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14  
15 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
16 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

17 **ANTELOPE VALLEY GROUNDWATER**  
18 **CASES**

19 **INCLUDED ACTIONS:**

20 Los Angeles County Waterworks District No.  
21 40 v. Diamond Farming Co., Superior Court of  
22 California, County of Los Angeles, Case No.  
23 BC325201;

24 Los Angeles County Waterworks District No.  
25 40 v. Diamond Farming Co., Superior Court of  
26 California, County of Kern, Case No. S-1500-  
27 CV-254348;

28 Wm. Bolthouse Farms, Inc. v. City of  
Lancaster, Diamond Farming Co. v. Lancaster,  
Diamond Farming Co. v. Palmdale Water  
Dist., Superior Court of California, County of  
Riverside, Case Nos. RIC 353840, RIC  
344436, RIC 344668;

Rebecca Lee Willis v. Los Angeles County  
Waterworks District No. 40  
Superior Court of California, County of Los  
Angeles, Case No. BC364553;

Wood v. A.V. Materials, Inc., et al. v. Superior  
Court of California, County of Los Angeles,  
Case No. BC 509546; and

Little Rock Sand and Gravel, Inc. v. Granite  
Construction Co., Superior Court of  
California, County of Los Angeles, Case No.  
MC026932

Judicial Counsel Coordination No. 4408

Santa Clara Case No. 1-05-CV-049053

Assigned to Honorable Jack Komar

**RESPONSE TO REQUESTS FOR  
PRODUCTION OF DOCUMENTS, SET  
ONE, PROPOUNDED BY GRANITE  
CONSTRUCTION COMPANY**

1 PROPOUNDING PARTY: GRANITE CONSTRUCTION COMPANY  
2 RESPONDING PARTY: LITTLE ROCK SAND AND GRAVEL, INC.  
3 SET NO.: ONE

4 Pursuant to California *Code of Civil Procedure* Section 2031.010, et seq., LITTLE ROCK  
5 SAND AND GRAVEL, INC. ("Responding Party" or "Little Rock") responds to GRANITE  
6 CONSTRUCTION COMPANY's ("Requesting Party" or "Granite") Request for Production of  
7 Documents, Set One, as follows:

8 **PRELIMINARY STATEMENT**

9 The following responses are made solely for the purpose of the above-captioned action.  
10 Each response is subject to any and all objections to competency, relevancy, materiality, propriety,  
11 and admissibility, and any and all other objections and grounds which would require the exclusion  
12 of any response herein if the requests were asked of, or if any statement contained herein was  
13 made by, a witness present and testifying in Court, all of which objections and grounds may be  
14 interposed at the appropriate time.

15 The following responses and objections are based upon the facts and information now  
16 known to Responding Party and shall not in any way be deemed admissions or representations that  
17 further facts, information, or witnesses having knowledge relevant to the subject matter of these  
18 requests do not exist. As discovery proceeds, Responding Party anticipates that further facts,  
19 information, documents and witnesses may be discovered by it or may be determined to be  
20 relevant. Without in any way obligating itself to do so, Responding Party reserves the right to  
21 alter, supplement, amend or otherwise modify these responses in any way at any time based on  
22 facts determined to be relevant or revealed to Responding Party through discovery and further  
23 investigation.

24 This Preliminary Statement is incorporated in its entirety into each and every Response and  
25 is further incorporated by reference as part of the General Objections.

26 **GENERAL OBJECTIONS**

27 1. Responding Party objects to each and every request to the extent that it seeks, in  
28 whole or in part, information constituting or relating to attorney-privilege communications

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1 between Responding Party and its counsel, or information within the scope of the attorney work  
2 product doctrine, including the opinions, conclusions, thoughts, legal research, strategies, theories  
3 and/or mental impressions of Responding Party's attorneys.

