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13 Attorneys for LITTLE ROCK SAND AND GRAVEL, INC.

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

16 **ANTELOPE VALLEY GROUNDWATER**  
17 **CASES**

18 **INCLUDED ACTIONS:**

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

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

27 Wm. Bolthouse Farms, Inc. v. City of  
28 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  
ADMISSION, SET TWO, PROPOUNDED  
BY GRANITE CONSTRUCTION  
COMPANY**

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

4 Pursuant to the provisions of *Code of Civil Procedure* Section 2033.210, *et seq.*, LITTLE  
5 ROCK SAND AND GRAVEL, INC. (“Responding Party” or “Little Rock”), hereby responds to  
6 REQUESTS FOR ADMISSION, SET TWO, propounded by GRANITE CONSTRUCTION  
7 COMPANY (“Propounding Party” or “Granite”) as follows:

8 **PRELIMINARY STATEMENT**

9 The following Responses are made solely for the purpose of this action. Each Response is  
10 subject to any and all objections to competency, relevance, materiality, propriety, and  
11 admissibility. All objections are reserved and may be asserted at the appropriate time, including  
12 trial and/or any evidentiary hearings. The Responses are based upon information presently  
13 available to Responding Party. The fact that Responding Party has responded to or objected to  
14 any Request should not be taken as an admission that the Request or Response thereto constitutes  
15 admissible evidence. The mere fact that Responding Party has responded to part of or all of any  
16 Request shall not constitute a waiver by Responding Party of any objections to the Request.

17 Responding Party has not completed its investigation and discovery of the matters at issue  
18 in this action and the responses are based upon its knowledge, information and belief as of this  
19 date. Responding Party reserves the right to make further responses if it appears that any omission  
20 or error has been made in connection with these responses or in the event future or more accurate  
21 information is available. The responses are made without prejudice to the right to present such  
22 additional evidence as may be later discovered or evaluated at trial and/or any evidentiary  
23 hearings.

24 **GENERAL OBJECTIONS**

25 Responding Party objects to the Requests for Admission to the extent they request any  
26 information protected by any privilege, including the attorney-client privilege and attorney work  
27 product doctrine. In particular, without waiving the generality of this objection, writings  
28 transmitted by or between Responding Party (or its principals or agents) and its counsel or

1 prepared and/or maintained internally by counsel, or prepared and/or maintained by Responding  
2 Party in contemplation or in connection with litigation, will not be referred to in these responses.

3  
4 **RESPONSES TO REQUESTS FOR ADMISSION**

5 **REQUEST FOR ADMISSION NO. 23:**

6 YOU do not own APN 3050-010-016.

7 **RESPONSE TO REQUEST FOR ADMISSION NO. 23:**

8 Admit.

9 **REQUEST FOR ADMISSION NO. 24:**

10 YOU do not own APN 3050-028-015.

11 **RESPONSE TO REQUEST FOR ADMISSION NO. 24:**

12 Admit.

13 **REQUEST FOR ADMISSION NO. 25:**

14 YOU did not own APN 3050-010-016 on December 28, 2015.

15 **RESPONSE TO REQUEST FOR ADMISSION NO. 25:**

16 Admit.

17 **REQUEST FOR ADMISSION NO. 26:**

18 YOU did not own APN 3050-010-015 on December 28, 2015.

19 **RESPONSE TO REQUEST FOR ADMISSION NO. 26:**

20 Admit.

21 **REQUEST FOR ADMISSION NO. 27:**

22 YOU did not own APN 3050-010-016 at any time.

23 **RESPONSE TO REQUEST FOR ADMISSION NO. 27:**

24 Admit.

25 **REQUEST FOR ADMISSION NO. 28:**

26 YOU did not own APN 3050-010-015 at any time.

27 **RESPONSE TO REQUEST FOR ADMISSION NO. 28:**

28 Admit.

1 **REQUEST FOR ADMISSION NO. 29:**

2 YOU do not own Parcel 1 ("Parcel 1") as described in paragraph 1 of YOUR complaint  
3 as:

4 "PARCEL 1: The northwest quarter of the northwest quarter of Section  
5 11, Township 5 North, Range 11 West, S.B.B.M., in the County of Los  
6 Angeles, State of California.  
EXCEPT THEREFROM the east 30 feet."

