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Defendant Tejon Ranchcorp

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**COUNTY OF LOS ANGELES - CENTRAL DISTRICT**

**ANTELOPE VALLEY GROUNDWATER  
CASES**

Included Consolidated Actions:

Los Angeles County Waterworks District No. 40 v.  
Diamond Farming Co.  
Superior Court of California  
County of Los Angeles, Case No. BC 325 201

Los Angeles County Waterworks District No. 40 v.  
Diamond Farming Co.  
Superior Court of California, County of Kern,  
Case No. S-1500-CV-254-348;

Wm. Bolthouse Farms, Inc. v. City of Lancaster  
Diamond Farming Co. v. City of Lancaster  
Diamond Farming Co. v. Palmdale Water Dist.,  
Superior Court of California, County of Riverside,  
consolidated actions, Case Nos. RIC 353 840, RIC 344 )  
436, RIC 344 668 )

Rebecca Lee Willis v. Los Angeles County  
Waterworks District No. 40  
Superior Court of California, County of Los Angeles,  
Case No. BC 364 553 )

Richard A. Wood v. Los Angeles County Waterworks )

Judicial Council Coordination No. 4408

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

Lead Case No. BC 325 201

**JOINDER OF TEJON RANCHCORP  
IN OPPOSITION TO THE WILLIS  
CLASS' MOTION FOR COURT  
APPOINTMENT OF INDEPENDENT  
EXPERT WITNESS**

Judge: Honorable Jack Komar

Date: July 15, 2010

Time: 9:00 a.m.

Dept: TBD

District No. 40 )  
Superior Court of California, County of Los Angeles )  
Case No. BC 391 869 )  
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TEJON RANCHCORP ("Tejon") hereby joins in the opposition filed by the Public Water Suppliers, Diamond Farming Company, Crystal Organic Farms, Grimmway Enterprises, Inc., Lapis Land Company, LLC, Bolthouse Properties, LLC and W.M. Bolthouse Farms, Inc. to the motion by the Willis Class for appointment of an independent expert for the following reasons:

A. The Willis Class has failed to articulate any new or different facts, circumstances, or law which would support reconsideration of this court's previous denial of this motion. (Civ. Code Proc., § 1008(b).)

B. Tejon is not a named defendant in the Willis action and this court has no authority to order Tejon to pay costs properly borne by the Willis Class.

C. The request of the Willis Class to saddle Phase III trial participants with additional expert costs is illogical and inequitable. It makes no sense to penalize those parties who have already made a significant investment in preparing experts for the Phase III trial for the specific purpose of educating the court regarding the condition of the basin with a disproportionate cost of hiring yet another expert. Indeed, such a ruling would have a chilling affect on parties' willingness to provide expert testimony to the court, and participate in future phases of trial. Logically, it makes most sense for the Willis Class and its counsel to retain and pay for its own expert. The cost of doing so would be less than \$1 per class member. Certainly, class counsel must have anticipated, prior to accepting this engagement, the need to hire technical experts in a groundwater adjudication.

D. Tejon requests that this court allow the parties to appear and oppose the motion telephonically.

1 Based on the foregoing, Tejon respectfully requests that the motion be denied again.

2 Dated: July 2, 2010

Respectfully submitted,

3 KUHS & PARKER

4  
5 By /s/

6 Robert G. Kuhs, Attorney for Tejon  
7 Ranchcorp

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**PROOF OF SERVICE**

I, Valerie Hanners, declare:

I am employed in the County of Kern, State of California. I am over the age of 18 and am not a party to the within action; my business address is Kuhs & Parker, 1200 Truxtun Avenue, Suite 200, Bakersfield, California 93301.

On July 2, 2010, I caused the foregoing document(s) described as: **JOINDER OF TEJON RANCHCORP IN OPPOSITION TO THE WILLIS CLASS' MOTION FOR COURT APPOINTMENT OF INDEPENDENT EXPERT WITNESS** to be served on the parties in this action, as follows:

- (X) (BY ELECTRONIC SERVICE) by posting the document(s) listed above to the Santa Clara County Superior Court website: [www.scefilings.org](http://www.scefilings.org) regarding the Antelope Valley Groundwater matter.
- ( ) (BY U.S. MAIL) I am readily familiar with the firm's practice of collection and processing of documents for mailing. Under that practice, the above-referenced document(s) were placed in seal envelope(s) addressed to the parties as noted above, with postage thereon fully prepaid and deposited such envelope(s) with the United States Postal Service on the same date at Bakersfield, California, addressed to:
- ( ) (BY FEDERAL EXPRESS) I served a true and correct copy by Federal Express or other overnight delivery service, for delivery on the next business day. Each copy was enclosed in an envelope or package designated by the express service carrier; deposited in a facility regularly maintained by the express service carrier or delivered to a courier or driver authorized to receive documents on its behalf; with delivery fees paid or provided for; addressed as shown on the accompanying service list.
- ( ) (BY FACSIMILE TRANSMISSION) I am "readily familiar" with the firm's practice of facsimile transmission of documents. It is transmitted to the recipient on the same day in the ordinary course of business.
- (X) (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 under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

  
Valerie Hanners