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Attorneys for: Granite Construction Company

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

Los Angeles County Waterworks District No.
40 v. Diamond Farming Co., Superior Court of
California, County of Los Angeles, Case No.
BC 325201;

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. Lancaster,
Diamond Farming Co. v. Palmdale Water
Dist., Superior Court of California, County of
Riverside, Case No. RIC 353 840, RIC 344
436, RIC 344 668

Judicial Council Coordination No. 4408

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

**GRANITE CONSTRUCTION
COMPANY'S EXPERT AND
PERCIPIENT WITNESS DISCLOSURE**

[Code Civ. Proc., § 2034.260]

Phase 4 Trial Date: February 11, 2013

COMES NOW the defendant GRANITE CONSTRUCTION COMPANY ("Granite")
and submits the following expert and percipient witness information.

II. WITNESSES

1. Steve McCracken will be called as an expert and percipient witness.

Granite reserves the right to (a) call any witness disclosed by any other party to this action although not included herein; and (b) call any witness to impeach the testimony of any witness offered by any other party at trial.

Dated: January 4, 2013

KUHS & PARKER

By 

Robert G. Kuhs,
Attorney for Granite

III. DECLARATION OF ROBERT G. KUHS

I, Robert G. Kuhs, declare as follows:

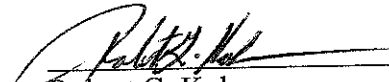
1. I am an attorney at law duly admitted to practice before all courts of the State of California and a partner of Kuhs & Parker, attorney for Granite.

2. Granite anticipates calling the following expert witness:

A. STEVE MCCRACKEN: Steve McCracken is the Operations Manager for Granite Construction's Southern California Region Material's Group. Mr. McCracken received a Bachelor of Science degree in civil engineering from Sacramento State University in 1994. Attached as **Exhibit A** and incorporated herein is the curriculum vitae of Mr. McCracken's professional qualifications. Mr. McCracken will testify regarding Granite's water usage and requirements and such other matters as may arise from expert witness testimony presented by any other party to this action. Mr. McCracken will be sufficiently familiar with the action to submit to a meaningful oral deposition concerning the testimony described herein. Mr. McCracken is currently available for deposition January 28th through January 31st, 2013.

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

3 Executed on January 4, 2013, at Bakersfield, California.

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6 Robert G. Kuhs

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8 F:\919.39 - Granite v Antelope Valley Groundwater.ABC Williams Ent\Expert & Percipient Witness Disclosure.Phase 4.doc

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Steve McCracken

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(661) 387-7721

steve.mccracken@graninc.com

PROFESSIONAL EXPERIENCE

Granite Construction, Co., Bakersfield, CA

Manager of Construction Materials – 2011-Current

- Reports to Southern California Regional Manager
- Provide direct management (P&L responsibilities) for Southern California Materials operations
- Manage Plant Managers and Resource Development Project Manager
- Standardized multiple processes from 4 separate Areas
- Led the only materials team that achieved all 5 2011 corporate KPI's
- Led the "March to Zero Defects" initiative for the Region
- Managed the completion of key reserve initiatives
- Zero lost time injuries – 1 minor injury in 2 years
- Developing key relationships in the industry

Granite Construction, Inc., Watsonville, CA

Operations Manager – Construction Materials Group, 2006 – 2011

- Reported to the VP/Manager-Construction Materials
- Provide functional/centralized operations management for the construction materials business (+/- 75 HMA/WMA facilities, +/-50 aggregate facilities)
- Created and provide direct management of the Field Services Group, the Plant Equipment Department, and previously, the Plants Business Systems Group
- Brought the MSHA Citations/Inspection KPI to Granite.
- Implemented the capital budgeting process for our materials business
- Developed a materials budgeting and forecasting tool/process (consolidated by Area, Region, Group, and product line) for temporary use while planning and implementing improvements to our ERP system
- Created a standardized "New Plant Construction/Development" process (Estimating, Budgeting, Planning, and Construction). Piloted the process on a new \$50M facility
- Partner with our Exploration Services/Geology Group to continuously evaluate our reserves for quality, quantity, balance, and economic viability. Share engineering staff with Exploration Services to develop short and long term mine and reclamation plans
- Developed a process to create "Going Concern" models (long term financial planning) for our operations which struggle financially, or are in need of significant investments in people, equipment, or reserves
- Involved in multiple process improvement initiatives for the company (ARO, Inventory, ERP, Resource Development, Driver Based Budgeting/Forecasting, KPI's, Energy Conservation, Environmental Stewardship, etc.)
- Provided education regarding the materials business for our Board of