7 **RESPONSE TO REQUEST FOR ADMISSION NO. 29:**

8 Deny.

9 **REQUEST FOR ADMISSION NO. 30:**

10 YOU do not own Parcel 2 ("Parcel 2") as described in paragraph 1 of YOUR complaint  
11 as:

12 "PARCEL 2: The southwest quarter of the northwest quarter of Section  
13 11, Township 5 North, Range 11 West, S.B.B.M., in the County of Los  
14 Angeles, State of California.  
EXCEPT THEREFROM the east 30 feet of, the north 100 feet  
thereof."

15 **RESPONSE TO REQUEST FOR ADMISSION NO. 30:**

16 Admit.

17 **REQUEST FOR ADMISSION NO. 31:**

18 YOU do not own Parcel 3 ("Parcel 3") as described in paragraph 1 of YOUR complaint  
19 as:

20 "PARCEL 3: The west half of the southwest quarter of Section 11,  
21 Township 5 North, Range 11 West, S.B.B.M., in the County of Los  
Angeles, State of California.

22 **RESPONSE TO REQUEST FOR ADMISSION NO. 31:**

23 Deny.

24 **REQUEST FOR ADMISSION NO. 32:**

25 YOU do not own Parcel 4 ("Parcel 4") as described in paragraph 1 of YOUR complaint  
26 as:

27 "PARCEL 4: The north half of the northwest quarter of Section 14,  
28 Township 5 North, Range 11 West, S.B.B.M., in the County of Los  
Angeles, State of California.

1 EXCEPT THEREFROM that portion lying southwesterly of  
2 Highway 138.”

3 **RESPONSE TO REQUEST FOR ADMISSION NO. 32:**

4 Admit.

5 **REQUEST FOR ADMISSION NO. 33:**

6 YOU did not own Parcel 1 as described in paragraph 1 of YOUR complaint on December  
7 28, 2015.

8 **RESPONSE TO REQUEST FOR ADMISSION NO. 33:**

9 Deny.

10 **REQUEST FOR ADMISSION NO. 34:**

11 YOU did not own Parcel 2 as described in paragraph 1 of YOUR complaint on December  
12 28, 2015.

13 **RESPONSE TO REQUEST FOR ADMISSION NO. 34:**

14 Admit.

15 **REQUEST FOR ADMISSION NO. 35:**

16 YOU did not own Parcel 3 as described in paragraph 1 of YOUR complaint on December  
17 28, 2015.

18 **RESPONSE TO REQUEST FOR ADMISSION NO. 35:**

19 Deny.

20 **REQUEST FOR ADMISSION NO. 36:**

21 YOU did not own Parcel 4 as described in paragraph 1 of YOUR complaint on December  
22 28, 2015.

23 **RESPONSE TO REQUEST FOR ADMISSION NO. 36:**

24 Little Rock objects to this Request on the ground that it exceeds the number of admission  
25 requests that Granite may propound on Little Rock without a declaration of necessity. *Code of*  
26 *Civil Procedure* § 2033.030.

27 **REQUEST FOR ADMISSION NO. 37:**

28 YOU did not own Parcel 1 as described in paragraph 1 of YOUR complaint at any time.

1 **RESPONSE TO REQUEST FOR ADMISSION NO. 37:**

2 Little Rock objects to this Request on the ground that it exceeds the number of admission  
3 requests that Granite may propound on Little Rock without a declaration of necessity. *Code of*  
4 *Civil Procedure* § 2033.030.

5 **REQUEST FOR ADMISSION NO. 38:**

6 YOU did not own Parcel 2 as described in paragraph 1 of YOUR complaint at any time.

7 **RESPONSE TO REQUEST FOR ADMISSION NO. 38:**

8 Little Rock objects to this Request on the ground that it exceeds the number of admission  
9 requests that Granite may propound on Little Rock without a declaration of necessity. *Code of*  
10 *Civil Procedure* § 2033.030.

