissible evidence, calls for the disclosure of private or
8 proprietary corporate information/documents.

9 DATED: April 26, 2008

10 CLIFFORD & BROWN

11
12 By: 

13 RICHARD G. ZIMMER, ESQ.

14 T. MARK SMITH, ESQ.

15 JEREMY J. SCHROEDER, ESQ.

16 Attorneys for

17 BOLTHOUSE FARMS, INC. and

18 BOLTHOUSE PROPERTIES, LLC

VERIFICATION

STATE OF CALIFORNIA, COUNTY OF SANTA CLARA

I have read the foregoing WM. BOLTHOUSE FARMS, INC.'S SPECIAL INTERROGATORIES, SET ONE and know its contents.

☐ CHECK APPLICABLE PARAGRAPHS

☐ I am a party to this action. The matters stated in the foregoing document are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

☒ I am ☐ an Officer ☐ a partner ☒ a N AUTHORIZED AGENT of WM. BOLTHOUSE FARMS, INC.

a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. ☒ I am informed and believe and on that ground allege that the matters stated in the foregoing document are true. ☐ The matters stated in the foregoing document are true of my own knowledge, except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

☐ I am one of the attorneys for _____ a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

Executed on May 2, 2008, at Bakersfield, California.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DEREK YUROSEK

Type or Print Name

PROOF OF SERVICE

1013a (3) CCP Revised 5/1/88

Signature

STATE OF CALIFORNIA, COUNTY OF _____

I am employed in the county of _____, State of California.

I am over the age of 18 and not a party to the within action; my business address is: _____

On, _____ I served the foregoing document described as _____

_____ on _____ in this action

☐ by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list:

☐ by placing ☐ the original ☐ a true copy thereof enclosed in sealed envelopes addressed as follows:

☐ BY MAIL

☐ *I deposited such envelope in the mail at _____, California.

The envelope was mailed with postage thereon fully prepaid.

☐ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing.

Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at _____

California in the ordinary course of business. I 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.

Executed on _____, at _____, California.

☐ ****(BY PERSONAL SERVICE)** I delivered such envelope by hand to the offices of the addressee.

Executed on _____, at _____, California.

☐ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☐ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Type or Print Name

Signature

*(BY MAIL SIGNATURE MUST BE OF PERSON DEPOSITING ENVELOPE IN MAIL SLOT, BOX, OR BAG)

** (FOR PERSONAL SERVICE SIGNATURE MUST BE THAT OF MESSENGER)

Legal
Solutions
& Plus

Rev. 7/99

**LAW OFFICES OF
SHELDON R. BLUM**

2242 CAMDEN AVENUE, SUITE 201
SAN JOSE, CALIFORNIA 95124
TEL: (408) 377-7320
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STATE BAR NO. 83304

**Attorney for Cross-Complainant
SHELDON R. BLUM, Trustee For
The SHELDON R. BLUM TRUST**

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
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Coordinated Proceedings
Special Title {Rule 1550 (b)}

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**ANTELOPE VALLEY GROUNDWATER
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Corporation; BOLTHOUSE PROPERTIES,
LLC., a California Limited Liability Company;
and DOES I Through 200, Inclusive,
Cross-Defendants.

**BLUM TRUSTEE'S FIRST SET OF
SPECIAL INTERROGATORIES TO
BOLTHOUSE PROPERTIES, LLC**

AND RELATED CROSS ACTIONS

PROPOUNDING PARTY: Cross-Complainant SHELDON R. BLUM, Trustee For The
SHELDON R. BLUM TRUST

RESPONDING PARTY: Cross-Defendant BOLTHOUSE PROPERTIES, LLC.

SET NUMBER: ONE

Cross-Complainant SHELDON R. BLUM, Trustee For The SHELDON R. BLUM

SPECIAL INTERROGATORY NO. 89:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to such notification in support of YOUR response to Special Interrogatory No. 87.

SPECIAL INTERROGATORY NO. 90:

If you contend that YOU notified any of the PERSONS identified as record fee owners of LEASED PARCELS in Exhibit "A", of YOUR pending Cross-Complaint action, please fully state the PERSONS response to YOUR notification.

SPECIAL INTERROGATORY NO. 91:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to YOUR response to Special Interrogatory No. 90.

SPECIAL INTERROGATORY NO. 92:

If you contend that the Lease Agreement date August 2, 2001, expressly authorizes YOU to deliver groundwater from YOUR adjacent property water wells onto the SUBJECT PROPERTY, please quote the lease terms which supports YOUR response.