Directors, Controller, General Accounting Manager, and General Accounting staff. Collaborate with these teams to streamline business processes

- Provided operational/financial due diligence for acquisitions
- Responsible for our centralized Plant Engineer training (PET) (creating curriculum, developing program, selecting candidates, identifying trainers, providing training, facilitating training events)
- Career development for materials professionals within Granite. Created job descriptions, and documentation of expectations. Performed developmental dialogs with Plant Managers and their direct supervisors to evaluate performance, set goals, and articulate expectations
- Performed an additional role of “Manager of Construction Materials” for the California Operating Group
- Developed the Underperforming Asset Analysis for the Materials Business
- Represented Granite on the CalCIMA Executive Board

Granite Construction Company, Oroville, CA

Area Manager, 2002 – 2006

- Responsible for the pre-acquisition analysis, and post-acquisition transition of a local business to Granite Construction Company
- Direct management responsibility (P&L) for the Construction (Paving, Grading, Underground), and Construction Materials (Aggregate and Asphalt) operations of the Oroville Area office
- Managed materials and construction activities
- Performed all materials sales functions
- Responsible for managing safety, quality, estimating, business development, rolling stock, etc
- Received a company award from the COO and Branch Division Manager for leading a new acquisition to be “in the black” after the first year, and injury free for the first three.
- Vice President of the Oroville Economic Development Corp
- Active member of the Oroville Chamber of Commerce

Granite Construction Company, Sacramento, CA

Estimator/Project Manager, 1998-2002

- Estimated, procured, and managed large civil construction projects (grading, paving, underground construction, minor structures)
- Performed due diligence for strategic regional acquisition activities.
- Completed key aggregate resource development projects (404 permits, CEQA challenge, etc)
- Trained and mentored local Plant and Environmental Engineers

Granite Construction Company, Sacramento, CA

Plant Engineer, 1992-1998

- Created and managed operations/ maintenance budgets and plans for 2M-3M tpy aggregate facility and 500K tpy asphalt facility
- Responsible for developing short and long term mine and reclamation plans. Managed mining and reclamation activities

- Developed and implemented capital improvement projects
- Review quality testing data for compliance with internal and external specifications. Implement process changes where necessary
- Performed safety audits, and administered safety meetings. Implemented safety improvements
- Maintained PLC/HMI automation/implemented major upgrades (ladder logic PLC programming, development of WonderWare HMI applications)
- Developed and implemented efficiency/downtime recording/reporting tools
- Negotiated partnership arrangements with Teichert (wetland mitigation, creek diversion channel, flood pump station, conveyor alignment/easement, joint permitting, etc)
- Designed 3 mile long belt conveyor system to access Vineyard reserves (sizing, alignment, etc.)
- Responsible for permitting activities CEQA/NEPA, Air, Water, etc. Responsible for environmental and CUP compliance
- Performed community relations activities for on-going operations as well as new permitting activities
- Performed operational, environmental, and financial due diligence for potential acquisitions

L&M Electric/L&M Construction, El Dorado Hills, CA
Electrician/Carpenter, 1987-1992

- Installed electrical improvements on multiple residential and commercial projects
- Trouble shoot and perform service calls for residential and commercial electrical customers
- Built residential homes from site grading to finish carpentry

EDUCATION **Sacramento State University, Sacramento, CA**
BS. Civil Engineering, Class of 1994

- 3.54 GPA
- Deans Honor List
- Tau Beta PI Engineering Honors Society

**TECHNICAL
SKILLS**

- | | |
|-----------------|-----------------------|
| • BIDS2 | • J.D. Edwards/Oracle |
| • Autocad | • JWS |
| • MS Excel | • AggQc |
| • MS Word | • Aggflow |
| • MS Access | |
| • MS PowerPoint | |
| • MS Outlook | |

LICENSURE

- EIT Certificate

**ADDITIONAL
SKILLS**

- Advanced knowledge of mobile/fixed plant equipment, construction material processing, and maintenance of applicable equipment
- Advanced knowledge of geology, quality, and specifications
- Granite Leadership Suite: EGSP, LDP, LTT, Business Acumen

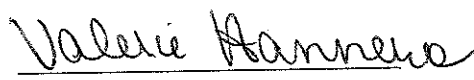
PROOF OF SERVICE

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 January 4, 2013, I caused the foregoing document(s) described as **GRANITE CONSTRUCTION COMPANY'S EXPERT AND PERCIPIENT WITNESS DISCLOSURE** 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.scefiling.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, and that the foregoing was executed on January 4, 2013 in Bakersfield, California.
- () (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