11 **REQUEST FOR ADMISSION NO. 39:**

12 YOU did not own Parcel 3 as described in paragraph 1 of YOUR complaint at any time.

13 **RESPONSE TO REQUEST FOR ADMISSION NO. 39:**

14 Little Rock objects to this Request on the ground that it exceeds the number of admission  
15 requests that Granite may propound on Little Rock without a declaration of necessity. *Code of*  
16 *Civil Procedure* § 2033.030.

17 **REQUEST FOR ADMISSION NO. 40:**

18 YOU did not own Parcel 3 as described in paragraph 1 of YOUR complaint at any time.

19 **RESPONSE TO REQUEST FOR ADMISSION NO. 40:**

20 Little Rock objects to this Request on the ground that it exceeds the number of admission  
21 requests that Granite may propound on Little Rock without a declaration of necessity. *Code of*  
22 *Civil Procedure* § 2033.030.

23 DATED: December 21, 2017

MUSICK, PEELER & GARRETT LLP

24  
25 By:



26 Theodore A. Chester, Jr.  
27 Stephen R. Isbell  
28 Attorneys for Plaintiff LITTLE ROCK SAND  
AND GRAVEL, INC.

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**VERIFICATION**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I have read the foregoing **RESPONSE TO REQUESTS FOR ADMISSION, SET TWO, 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 December 27, 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

  
Signature

1 **PROOF OF SERVICE**

2 Antelope Valley Groundwater Cases  
3 Santa Clara County Case No. 1-05-CV-049053  
4 Judicial Council Coordination ("JCCP") No. 4408  
5 California Court of Appeal, Fourth District, Division Two, Case No. E065512

6 At the time of service, I was over 18 years of age and not a party to this action. I am  
7 employed in the County of Orange, State of California. My business address is Musick Peeler &  
8 Garrett LLP, 650 Town Center Drive, Suite 1200, Costa Mesa, CA 92626-1925.

9 On December 29, 2017, I served the foregoing document described as: **RESPONSE TO**  
10 **REQUEST FOR ADMISSIONS, SET TWO, PROPOUNDED BY GRANITE**  
11 **CONSTRUCTION COMPANY** on the interested parties in this action by posting the document  
12 listed above to the <http://www.avwatermaster.org> website in regard to the Antelope Valley  
13 Groundwater Adjudication matter, pursuant to the Electronic Filing and Service Standing Order of  
14 Judge Komar and through the OneLegal website ([www.onelegal.com](http://www.onelegal.com)).

15 The file transmission was reported as complete to all parties appearing on the  
16 <http://www.avwatermaster.org> electronic service list and ([www.onelegal.com](http://www.onelegal.com)) for the Antelope  
17 Valley Groundwater Cases, Case No. 2005-1-CV-049053; JCCP 4408.

18  **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the  
19 persons at the address listed below and placed the envelope for collection and mailing,  
20 following our ordinary business practices. I am readily familiar with the practice of  
21 Musick, Peeler & Garrett LLP for collecting and processing correspondence for mailing.  
22 On the same day that correspondence is placed for collection and mailing, it is deposited in  
23 the ordinary course of business with the United States Postal Service, in a sealed envelope  
24 with postage fully prepaid. I am a resident or employed in the county where the mailing  
25 occurred. The envelope was placed in the mail at Costa Mesa, California.

26 Attorneys for Granite Construction Company:  
27 Robert G. Kuhs  
28 Bernard C. Barmann, Jr.  
Kuhs & Parker  
1200 Truxtun Ave., Ste. 200  
P.O. Box 2205  
Bakersfield, CA 93303

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

31 Executed on December 29, 2017, at Costa Mesa, California.

32 /s/ Judy Jacobs  
33 \_\_\_\_\_  
34 Judy Jacobs