

Robert G. Kuhs, SBN 160291
Bernard C. Barmann, Jr., SBN 149890
Kuhs & Parker
P. O. Box 2205
1200 Truxtun Avenue, Suite 200
Bakersfield, CA 93303
Telephone: (661) 322-4004
Facsimile: (661) 322-2906
E-Mail: rgkuhs@kuhsparkerlaw.com

Attorneys for Granite Construction Company

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

**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; and

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 WITNESS AND
EXHIBIT LIST FOR TRIAL AND
PROVE-UP OF THE STIPULATED
JUDGMENT AND PHYSICAL
SOLUTION**

TRIAL DATE: August 3, 2015
TIME: TBD
DEPT.: TBA

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

I. INTRODUCTION

PLEASE TAKE NOTICE that in accordance with Court's Case Management Order dated
March 27, 2015 GRANITE CONSTRUCTION COMPANY (**Granite**) hereby discloses the

1 following potential witnesses and exhibits regarding the next phase of trial, and in support of the
2 Stipulated Judgment and Physical Solution.

3 **II. WITNESSES**

4 Granite may call one or more of the following witnesses in its case-in-chief.

5 1. **David H. Peterson**, CEG, CHG – Non-Retained AVEK witness who is expected to
6 testify to the reasonable and beneficial use of water by Granite and the other Stipulating Parties.
7

8 2. **Robert Wagner** and/or **Charles W. Binder** - Non-Retained AVEK witness who
9 are expected to testify in support of the [Proposed] Judgment & Physical Solution.

10 3. **Robert G. Beeby** – Non-Retained PWS witness who is expected to testify to the
11 reasonable and beneficial use of water by Granite and other Stipulating Parties.
12

13 4. **Dr. Dennis Williams** – Non-Retained PWS witness who is expected to testify in
14 support of the [Proposed] Judgment & Physical Solution.

15 5. **Steve McCracken** - who may testify the Granite's water use.

16 6. **William Taylor** - who may testify to Granite's land and leasehold interests in the
17 AVAA.
18

19 **III. EXHIBITS**

20 In support of its claim, Granite may also introduce the following Exhibits:

21

<u>EXHIBIT</u>	<u>DESCRIPTION</u>
22 Granite-1	Declaration of Steven McCracken in Lieu of Testimony for Phase IV
23	Trial with supporting exhibits
24 Granite-2	Declaration of William Taylor in Lieu of Testimony for Phase 4 Trial
25	dated January 31, 2013, with supporting exhibits
26 Granite-3	Declaration of William Taylor in Lieu of Testimony for Phase 4 Trial
27	dated May 28, 2013

28

Granite-4	Granite Construction Company's Response to Discovery Order for Phase 4 Trial.
Granite-5	AVEK Water Supply Contract and Related Records.

Dated: April 27, 2015

KUHS & PARKER

By /s/
Robert G. Kuhs, Attorney for Granite