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Attorneys for Plaintiff

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

Coordination Proceeding Special Title
(Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER
CASES

RICHARD A. WOOD, an individual, on
behalf of himself and all others similarly
situated,

Plaintiff,

v.

LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40; et
al.

Defendants.

JUDICIAL COUNCIL
COORDINATION PROCEEDING No.
4408

Lead Case No. BC 325201

Case No.: BC391869

RICHARD WOOD'S *EX PARTE*
APPLICATION FOR ORDER
MODIFYING CLASS LIST;
DECLARATION OF MICHAEL D.
MCLACHLAN

Date: August 11, 2014

Time: 9:00 a.m.

Place: Room 222, Mosk Courthouse

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on August 11, 2014, at 9:00 a.m., Plaintiff
3 Richard Wood will present the Court with an ex parte application for an order
4 modifying the class member list.

5 The hearing on this application will occur telephonically by CourtCall, or in
6 such other location as the Court may designate.

7
8 DATED: August 8, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN
LAW OFFICE OF DANIEL M. O'LEARY

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11 By: _____
12 Michael D. McLachlan
13 Attorneys for Plaintiff
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1 Plaintiff Richard Wood requests that the Court supplement the small
2 pumper class list of known class members to include the following class
3 members:

- 4 1. Thomas L. Schuder (APN 3233-004-015; formerly owned by class
5 member Efren Sancen);
- 6 2. Sandra J. Schuder (APN 3233-004-015; formerly owned by class
7 member Efren Sancen);
- 8 3. Richard Ellis (APN 3080-024-030);
- 9 4. Barrel Springs Properties, LLC (APN 3052-016-022 & 3052-016-022;
10 formerly owned by class member Stanley Sevilla);
- 11 5. Bill L. Hill, co-trustee of the Bill L. Hill Living Trust (APN 252-240-09-
12 00-4; formerly owned by class member William Shelton who opted-
13 out).

14 As set forth in the attached Declaration of Michael D. McLachlan, each of
15 these persons own a parcel of land that meets the small pumper class definition,
16 but for various reasons, they are not currently included on the list of known class
17 members.

18
19 DATED: August 8, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN
LAW OFFICE OF DANIEL M. O'LEARY

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22 By: _____
23 Michael D. McLachlan
24 Attorneys for Plaintiff
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1 **DECLARATION OF MICHAEL D. McLACHLAN**

2 I, Michael D. McLachlan, declare:

3 1. I am one of the appointed class counsel for the Small Pumper Class,
4 and am duly licensed to practice law in California. I make this declaration of my
5 own personal knowledge, except where stated on information and belief, and if
6 called to testify in Court on these matters, I could do so competently.

7
8 2. I attach as Exhibit 1 a true and correct copy of the Class Inclusion
9 Request Form sent to me by class members Thomas L. Schuder and Sandra J.
10 Schuder for parcel 3233-004-015, formerly owned by class member Efren
11 Sancen, who no longer owns a property meeting the class definition.

12
13 3. I attach as Exhibit 2 a true and correct copy of the Class Inclusion
14 Request Form sent to me by Richard Ellis for Los Angeles County parcel 3080-
15 024-030. This parcel is not currently on the Small Pumper Class list, but appears
16 to meet the class definition so it should be added to the list.

17
18 4. I attach as Exhibit 3 a true and correct copy of the Class Inclusion
19 Request Form sent to me by Carol R. Sevilla on behalf of Barrel Springs
20 Properties, LLC (APN 3052-016-022 & 3052-016-022). Both of these properties
21 are on the class list under the names of Stanley Sevilla.

22
23 5. I attach as Exhibit 4 a true and correct copy of the Class Inclusion
24 Request Form for Bill L. Hill, co-trustee of the Bill L. Hill Living Trust (APN 252-
25 240-09-00-4, which was sent to me by attorney Cynthia Pandolfi. This property
26 was formerly owned by class member William Shelton who erroneously opted-
27 out of the class at a time he no longer owned the property.


1 I declare under penalty of perjury under the laws of the State of California
2 that the foregoing is true and correct. Executed this 8th day of August, 2014, at
3 Los Angeles, California.