4         2.         Responding Party objects to each and every request to the extent it seeks  
5 information neither relevant to the subject matter of this litigation nor reasonably calculated to  
6 lead to the discovery of admissible evidence.

7         3.         Responding Party objects to these Requests to the extent that they are overbroad,  
8 oppressive, unduly burdensome, irrelevant, immaterial, meant to harass, and not reasonably  
9 calculated to lead to the discovery of admissible evidence.

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11                   **RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS**

12                   **REQUEST FOR PRODUCTION NO. 1:**

13                   All DOCUMENTS identified in YOUR Responses to Form Interrogatories, Set One.

14                   **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

15                   Little Rock objects to this Request on the ground that it demands documents that are  
16 equally available to or already in the possession of Granite. Without waiving this objection, Little  
17 Rock responds as follows: Little Rock will produce all responsive documents in possession,  
18 custody or control that are not already in the possession of or equally available to Granite, whether  
19 through the Antelope Valley Groundwater Cases ("AVG Cases"), in connection with the parties'  
20 Lease or otherwise.

21                   **REQUEST FOR PRODUCTION NO. 2:**

22                   All DOCUMENTS that RELATE TO the allegations contained in paragraph 6 of the  
23 COMPLAINT.

24                   **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

25                   Little Rock objects to this Request on the ground that it demands documents that are  
26 equally available to or already in the possession of Granite. Without waiving this objection, Little  
27 Rock responds as follows: Little Rock will produce all responsive documents in possession,

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1 custody or control that are not already in the possession of or equally available to Granite, whether  
2 through the AVG Cases, in connection with the parties' Lease or otherwise.

3 **REQUEST FOR PRODUCTION NO. 3:**

4 All DOCUMENTS that RELATE TO the allegations contained in paragraph 14 of the  
5 COMPLAINT.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

7 Little Rock objects to this Request on the ground that it demands documents that are  
8 equally available to or already in the possession of Granite. Without waiving this objection, Little  
9 Rock responds as follows: Little Rock will produce all responsive documents in possession,  
10 custody or control that are not already in the possession of or equally available to Granite, whether  
11 through the AVG Cases, in connection with the parties' Lease or otherwise.

12 **REQUEST FOR PRODUCTION NO. 4:**

13 All DOCUMENTS that RELATE TO the allegations contained in paragraph 15 of the  
14 COMPLAINT.

15 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

16 Little Rock objects to this Request on the ground that it demands documents that are  
17 equally available to or already in the possession of Granite.

18 **REQUEST FOR PRODUCTION NO. 5:**

19 All DOCUMENTS that RELATE TO the allegations contained in paragraph 19 of the  
20 COMPLAINT.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

22 Little Rock objects to this Request on the following grounds: (1) it demands documents  
23 that are equally available to or already in the possession of Granite and, thus, is unduly  
24 burdensome and oppressive; (2) it calls for the production of documents that are protected from  
25 disclosure by the attorney-client privilege and/or attorney work product doctrine; and (3) it  
26 demands documents that contain settlement communications that are confidential under *Evidence*  
27 *Code* section 1152.

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1 **REQUEST FOR PRODUCTION NO. 6:**

2 All DOCUMENTS that RELATE TO the allegations contained in paragraph 20 of the  
3 COMPLAINT.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

5 Little Rock objects to this Request on the following grounds: (1) it demands documents  
6 that are equally available to or already in the possession of Granite and, thus, is unduly  
7 burdensome and oppressive; (2) it calls for the production of documents that are protected from  
8 disclosure by the attorney-client privilege and/or attorney work product doctrine; and (3) it  
9 demands documents that contain settlement communications that are confidential under *Evidence*  
10 *Code* section 1152.

