

Exhibit 4

1 AV Solar Ranch 1, LLC

2 *[INSERT NAME OF PARTY OR ATTORNEY]*

3 LATHAM & WATKINS LLP

4 Daniel P. Brunton (Bar No. 218615)

5 600 West Broadway, Suite 1800, San Diego, CA 91201

6 Telephone: 619-236-1234

7 Facsimile: 619-696-7419

8 Email: daniel.brunton@lw.com

9 *[Insert address, phone number, fax number, and e-*
10 *mail address]*

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA

12 COUNTY OF LOS ANGELES

13 **ANTELOPE VALLEY**
14 **GROUNDWATER CASES**

15 Included Actions:

16 Los Angeles County Waterworks District
17 No. 40 v. Diamond Farming Co.
18 Los Angeles County Superior Court
19 Case No. BC 325201

20 Los Angeles County Waterworks District
21 No. 40 v. Diamond Farming Co.
22 Kern County Superior Court
23 Case No. S-1500-CV-254-348

24 Wm. Bolthouse Farms, Inc. v. City of
25 Lancaster, Diamond Farming Co. v. City of
26 Lancaster, Diamond Farming Co. v.
27 Palmdale Water Dist.
28 Riverside County Superior Court
Consolidated actions
Case Nos. RIC 353 840, RIC 344 436, RIC
344 668

Judicial Council Coordination No. 4408

For filing purposes only:
Santa Clara County Case No. 1-05-CV-049053

Assigned to The Honorable Jack Komar

**[PROPOSED] ANSWER TO COMPLAINT
AND ALL CROSS-COMPLAINTS**

1 I hereby answer the Complaint and all Cross-Complaints which have been filed as of this
2 date, specifically those of Antelope Valley East-Kern Water Agency, Palmdale Water District &
3 Quartz Hill Water District, Rosamond Community Services District and Waterworks District No.
4 40 of Los Angeles County. I do not intend to participate at trial or other proceedings unless
5 ordered by the Court to do so, but I reserve the right to do so upon giving written notice to that
6 effect to the Court and all parties. I own the following property(ies) located in the Antelope
7 Valley:

8 SEE ATTACHED LIST

9
10 [Insert address and/or APN Number]

11
12 **GENERAL DENIAL**

13 1. Pursuant to Code of Civil Procedure section 431.30(d), Defendant and Cross-
14 Defendant hereby generally denies each and every allegation set forth in the Complaint and
15 Cross-Complaint, and the whole thereof, and further denies that Plaintiff and Cross-Complainant
16 are entitled to any relief against Defendant and Cross-Defendant.

17 **AFFIRMATIVE DEFENSES**

18 **First Affirmative Defense**

19 (Failure to State a Cause of Action)

20 2. The Complaint and Cross-Complaint and every purported cause of action
21 contained therein fail to allege facts sufficient to constitute a cause of action against Defendant
22 and Cross-Defendant.

23 **Second Affirmative Defense**

24 (Statute of Limitation)


25 3. Each and every cause of action contained in the Complaint and Cross-Complaint is
26 barred, in whole or in part, by the applicable statutes of limitation, including, but not limited to,
27 sections 318, 319, 321, 338, and 343 of the California Code of Civil Procedure.

1 Complaint.

2
3 **WHEREFORE**, Defendant and Cross-defendant prays that judgment be entered as
4 follows:

- 5 1. That Plaintiff and Cross-Complainant take nothing by reason of its Complaint or
6 Cross-Complaint;
7 2. That the Complaint and Cross-Complaints be dismissed with prejudice;
8 3. For Defendant and Cross-Defendant's costs incurred herein; and
9 4. For such other and further relief as the Court deems just and proper.

10
11 Dated: July 2, 2010

Signature 

Daniel P. Brunton

[Print name of party and/or attorney]

12
13
14
15 *[FILE IN LA SUPERIOR COURT AND POST ON COURT WEBSITE – FOR E-FILING*
16 *INSTRUCTIONS, PLEASE GO TO WWW.SCEFILING.ORG/FAQ OR CONTACT GLOTRANS*
17 *AT (510) 208-4775.]*

Parcel Number

1	3236001024
2	3236001025
3	3236001026
4	3236001027
5	3236001028
6	3236001029
7	3236001030
8	3236001031
9	3236001032
10	3236001033
11	3236001034
12	3236001035
13	3236001036
14	3236001037
15	3236001038
16	3236001039
17	3236010033
18	3257018006
19	3257018007
20	3257018008
21	3257018009
22	3257018010
23	3257018011
24	3257018012
25	3257018013
26	3258012024
27	3258012025
28	3258012026
29	3258012027
30	3258012028
31	3258012029
32	3258012030
33	3258012031
34	3258012032
35	3258012033
36	3258012034
37	3258012035
38	3258012036
39	3258012037
40	3258012038
41	3258012039
42	3258012040
43	3258012041
44	3258012042
45	3258012043
46	3258012044
47	3258012045
48	3258012046
49	3258012047

50	3258012048
51	3258012049
52	3258012050
53	3258012051
54	3258012052
55	3258012053
56	3258012054
57	3258012055
58	3258012056
59	3258012057
60	3258012058
61	3258012059
62	3258012060
63	3258012061
64	3258012062
65	3258012063
66	3258012064
67	3258012065
68	3258012066
69	3258012067
70	3258012068
71	3258012069
72	3258012070
73	3258012071
74	3258012072
75	3258012073
76	3258012074
77	3258012075
78	3258012076
79	3258012077
80	3258012078
81	3258012079
82	3258012080
83	3258012081
84	3258012082
85	3258012083
86	3258024001
87	3258024002
88	3258024003
89	3258024004
90	3258024005
91	3258024006
92	3258024007
93	3258024008
94	3258024009
95	3258024010
96	3258024011
97	3258024012
98	3258024013
99	3258024014
100	3258024015
101	3258024016

102	3258024017
103	3258024018
104	3258024019
105	3258024020
106	3258024021
107	3258024022
108	3258024023
109	3258024024
110	3258024025
111	3258024026
112	3258024027
113	3258024028
114	3258025001
115	3258025002
116	3258025003
117	3258025004
118	3258025005
119	3258025006
120	3258025007
121	3258025008
122	3258025009
123	3258025010
124	3258025011
125	3258025012
126	3258025013
127	3258025014
128	3258025015
129	3258025016
130	3258025017
131	3258025018
132	3258025019
133	3258025020
134	3258025021
135	3258025022
136	3258025023
137	3258025024
138	3258025025
139	3258025026
140	3258025027
141	3258025028
142	3258025029
143	3258025030
144	3258025031
145	3258025032
146	3258025033
147	3258025034
148	3258025035
149	3258025036
150	3258025037
151	3258025038
152	3258025039
153	3258025040

154	3258025041
155	3258025042
156	3258025043
157	3258025044
158	3258025045
159	3258025046
160	3258025047
161	3258025048
162	3258025049
163	3258025050
164	3258025051
165	3258025052
166	3258025053
167	3258025054
168	3258025055
169	3258025056
170	3258025057
171	3258025058
172	3258025059
173	3257010036
174	3257010035
175	3257010034
176	3257010033