SPECIAL INTERROGATORY NO. 93:

Have YOU ever constructed a groundwater pipeline delivery system from YOUR adjacent property(s) onto any other LEASED PARCEL(S) identified in Exhibit "A", to the Second Amended Complaint, that utilizes the same or similar delivery system as installed on Cross-Complaint's SUBJECT PROPERTY.

SPECIAL INTERROGATORY NO. 94:

If YOU contend that the Lease Agreement which was executed with other record fee owner(s) PERSONS of LEASED PARCEL(S), expressly authorizes YOU to deliver groundwater

PERSON(S), please quote the lease terms which supports YOUR response.

SPECIAL INTERROGATORY NO. 112:

Please IDENTIFY all PERSONS who have personal knowledge that YOU contend supports YOUR response to Special Interrogatory No. 111.

SPECIAL INTERROGATORY NO. 113:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to YOUR response to Special Interrogatory No. 111.

SPECIAL INTERROGATORY NO. 114:

If you contend that there exists an agreement which expressly authorizes YOU to allocate the groundwater beneficially used on the SUBJECT PROPERTY to YOUR adjacent owned properties at Avenue J and 70 Street East for purposes of the California priority water allocation system, please quote the terms which supports YOUR response.

SPECIAL INTERROGATORY NO. 115:

Please IDENTIFY all PERSONS who have personal knowledge that YOU contend supports YOUR response to Special Interrogatory No. 114.

SPECIAL INTERROGATORY NO. 116:

Please IDENTIFY each and every DOCUMENT or WRITING that evidences, refers to or relates in any way to YOUR response to Special Interrogatory No. 114.

SPECIAL INTERROGATORY NO. 117:

Please state in detail any and all communications, whether oral or in writing, between YOU and YOUR real estate broker / agent, namely, Coldwell Banker Commercial/A Harwig Company / Dennis Greer, which refers to or relates in any way to YOUR groundwater pipeline delivery system installed from YOUR adjacent properties located at Avenue J and 70 Street East, onto

1 RICHARD G. ZIMMER - SBN 107263
2 T. MARK SMITH - SBN 162370
3 JEREMY J. SCHROEDER - SBN 223118
4 CLIFFORD & BROWN
5 A Professional Corporation
6 Attorneys at Law
7 Bank of America Building
8 1430 Truxtun Avenue, Suite 900
9 Bakersfield, CA 93301-5230
10 (661) 322-6023 [Tel] (661) 322-3508 [Fax]
11
12 Attorneys for WM. BOLTHOUSE FARMS, INC.
13 and BOLTHOUSE PROPERTIES, LLC

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SANTA CLARA

10 * * *

11	COORDINATION PROCEEDING)	Judicial Council Coordination
12	SPECIAL TITLE (Rule 1550(b)))	Proceeding No. 4408
13	ANTELOPE VALLEY GROUNDWATER)	CASE NO. 1-05-CV-049053
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16	LOS ANGELES COUNTY WATERWORKS)	BOLTHOUSE PROPERTIES, LLC'S
17	DISTRICT NO. 40 v. DIAMOND)	RESPONSE TO SPECIAL
18	FARMING COMPANY, et al.,)	INTERROGATORIES, SET ONE
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23	FARMING COMPANY, et al.,)	
24	Kern County Superior Court)	
25	Case No. S-1500-CV-254348)	
26	DIAMOND FARMING COMPANY, and)	
	WM. BOLTHOUSE FARMS, INC., v.)	
	CITY OF LANCASTER, et al.,)	
	Riverside Superior Court)	
	Case No. RIC 344436 [c/w case no.)	
	RIC 344668 and 353840])	
	ROSAMOND COMMUNITY SERVICES)	
	DISTRICT,)	
	CROSS-COMPLAINANT,)	

1 92. Objection. This interrogatory is vague, ambiguous,
2 premature and overbroad. Notwithstanding the foregoing
3 objections, and reserving same, WM. BOLTHOUSE FARMS, INC. is a
4 lessee of the SUBJECT PROPERTY. WM. BOLTHOUSE FARMS, INC. lease
5 water rights regarding the SUBJECT PROPERTY are set forth in the
6 lease agreement and are contractual in nature. BOLTHOUSE
7 PROPERTIES, LLC does not lease any property from BLUM, and does
8 not have any leasehold or contractual water rights relationship
9 with BLUM.

10 93. Objection. This interrogatory is vague, ambiguous,
11 overbroad, not reasonably calculated to lead to the discovery of
12 admissible evidence, calls for the disclosure of private or
13 proprietary corporate information/documents.

