| 1 | Michael D. McLachlan (State Bar No. 181705) LAW OFFICES OF MICHAEL D. McLACHLAN, APC | |
|---|---|--|
| 2 | 44 Hermosa Avenue Hermosa Beach, California 90254 | LACILAN, AI C |
| 3 | Phone: (310) 954-8270 Fax: (310) 954-8271 | |
| 45678 | Daniel M. O'Leary (State Bar No. 175128) LAW OFFICE OF DANIEL M. O'LEA 2300 Westwood Boulevard, Suite 105 Los Angeles, California 90064 Phone: (310) 481-2020 Fax: (310) 481-0049 Attorneys for Plaintiff Richard Wood and | |
| 9 | Actorneys for Framenia Richard Wood and the Class | |
| | | |
| 10 | | |
| 11 | | |
| 12 | SUPERIOR COURT FOR THE STATE OF CALIFORNIA | |
| 13 | COUNTY OF LOS ANGELES | |
| 14 | Coordination Proceeding Special Title (Rule 1550(b)) | Judicial Council Coordination Proceeding No. 4408 (Honorable Jack Komar) |
| 15 16 | ANTELOPE VALLEY GROUNDWATER CASES | (Honorable Jack Komar) |
| 17 | RICHARD A. WOOD, an individual, on | Case No.: BC 391869 |
| 18 | behalf of himself and all others similarly situated, | DECLARATION OF MICHAEL D. |
| 19 | Plaintiff, | MCLACHLAN RE: PUBLICATION OF SUMMARY CLASS NOTICE |
| 20 | | OF SETTLEMENT |
| 21 | V. | |
| 22 | LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40; et | |
| 23 | al. | |
| 24 | Defendants. | |
| 25 | | |
| 26 | | |
| 27 | | |

DECLARATION OF MICHAEL D. MCLACHLAN RE: PUBLICATION OF SUMMARY CLASS NOTICE OF SETTLEMENT

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DECLARATION OF MICHAEL D. MCLACHLAN

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1. 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.

I. Michael D. McLachlan, declare:

2. I am co-counsel of record of record for Plaintiff Richard Wood and

the Class, and am duly licensed to practice law in California.

3. Pursuant to the Court's order of April 6, 2015, counsel has caused the

Summary Notice of the Small Pumper Class settlement to be published in the Los

Angeles Times, the Bakersfield Californian and the Antelope Valley Press.

Attached collectively as Exhibit 1 are the proofs of publication for the Summary

Notice.

4. Prior to the Administrator issuing Class Notice by U.S. Mail, the

Class website, www.avgroundwater.com, was updated with all of the settlement

documents and the Class Notice. The website has been continuously operational

since that time.

I declare under penalty of perjury under the laws of the State of California

that the foregoing is true and correct. Executed this 4^{th} day of June, 2015, at

Hermosa Beach, California.

Mishaal D. Malaaklaa

Michael D. McLachlan

DECLARATION OF MICHAEL D. MCLACHLAN RE: PUBLICATION OF SUMMARY CLASS NOTICE OF SETTLEMENT

Los Angeles Times MEDIA GROUP

Sold To:

Best Best & Krieger LLP - CU00265209 300 South Grand Ave, 25th Floor Los Angeles,CA 90071

Bill To:

Best Best & Krieger LLP - CU00265209 300 South Grand Ave, 25th Floor Los Angeles,CA 90071

SUMMARY NOTICE OF PROPOSED CLASS ACTION SETTLEMENT IN WOOD V. LOS ANGELES COUNTY WATERWORKS DIST. NO. 40, ET AL.

This Summary Notice is to advise you that there is a proposed settlement of the above class action, which is pending on behalf of landowners within the Antelope Valley Groundwater Basin who are pumping or have pumped less than 25 acre-feet of groundwater during any year from 1946 to the present on their properties (with certain specific exceptions). The proposed settlement does not provide any monetary compensation to the Class members, but protects Class Members' rights to make reasonable future uses of the groundwater underlying their properties.

On March 26, 2015, the Superior Court for Los Angeles County granted preliminary approval of the proposed settlement, subject to further consideration at a fairness hearing scheduled for August 3, 2015. The terms of the proposed settlement, as well as Class Members' options, are more fully detailed in a Noticed of Proposed Class Settlement that was previously mailed to the last known addresses of all class members. You may find a copy of that Notice, as well as the Settlement Agreement and other relevant documents at http://www.avgroundwater.com.

THE COURT HAS MADE NO DECISION AS TO LIABILITY AND THIS NOTICE IS NOT AN EXPRESSION OF ANY OPINION ON THE MERITS OF THE CLAIMS ASSERTED IN THE ACTION.



PROOF OF PUBLICATION (2015.5 C.C.P.)

STATE OF ILLINOIS
County of Cook

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the action for which the attached notice was published.

I am a principal clerk of the Los Angeles Times, which was adjudged a newspaper of general circulation on May 21, 1952, Cases 598599 for the City of Los Angeles, County of Los Angeles, and State of California. Attached to this Affidavit is a true and complete copy as was printed and published on the following date(s):

Apr 12, 2015; Apr 19, 2015

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated at Chicago, Illinois on this 2 day of www.

