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Attorneys for Cross-defendants,

LITTLE ROCK SAND AND GRAVEL, INC.,
a California Corporation;
THE GEORGE AND CHARLENE LANE FAMILY TRUST;
THE FRANK AND YVONNE LANE 1993 FAMILY
TRUST, DATED MARCH 5, 1993, AS RESTATED
JULY 20, 2000; MONTE VISTA BUILDING SITES, INC.,
a California Corporation; A.V. MATERIALS, INC.,
a California Corporation; A.C. WARNACK,
as Trustee of the A.C. WARNACK TRUST;
HOLLIDAY ROCK CO., INC.,
successor in interest to
LITTLEROCK AGGREGATE CO., INC. dba
ANTELOPE VALLEY AGGREGATE, INC.;
LITTLEROCK AGGREGATE CO., INC. dba
ANTELOPE VALLEY AGGREGATE, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

ANTELOPE VALLEY GROUNDWATER CASES	)	Judicial Council Coordination No.
	)	4408
Included Actions:)	
	)	For filing purposes only:
Los Angeles County Waterworks	)	Santa Clara County Case No.
District No. 40 v. Diamond	)	1-05-CV-049053
Farming Co. Superior Court of)	
California County of Los Angeles,	)	[Assigned to the Honorable Jack
Case No. BC 325 201	)	Komar]
)	
Los Angeles County Waterworks 2	)	SUPPLEMENTAL EXPERT AND
District No. 40 v. Diamong	)	PERCIPIENT WITNESS
Farming Co. Superior court of	)	DESIGNATION OF
Califronia, County of Kern, Case	)	LITTLE ROCK SAND AND
No. S-1500-CV-254-348	)	GRAVEL, INC., THE
	)	GEORGE AND CHARLENE LANE FAMILY
	)	TRUST, THE FRANK AND YVONNE LANE
	)	1993 FAMILY TRUST, DATED MARCH

1	Wm. Bolthouse Farms, Inc. V. City	)	5, 1993, AS RESTATED JULY 20,
	of Lancaster Diamong Farming Co.	)	2000, MONTE VISTA BUILDING
2	V. City of Lancaster Diamond	)	SITES, INC., A.V. MATERIALS,
	Farming Co. V. Palmdale Water	)	INC., A.C. WARNACK, AS TRUSTEE
3	Dist. Superior Court of	)	OF THE A.C. WARNACK TRUST,
	California, County of Riverside,	)	HOLLIDAY ROCK CO., INC., AND
4	consolidated actions, Case No.	)	LITTLEROCK AGGREGATE CO., INC.
	RIC 353 840, RIC 344 436, RIC 344	)	DBA ANTELOPE VALLEY AGGREGATE,
5	668	)	INC. FOR PHASE 4 TRIAL;
			DECLARATION OF JAMES W. LEWIS

PLEASE TAKE NOTICE that cross-defendants LITTLE ROCK SAND AND GRAVEL, INC., HOLLIDAY ROCK CO., INC., successor in interest to LITTLEROCK AGGREGATE CO., INC. dba ANTELOPE VALLEY AGGREGATE, INC., LITTLEROCK AGGREGATE CO., INC. dba ANTELOPE VALLEY AGGREGATE, INC., THE FRANK AND YVONNE LANE 1993 FAMILY TRUST, DATED MARCH 5, 1993, AS RESTATED JULY 20, 2000, THE GEORGE AND CHARLENE LANE FAMILY TRUST, MONTE VISTA BUILDING SITES, INC., A.V. MATERIALS, INC. and A.C. WARNACK, as trustee of THE A.C. WARNACK TRUST, hereby submit the following supplemental list of expert and percipient witnesses who may be called to testify at the Phase 4 trial in this matter.

