

ATTORNEY OF RECORD: Nathan R. Smith Pillsbury Winthrop Shaw Pittman, LLP Telephone NO: (619) 544-3210 Fax No: (619) 236-1995 State Bar No. <u>257615</u> ATTORNEY FOR (Name): Defendant(s), Sorrento West Properties, Inc.	DO NOT FILE WITH COURT COMPLETELY FILL OUT/CORRECT FORM BEFORE SUBMITTING TO COURTCALL!! CourtCall ID#: <u>2855301</u>
Santa Clara County Superior Court	
Case Name: Antelope Valley Groundwater Litigation (JCCP 4408)	CASE NUMBER: 105CV049053 DEPARTMENT: 17C/Judge Jack Komar DATE/TIME: Friday, May 29th, 2009/10:00 AM HEARING: Meet and Confer
REQUEST FOR COURTCALL TELEPHONIC APPEARANCE	Our Tax ID#: 95-4568415

1. NATHANIEL R. SMITH (Name of specific attorney appearing telephonically) requests a CourtCall telephonic calendar appearance at the above referenced proceeding and agrees to provisions of the Rule/Order/Procedure Re: CourtCall Telephonic Appearances. I UNDERSTAND THAT I DIAL INTO THE CALL FIVE MINUTES BEFORE ITS SCHEDULED START TIME. **COURTCALL DOES NOT DIAL OUT TO ME.**
2. Not less than 13 Court days or 4:00 PM on the Court day prior to the hearing if the department posts tentative rulings, a copy of this document was served on all other parties and faxed to CourtCall, Telephonic Appearance Program Administrator at (310) 743-1850 OR (888) 88-FAXIN.
3. The CourtCall Appearance Fee in the sum of \$65.00 (plus additional fee of \$.00 if late filing is accepted) paid as follows:
☐ Check - (copy attached-**write CourtCall ID# on check**-and faxed to CourtCall at (310) 743-1850 or (888) 88-FAXIN) payable to Telephonic Hearing Account and original mailed to CourtCall at 6383 Arizona Circle, Los Angeles, CA 90045, telephone (310) 342-0888 or (888) 88-COURT. **INDIVIDUALS REPRESENTING THEMSELVES MUST PAY BY CREDIT CARD!**
☒ Charged - to CourtCall Debit Account No.: _____
☐ Charged - to VISA, Mastercard or American Express: _____

To be completed only on the copy submitted to CourtCall, LLC:

Credit Card Number: _____	Expiration Date: _____
To pay by credit card, the copy of this form submitted to CourtCall, LLC must be signed by the person whose credit card is to be charged and must be faxed to CourtCall at (310) 743-1850 or (888) 88-FAXIN with the above credit card information completed. The signature below constitutes authorization to charge the above referenced credit card.	
_____ Type Name	_____ Signature

4. Request forms are processed within 24 hours of receipt. Call CourtCall if you do not receive a faxed Confirmation within 24 hours. **WITHOUT A WRITTEN CONFIRMATION YOU ARE NOT ON THE COURTCALL CALENDAR AND MAY BE PRECLUDED FROM APPEARING TELEPHONICALLY! COURTCALL'S LIABILITY CONCERNING THIS TELEPHONIC APPEARANCE IS LIMITED TO THE FEE PAID TO COURTCALL.** Matters continued at the time of the hearing require a new form and a new fee for the continued date. It is counsel's responsibility to notify CourtCall of any continuance or cancelation, prior to the scheduled hearing time by calling (888) 882-6878.
5. **MY SIGNATURE ON THIS DOCUMENT SERVES AS CONSENT FOR COURTCALL TO CONTINUE TO FAX (AT THE FAX NUMBER LISTED ABOVE UNDER "ATTORNEY OF RECORD") OR EMAIL NOTICES TO ME OR MY FIRM ADVISING OF UPCOMING APPEARANCES AND/OR OTHER OFFERINGS FROM COURTCALL UNTIL I OR MY FIRM ADVISES COURTCALL OTHERWISE.**