V- A

435 N. Michigan Ave. Chicago, IL 60611



ESTABLISED 1915 Mailing Address: P.O. Box 4050, Palmdale, California 93590-4050

April 20, 2015

Mr. McLachlan MICHAEL D. MCLACHLAN 44 HERMOSA AVE HERMOSA BEACH CA 90254

RE: Affidavit of Publication – SUMMARY NOTICE OF PROPOSED CLASS ACTION - LACO DIST.#40

Enclosed please find 2 original signed Affidavit of Publication for the SUMMARY NOTICE OF PROPOSED CLASS ACTION - LACO DIST.#40 notice published on April 12, 19, 2015.

Thank you again for considering the Antelope Valley Press for your publication needs. If you need further assistance, please do not hesitate to contact me at (661) 267-4112.

Sincerely,

Alison Adams

Legal Advertising Coordinator

Enclosure

AFFIDAVIT OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Los Angeles

SUMMARY NOTICE OF PROPOSED CLASS **ACTION** LACO DIST.#40

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Antelope Valley Press, a newspaper of general circulation, printed and published daily in the City of Palmdale, County of Los Angeles, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under date of October 24, 1931, Case Number 328601; Modified Case Number 657770 April 11, 1956; also operating as the Ledger-Gazette, adjudicated a legal newspaper June 15, 1927, by Superior Court decree No. 224545; also operating as the Desert Mailer News, formerly known as the South Antelope Valley Foothill News, adjudicated a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California on May 29, 1967, Case Number NOC564 and adjudicated a newspaper of general circulation for the City of Lancaster, State of California on January 26, 1990, Case Number NOC10714, Modified October 22, 1990; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

April 12, 19, 2015

I certify (or declare) under penalty of perjury that the fore-going is true and correct.

Signature

Dated: April 20, 2015 Executed at Palmdale, California The space above for filing stamp only

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THE COURT HAS MADE NO DECISION AS TO LIABILITY AND THIS NOTICE IS NOT AN EXPRESSION OF ANY OPINION ON THE MERITS OF THE CLAIMS ASSERTED IN THE ACTION. ACTION. Publish: April 12, 19, 2015

PRODEST PRESENT

37404 SIERRA HWY., PALMDALE CA 93550 Telephone (661)267-4112/Fax (661)947-4870

AFFIDAVIT OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Los Angeles

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April 12, 19, 2015

I certify (or declare) under penalty of perjury that the fore-going is true and correct.

Signature

Dated: April 20, 2015 Executed at Palmdale, California The space above for filing stamp only

SUMMARY NOTICE OF

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ACTION. Publish: April 12, 19, 2015

Vallen Pross

37404 SIERRA HWY., PALMDALE CA 93550 Telephone (661)267-4112/Fax (661)947-4870

PROOF OF PUBLICATION

The BAKERSFIELD CALIFORNIAN P. O. BOX 440 **BAKERSFIELD, CA 93302**

BBK Attorneys At Law 300 South Grand Ave, 25th Floor LOS ANGELES, CA 90071

Ad Number: 13833899 PO #:

Edition: TBC Run Times

Class Code **Legal Notices**

Start Date 4/12/2015 Stop Date 4/19/2015

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\$ 232,46

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2

STATE OF CALIFORNIA COUNTY OF KERN

I AM A CITIZEN OF THE UNITED STATES AND A RESIDENT OF THE COUNTY AFORESAID: I AM OVER THE AGE OF EIGHTEEN YEARS, AND NOT A PARTY TO OR INTERESTED IN THE ABOVE ENTITLED MATTER. I AM THE ASSISTANT PRINCIPAL CLERK OF THE PRINTER OF THE BAKERSFIELD CALIFORNIAN. A NEWSPAPER OF GENERAL CIRCULATION. PRINTED AND PUBLISHED DAILY IN THE CITY OF BAKERSFIELD COUNTY OF KERN,

AND WHICH NEWSPAPER HAS BEEN ADJUDGED A NEWSPAPER OF GENERAL CIRCULATION BY THE SUPERIOR COURT OF THE COUNTY OF KERN, STATE OF CALIFORNIA, UNDER DATE OF FEBRUARY 5, 1952, CASE NUMBER 57610; THAT THE NOTICE, OF WHICH THE ANNEXED IS A PRINTED COPY, HAS BEEN PUBLISHED IN EACH REGULAR AND ENTIRE ISSUE OF SAID NEWSPAPER AND NOT IN ANY SUPPLEMENT THEREOF ON THE FOLLOWING DATES, TO WIT: 4/12/15

4/19/15

2015 ALL IN YEAR

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

DATED AT BAKERSFIELD CALIFORNIA

4- 20-15

Printed on 4/20/2015 at 8:42:34AM

Solicitor I.D.:

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First Text

SUMMARY NOTICE OF PROPOSED CLASS ACTIO

Ad Number 13833899

SUMMARY NOTICE OF PROPOSED CLASS ACTIONSET.
TIEMENT IN WOOD V. LOS ANGELES COUNTY WATER.
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THE COURT HAS MADE NO DECISION AS TO LIABIL ITY AND THIS NOTICE IS NOT AN EXPRESSION OF ANY OPINION ON THE MERITS OF THE CLAIMS ASSERTED IN THE ACTION.

April 12, 19, 2015 (13833899)