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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 15, 2014 or TBA
Time: 11:00 a.m. or TBA
Place: Telephonic

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

2 PLEASE TAKE NOTICE THAT on August 15, 2014, at 11:00 a.m., or at
3 such other time as the Court sets, Plaintiff Richard Wood will present the Court
4 with an ex parte application for an order 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 14, 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. Robert G. Davis (APN 3203-020-027): an opt out who wishes to rejoin
5 the Class);

6 As set forth in the attached Declaration of Michael D. McLachlan, this
7 person owns a parcel of land that meets the small pumper class definition, but for
8 various reasons, they are not currently included on the list of known class
9 members.

10
11 DATED: August 14, 2014

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

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14 By: _____
15 Michael D. McLachlan
16 Attorneys for Plaintiff
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DECLARATION OF MICHAEL D. McLACHLAN

I, Michael D. McLachlan, declare:

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

2. I attach as Exhibit 1 is a true and correct copy of the Class Inclusion Request Form sent to me by class members Robert G. Davis for parcel number 3203-020-027. Mr. Davis opted out in December of 2013, but has changed his mind.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 14th day of August, 2014, at Los Angeles, California.

Michael D. McLachlan

Exhibit 1

CLASS INCLUSION REQUEST FORM

I, Robert G. Davis owner of APN #3203-020-027, after opting out in December 2013 wish to re-join and participate in the class action proceeding known as *Richard A. Wood. v. Los Angeles County Waterworks Dist. No. 40 et al.* 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 14th day of August, 2014 at Palmdale, CA, I declare under penalty of perjury the foregoing is true and correct.



Signature

40845 43rd. St. West
Street Address

Palmdale, CA, 93551
City/State/Zip

(H) 661-943-3053 (M) 213-446-9937
Phone

#3203-020-027
Assessor's Identification Number