11 **REQUEST FOR PRODUCTION NO. 7:**

12 All DOCUMENTS that RELATE TO the allegations contained in paragraph 21 of the  
13 COMPLAINT.

14 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

15 Little Rock objects to this Request on the following grounds: (1) it demands documents  
16 that are equally available to or already in the possession of Granite and, thus, is unduly  
17 burdensome and oppressive; and (2) it demands documents that contain settlement  
18 communications that are confidential under *Evidence Code* section 1152. Without waiving these  
19 objections, Little Rock responds as follows: Little Rock will produce all non-confidential  
20 documents in its possession, custody or control that are responsive to this Request.

21 **REQUEST FOR PRODUCTION NO. 8:**

22 All DOCUMENTS that RELATE TO the allegations contained in paragraph 23 of the  
23 COMPLAINT.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 8:**

25 Little Rock objects to this Request on the ground that it demands documents that are  
26 equally available to or already in the possession of Granite. Without waiving this objection, Little  
27 Rock responds as follows: Little Rock will produce all responsive documents in possession,

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1 custody or control that are not already in the possession of or equally available to Granite, whether  
2 through the AVG Cases, in connection with the parties' Lease or otherwise.

3 **REQUEST FOR PRODUCTION NO. 9:**

4 All DOCUMENTS that RELATE TO the allegations contained in paragraph 24 of the  
5 COMPLAINT.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

7 Little Rock objects to this Request on the following grounds: (1) it demands documents  
8 that are equally available to or already in the possession of Granite and, thus, is unduly  
9 burdensome and oppressive; and (2) it demands documents that contain settlement  
10 communications that are confidential under *Evidence Code* section 1152. Without waiving these  
11 objections, Little Rock responds as follows: Little Rock will produce all non-confidential  
12 documents in its possession, custody or control that are responsive to this Request.

13 **REQUEST FOR PRODUCTION NO. 10:**

14 All DOCUMENTS that RELATE TO the allegations contained in paragraph 25 of the  
15 COMPLAINT.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

17 Little Rock objects to this Request on the ground that it is unduly burdensome, oppressive  
18 and demands a document that is already in the possession of Granite, specifically, Little Rock's  
19 First Amended Complaint for Quiet Title and Declaratory Relief.

20 **REQUEST FOR PRODUCTION NO. 11:**

21 All DOCUMENTS that RELATE TO the allegations contained in paragraph 26 of the  
22 COMPLAINT.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

24 Little Rock objects to this Request on the ground that it is unduly burdensome, oppressive  
25 and demands a document that is already in the possession of Granite, specifically, Little Rock's  
26 First Amended Complaint for Quiet Title and Declaratory Relief.

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1 **REQUEST FOR PRODUCTION NO. 12:**

2 All DOCUMENTS that RELATE TO the allegations contained in paragraph 27 of the  
3 COMPLAINT.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 12:**

5 Little Rock objects to this Request on the ground that it is unduly burdensome, oppressive  
6 and demands a document that is already in the possession of Granite, specifically, Little Rock's  
7 First Amended Complaint for Quiet Title and Declaratory Relief.

8 **REQUEST FOR PRODUCTION NO. 13:**

9 All DOCUMENTS that RELATE TO the allegations contained in paragraph 29 of the  
10 COMPLAINT.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 13:**

12 Little Rock objects to this Request on the following grounds: (1) it demands documents  
13 that are equally available to or already in the possession of Granite and, thus, is unduly  
14 burdensome and oppressive; and (2) it demands documents that contain settlement  
15 communications that are confidential under *Evidence Code* section 1152. Without waiving these  
16 objections, Little Rock responds as follows: Little Rock will produce all non-confidential  
17 documents in its possession, custody or control that are responsive to this Request.

18 **REQUEST FOR PRODUCTION NO. 14:**

19 All DOCUMENTS that RELATE TO the allegations contained in paragraph 30 of the  
20 COMPLAINT.

21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 14:**

22 Little Rock objects to this Request on the following grounds: (1) it demands documents  
23 that are equally available to or already in the possession of Granite and, thus, is unduly  
24 burdensome and oppressive; and (2) it demands documents that contain settlement  
25 communications that are confidential under *Evidence Code* section 1152. Without waiving these  
26 objections, Little Rock responds as follows: Little Rock will produce all non-confidential  
27 responsive documents in possession, custody or control that are not already in the possession of or

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1 equally available to Granite, whether through the AVG Cases, in connection with the parties'  
2 Lease or otherwise.