14 94. Objection. This interrogatory is vague, ambiguous,
15 overbroad, not reasonably calculated to lead to the discovery of
16 admissible evidence, calls for the disclosure of private or
17 proprietary corporate information/documents.

18 95. Objection. This interrogatory is vague, ambiguous,
19 overbroad, not reasonably calculated to lead to the discovery of
20 admissible evidence, calls for the disclosure of private or
21 proprietary corporate information/documents.

22 96. Objection. This interrogatory is vague, ambiguous,
23 overbroad, not reasonably calculated to lead to the discovery of
24 admissible evidence, calls for the disclosure of private or
25 proprietary corporate information/documents.

26 ///

1 114. Objection. This interrogatory is vague, ambiguous,
2 overbroad, calls for a legal conclusion and assumes facts.
3 Notwithstanding the foregoing objections, and reserving same,
4 responding party does not so contend.

5 115. Objection. This interrogatory is vague, ambiguous,
6 overbroad, calls for a legal conclusion and assumes facts.
7 Notwithstanding the foregoing objections, and reserving same, see
8 response to Special Interrogatory No. 114.

9 116. Objection. This interrogatory is vague, ambiguous,
10 overbroad, calls for a legal conclusion and assumes facts.
11 Notwithstanding the foregoing objections, and reserving same, see
12 response to Special Interrogatory No. 114.

13 117. Objection. This interrogatory is vague, ambiguous,
14 overbroad, not reasonably calculated to lead to the discovery of
15 admissible evidence, calls for the disclosure of private or
16 proprietary corporate information/documents. Notwithstanding the
17 foregoing objections, and reserving same, responding party is not
18 aware of any such communications.

19 118. Objection. This interrogatory is vague, ambiguous,
20 overbroad, not reasonably calculated to lead to the discovery of
21 admissible evidence, calls for the disclosure of private or
22 proprietary corporate information/documents.

23 119. Objection. This interrogatory is vague, ambiguous,
24 overbroad, not reasonably calculated to lead to the discovery of
25 admissible evidence, calls for the disclosure of private or
26 proprietary corporate information/documents.

1 DATED: April 26, 2008

2 CLIFFORD & BROWN

3
4 By: 

5 RICHARD G. ZIMMER, ESQ.

6 T. MARK SMITH, ESQ.

7 JEREMY J. SCHROEDER, ESQ.

8 Attorneys for

9 BOLTHOUSE FARMS, INC. and

10 BOLTHOUSE PROPERTIES, LLC

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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF SANTA CLARA

I have read the foregoing BOLTHOUSE PROPERTIES, LLC's SPECIAL INTERROGATORIES, SET ONE and know its contents.

☐ CHECK APPLICABLE PARAGRAPHS

☐ I am a party to this action. The matters stated in the foregoing document are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

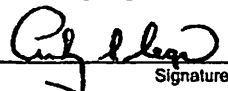
☒ I am ☐ an Officer ☐ a partner ☒ a N AUTHORIZED AGENT of BOLTHOUSE PROPERTIES, LLC

a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. ☒ I am informed and believe and on that ground allege that the matters stated in the foregoing document are true. ☐ The matters stated in the foregoing document are true of my own knowledge, except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

☐ I am one of the attorneys for _____ a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

Executed on May 9, 2008, at Bakersfield, California.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Anthony L. Leggio
Type or Print Name


Signature

PROOF OF SERVICE
1013a (3) CCP Revised 5/1/88

STATE OF CALIFORNIA, COUNTY OF

I am employed in the county of _____, State of California.
I am over the age of 18 and not a party to the within action; my business address is: _____

On, _____ I served the foregoing document described as _____
_____ on _____ in this action

- ☐ by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list:
☐ by placing ☐ the original ☐ a true copy thereof enclosed in sealed envelopes addressed as follows:

☐ BY MAIL

☐ *I deposited such envelope in the mail at _____, California.
The envelope was mailed with postage thereon fully prepaid.

☐ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at _____ California in the ordinary course of business. I 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.

Executed on _____, at _____, California.

☐ **(BY PERSONAL SERVICE) I delivered such envelope by hand to the offices of the addressee.

Executed on _____, at _____, California.

☐ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☐ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Type or Print Name

Signature

*(BY MAIL SIGNATURE MUST BE OF PERSON DEPOSITING ENVELOPE IN MAIL SLOT, BOX, OR BAG)

**(FOR PERSONAL SERVICE SIGNATURE MUST BE THAT OF MESSENGER)

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