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6 _____
7 Michael D. McLachlan
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Exhibit 1

CLASS INCLUSION REQUEST FORM

We, Thomas L. Schuder and Sandra J. Schuder, wish to participate in the class action proceeding known as ***Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.*** We own the residential real property located at 50260 85th West, Lancaster, California. On January 19, 2012, we took title to this property from Efrain Sancen, whom we are informed, was a member of this Class based on ownership of the above-referenced property. We have pumped groundwater on the property after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company for this property. On this 28 day of July, 2014, at I declare under penalty of perjury the foregoing is true and correct.


Signature – Thomas L. Schuder


Signature – Sandra J. Schuder

50260 85th Street West
Street Address

Lancaster, CA 93536
City/State/Zip

3233-004-015
Assessor's Identification Number

Exhibit 2

CLASS INCLUSION REQUEST FORM

I, Richard Ellis, wish to participate in the class action proceeding known as ***Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.*** On July 22, 2014, I bought the real property located at 35581 165th Street East, Llano, California 93544. I have pumped groundwater on the property after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company for this property. On this ____ day of August, 2014, at I declare under penalty of perjury the foregoing is true and correct.



Signature – Richard Ellis

35581 165th street east,
Street Address

Llano, CA 93544
City/State/Zip

3080-024-030
Assessor's Identification Number

Exhibit 3

CLASS INCLUSION REQUEST FORM

I, CAROL R. SEVILLA, as managing Partner of BARREL SPRINGS PROPERTIES, LLC, wish to participate in the class action proceeding known as *Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.* The STANLEY SEVILLA FAMILY is the listed class member for this property, and we wish to correct the current ownership to our BARREL SPRINGS PROPERTIES, LLC. We have pumped groundwater on the property after 1946 in an amount less than 25 acre-feet per year in any given year. BARREL SPRINGS PROPERTIES, LLC and its owners are not shareholders in any mutual water company for this property. On this 1st day of August, 2014, at Santa Monica, California, I declare under penalty of perjury the foregoing is true and correct.

BARREL SPRINGS PROPERTIES, LLC

By



CAROL R. SEVILLA
Managing Partner

1719 California Avenue

Street Address

Santa Monica, California 90403

City/State/Zip

3052-016-021

Assessor's Identification Number

CLASS INCLUSION REQUEST FORM

I, CAROL R. SEVILLA, as managing Partner of BARREL SPRINGS PROPERTIES, LLC, wish to participate in the class action proceeding known as *Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.* The STANLEY SEVILLA FAMILY is the listed class member for this property, and we wish to correct the current ownership to our BARREL SPRINGS PROPERTIES, LLC. We have pumped groundwater on the property after 1946 in an amount less than 25 acre-feet per year in any given year. BARREL SPRINGS PROPERTIES, LLC and its owners are not shareholders in any mutual water company for this property. On this 1st day of August, 2014, at Santa Monica, California, I declare under penalty of perjury the foregoing is true and correct.

BARREL SPRINGS PROPERTIES, LLC

By Carol R Sevilla
CAROL R. SEVILLA
Managing Partner

1719 California Avenue

Street Address

Santa Monica, California 90403

City/State/Zip

3052-016-022


Assessor's Identification Number

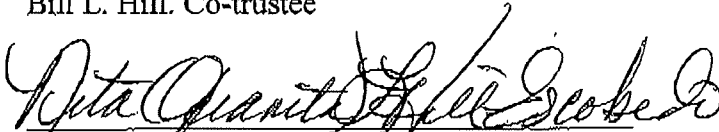
Exhibit 4

CLASS INCLUSION REQUEST FORM

I, Bill L. Hill, as a co-trustee of the Bill L. Hill Living Trust dated March 24, 2014, wish to participate in the class action proceeding known as ***Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.*** I own the property identified below, with address 5200 Mojave-Tropico Road, Rosamond, Kern County, California, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. In 2008, I purchased this property from Edward Shelton, and have owned it since that time. On this 5th day of August, 2014, at I declare under penalty of perjury the foregoing is true and correct.

→ Santa Paula, California,


Bill L. Hill, Co-trustee


Nita (aka Juanita) L. Hill-Escobedo, Co-trustee

All Notices/Mailings to:
Law Office of Cynthia M. Pandolfi
Cynthia M. Pandolfi, Esq. - SBN: 188975
608 Hailey Ct.
Simi Valley, CA 93065

252-240-09-00-4
Assessor's Identification Number