3 **REQUEST FOR PRODUCTION NO. 15:**

4 All DOCUMENTS that RELATE TO the allegations contained in paragraph 31 of the  
5 COMPLAINT.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 15:**

7 Little Rock objects to this Request on the ground that it demands documents that are  
8 equally available to or already in the possession of Granite and, thus, is unduly burdensome and  
9 oppressive. Without waiving this objection, Little Rock responds as follows: Little Rock will  
10 produce all responsive documents in possession, custody or control that are not already in the  
11 possession of or equally available to Granite, whether through the AVG Cases, in connection with  
12 the parties' Lease or otherwise.

13 **REQUEST FOR PRODUCTION NO. 16:**

14 All DOCUMENTS that RELATE TO communications between YOU and any other  
15 person regarding the allocation of groundwater rights as between GRANITE and YOU.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 16:**

17 Little Rock objects to this Request on the following grounds: (1) it demands documents  
18 that are equally available to or already in the possession of Granite and, thus, is unduly  
19 burdensome and oppressive; (2) it calls for the production of documents that are protected from  
20 disclosure by the attorney-client privilege and/or attorney work product doctrine; (3) it demands  
21 documents that contain settlement communications that are confidential under *Evidence Code*  
22 section 1152; and (4) overbroad.

23 **REQUEST FOR PRODUCTION NO. 17:**

24 All DOCUMENTS that RELATE TO communications, whether oral or in writing,  
25 regarding settlement of the Antelope Valley Groundwater Cases, including without limitation  
26 communications regarding the allocations reflected on Exhibit 4 to Exhibit A to the Judgment  
27 entered in the Antelope Valley Groundwater Cases.

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1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 17:**

2 Little Rock objects to this Request on the following grounds: (1) it demands documents  
3 that are equally available to or already in the possession of Granite and, thus, is unduly  
4 burdensome and oppressive; (2) it calls for the production of documents that are protected from  
5 disclosure by the attorney-client privilege and/or attorney work product doctrine; and (3) it  
6 demands documents that contain settlement communications that are confidential under *Evidence*  
7 *Code* section 1152.

8 **REQUEST FOR PRODUCTION NO. 18:**

9 All DOCUMENTS that RELATE TO formation of the LEASE.

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 18:**

11 Little Rock objects to this Request on the ground that it demands documents that are  
12 equally available to or already in the possession of Granite and, thus, is unduly burdensome and  
13 oppressive. Without waiving this objections, Little Rock responds as follows: Little Rock will  
14 produce all responsive documents in possession, custody or control that are not already in the  
15 possession of or equally available to Granite, whether through the AVG Cases, in connection with  
16 the parties' Lease or otherwise.

17 **REQUEST FOR PRODUCTION NO. 19:**

18 All DOCUMENTS that RELATE TO the parties' performance under the LEASE.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 19:**

20 Little Rock objects to this Request on the grounds that (1) it demands 30 plus years of  
21 documents that are already in the possession of or equally available to Granite and, thus, is unduly  
22 burdensome and oppressive; and (2) overbroad.

23 **REQUEST FOR PRODUCTION NO. 20:**

24 ALL DOCUMENTS that RELATE TO formation of the First Amendment to LEASE  
25 between GRANITE and LITTLE ROCK entered into in 2010

26 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

27 Little Rock objects to this Request on the ground that it demands documents that are  
28 equally available to or already in the possession of Granite and, thus, is unduly burdensome and

1 oppressive. Without waiving this objection, Little Rock responds as follows: Little Rock will  
2 produce all responsive documents in possession, custody or control that are not already in the  
3 possession of or equally available to Granite, whether through the AVG Cases, in connection with  
4 the parties' Lease or otherwise.