Date: May 28, 2009

Signature: Nathan Smith

Attorney Appearing: Nathan R. Smith Pillsbury Winthrop Shaw Pittman, LLP Tel No: (619) 544-3210 Fax No: (619) 236-1995 Representing: Defendant(s), Sorrento West Properties, Inc. Customer Ref #: 0255910000002		Calendar Status Your CourtCall Appearance has been confirmed for Judge Jack Komar, Dept. 17C at 10:00 AM on Friday, May 29th, 2009 At five minutes prior to the above time, dial (866) 708-1920. This call will be operator assisted. BY DIRECTION OF Judge Jack Komar, IN HIS/HER COURTROOM ONLY THE ATTORNEY(S) WHO SCHEDULED TO APPEAR BY COURTCALL CAN APPEAR BY COURTCALL. The Court will not hear from an attorney standing in for or making a Special Appearance for the attorney who scheduled the CourtCall Appearance - any attorney attempting to do so will be disconnected from the call. If the attorney who scheduled the CourtCall Appearance does not appear, the matter will be treated as a non-appearance.
<h2>CONFIRMATION</h2>		
Santa Clara County Superior Court		
Case Name Antelope Valley Groundwater Litigation (JCCP 4408) Case Number 105CV049053 Nature of hearing: Meet and Confer CourtCall ID# 2855301 (not access code)	Be prompt, or your case may be heard without you! If you encounter any problems or if the Court has not joined the call within 15 minutes, remain on your teleconference and have a staff member call CourtCall, LLC at (310)342-0888 or 1(888)88 COURT.	

Mandatory Instructions For Making A CourtCall® Appearance

1. IT IS COUNSEL'S RESPONSIBILITY TO DIAL INTO THE CONFERENCE AT LEAST FIVE MINUTES PRIOR TO THE SCHEDULED APPEARANCE TIME. COURTCALL DOES NOT CALL COUNSEL! If you are unavoidably late and the Court is already in session, you must wait for an appropriate moment to announce yourself. Do not interrupt the Judge.

NEVER PLACE THE CONFERENCE ON HOLD. CELLULAR AND PAYPHONES ARE STRICTLY PROHIBITED.

- 2.** When speaking with the Court, **always** talk directly into the handset and **state your name clearly each time you speak. DO NOT USE YOUR SPEAKERPHONE** as it may compromise the quality of the call for ALL participants, including the Court.
- 3.** When you place your call, you must be in a **QUIET AREA. Give the Court your absolute undivided attention.** All background noise must be eliminated (i.e. cell phones, pagers, intercoms, typing, paper shuffling, dogs barking, babies crying, etc.) Your attention must be focused solely on the Court and you should refrain from making any unnecessary noise or engaging in conversations with others. Disruptions on the conference line will not be tolerated by the Court.
- 4.** Once you have dialed into the conference you may be checked in by an operator or a clerk, alternatively, you may not be addressed until the Court calls your specific case. Listen carefully to the Court proceedings as the Court may make general observations applicable to all matters which will not be repeated.

***** The Court expects you to act professionally and failure to adhere to these instructions may result in the termination of your call or the entire conference, sanctions for a non-appearance or an order for counsel to appear in Court at the next session or such other consequences the Court deems appropriate, as well as withdrawing the privilege of appearing telephonically in the future. *****

It is counsel's responsibility to notify CourtCall of any continuance or cancelation prior to the scheduled hearing time to have your fee apply to the continued hearing or to be eligible for a refund as the Court will not notify CourtCall of any continuance or cancelation of your matter. Matters continued at the time of the hearing require a new form and a new fee for the continued date. **To continue or cancel your CourtCall Appearance: Call (888) 882-6878 prior to the scheduled appearance time.**

Stop writing checks or tracking credit card charges, open a CourtCall debit account and receive a monthly ledger identifying each CourtCall Appearance. Please call our office for details. Our address is CourtCall LLC, 6383 Arizona Circle, Los Angeles, CA 90045.

1 **PROOF OF SERVICE**


2 I am employed in the County of San Diego, State of California. I am over the age of
3 18 years and not a party to the within action; my business address is 501 W. Broadway,
4 Suite 1100, San Diego, California, 92101.

5 On May 28, 2009, I served the foregoing document(s) entitled **REQUEST FOR**
6 **COURTCALL TELEPHONIC APPEARANCE** and **CONFIRMATION FOR**
7 **COURTCALL TELEPHONIC APPEARANCE** on the interested parties in this action in
8 the following manner:

9 **(X) BY ELECTRONIC SERVICE** – I posted the document(s) listed above to
10 the Santa Clara County Superior Court website, <http://www.scefilng.org>, in the action of
11 the Antelope Valley Groundwater Cases.

12 I declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true and correct.

14 Executed on May 28, 2009.

15 
16 _____
17 Rosita Fe J. Quimpo-Herbilla