5 **REQUEST FOR PRODUCTION NO. 21:**

6 All DOCUMENTS that RELATE TO the parties' performance under the First  
7 Amendment to Lease between GRANITE and LITTLE ROCK entered into in 2010.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 21:**

9 Little Rock objects to this Request on the grounds that (1) it demands 17 plus years of  
10 documents that are equally available to or already in the possession of Granite and, thus, is unduly  
11 burdensome and oppressive; and (2) overbroad.

12 **REQUEST FOR PRODUCTION NO. 22:**

13 All DOCUMENTS that RELATE TO communications, whether oral or in writing, with  
14 GRANITE or any other person regarding the LEASE and the parties' duties and performance  
15 under the LEASE.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

17 Little Rock objects to this Request on the following grounds: (1) it demands documents  
18 that are equally available to or already in the possession of Granite and, thus, is unduly  
19 burdensome and oppressive; (2) compound; and (3) overbroad and unduly burdensome. Without  
20 waiving these objections, Little Rock responds as follows: Little Rock will produce all responsive  
21 documents in possession, custody or control that are not already in the possession of or equally  
22 available to Granite, whether through the AVG Cases, in connection with the parties' Lease or  
23 otherwise.

24 **REQUEST FOR PRODUCTION NO. 23:**

25 All DOCUMENTS that RELATE TO GRANITE'S use of the wells located on the LEASE  
26 PROPERTY.

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1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

2 Little Rock objects to this Request on the ground that it demands documents that are  
3 equally available to or already in the possession of Granite and, thus, is unduly burdensome and  
4 oppressive. Without waiving this objection, Little Rock responds as follows: Little Rock will  
5 produce all responsive documents in possession, custody or control that are not already in the  
6 possession of or equally available to Granite, whether through the AVG Cases, in connection with  
7 the parties' Lease or otherwise.

8  
9 DATED: November 17, 2017

MUSICK, PEELER & GARRETT LLP

10  
11 By: 

12 Theodore A. Chester, Jr.

13 Stephen R. Isbell

14 Attorneys for Plaintiff LITTLE ROCK SAND  
15 AND GRAVEL, INC.  
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**VERIFICATION**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

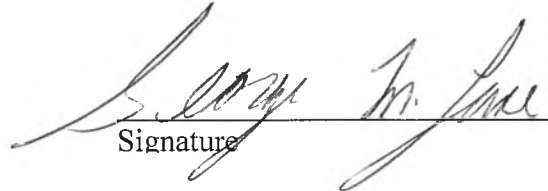
I have read the foregoing **RESPONSE TO REQUESTS FOR PRODUCTION OF DOCUMENTS, SET ONE PROPOUNDED BY GRANITE CONSTRUCTION COMPANY** and know its contents.

☒ I am, President of Little Rock Sand and Gravel, Inc., a party to this action, and am authorized to make this verification for and on its behalf. I am informed and believe that the matters stated therein are true.

Executed on November 13, 2017, at Lancaster, California.

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

George M. Lane  
\_\_\_\_\_  
Print Name of Signator

  
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Signature

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**STATE OF CALIFORNIA,  
COUNTY OF ORANGE**

On November 17, 2017, I served the foregoing document described as: **RESPONSE TO REQUESTS FOR PRODUCTION OF DOCUMENTS, SET ONE, PROPOUNDED BY GRANITE CONSTRUCTION COMPANY** on the interested parties in this action by posting the document listed above to the <http://www.avwatermaster.org> website in regard to the Antelope Valley Groundwater Adjudication matter, pursuant to the Electronic Filing and Service Standing Order of Judge Komar and through the OneLegal website ([www.onelegal.com](http://www.onelegal.com)).

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

/s/	Judy Jacobs
	Judy Jacobs