SUPPLEMENTAL NON-RETAINED EXPERTS

Cross-defendants may call the following non-retained experts to testify at the trial of this matter. These witnesses may be asked expert opinion questions in addition to questions concerning their percipient observations concerning the subject

1 matter of this litigation. Such expert opinions are expected to
2 include, but are not limited to, the following subjects: Type
3 of crops grown, crop yields, the amount of groundwater pumped,
4 the amount of electricity used, the reasonable and beneficial
5 use of groundwater, agricultural practices in the Antelope
6 Valley Groundwater Basin, crop duties, irrigation methods used
7 for crops, flow meter issues, and other similar issues.

8 They may also respond to any opinions expressed by any
9 expert witness called by Defendants.

10 1. Steve Rodriguez, Grimmway Farms, P.O. Box 81498,
11 Bakersfield, CA 93380-1498, (661) 393-3320. **Availability for**
12 **deposition unknown.**

13 2. David Rizzo, formerly of Grimmway Farms, current
14 address presently unknown. **Availability for deposition unknown.**

15 **SUPPLEMENTAL PERCIPIENT WITNESSES**

16 1. Tom Barnes, Antelope Valley East Kern Water Agency,
17 6500 West Avenue N, Palmdale, CA 93551, Phone Number: (661) 943-
18 3201. **Deposition already scheduled.**

19 2. Dwayne Chism, Antelope Valley East Kern Water Agency,
20 6500 West Avenue N, Palmdale, CA 93551, Phone Number: (661) 943-
21 3201. **Deposition already scheduled.**

22 3. Steve Rodriguez, Grimmway Farms, P.O. Box 81498,
23 Bakersfield, CA 93380-1498, (661) 393-3320. **Availability for**
24 **deposition unknown.**

1 4. David Rizzo, formerly of Grimmway Farms, current
2 address presently unknown. **Availability for deposition unknown.**

3 Cross-defendants reserve the right to designate other
4 supplemental expert witnesses on or before the date ordered by
5 the court, pursuant to C.C.P. § 2034.280.

6 Pursuant to C.C.P. §2034.310, Cross-defendants expressly
7 reserve the right to call any of the expert witnesses disclosed
8 by any other party in this lawsuit.

9 Cross-defendants reserve the right to call expert witnesses
10 in rebuttal and any other rights as may be afforded by the Code
11 of Civil Procedure.

12 Cross-defendants reserve the right to substitute any expert
13 witness disclosed herein or hereafter as may be necessary or
14 appropriate.

15 If any party hereto requires additional information not
16 contained in Cross-defendants' expert witness list or the
17 accompanying declaration, it is requested that such party
18 contact counsel for these cross-defendants. If no such request
19 is made, counsel for these cross-defendants will assume that
20 these disclosure materials are satisfactory to all concerned and
21 that no further action is required. Further, should any party
22 wish to take the deposition of cross-defendants' retained
23 expert(s), it is requested that contact be made with counsel for
24 cross-defendants, who will make convenient arrangements for all

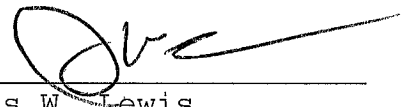
1 concerned without the need for a subpoena.

2 These cross-defendants reserve the right to videotape the
3 deposition of any expert designated by any party or any non-
4 retained expert in this matter pursuant to C.C.P. §2025.340(m)
5 and §2025.620 for use and presentation at the trial of this
6 matter regardless of whether the deponent is or is not present
7 and available at trial.

8 Dated: January 11, 2013

TAYLOR & RING

9
10
11 By:


James W. Lewis
Attorneys for Cross-
Defendants HOLLIDAY ROCK
CO., INC., successor in
interest to LITTLEROCK
AGGREGATE CO., INC. dba
ANTELOPE VALLEY
AGGREGATE, INC.; THE
FRANK AND YVONNE LANE
1993 FAMILY TRUST, DATED
MARCH 5, 1993, AS
RESTATED JULY 20, 2000,
successor in interest to
FRANK A. LANE, ROE 612;
THE GEORGE AND CHARLENE
LANE FAMILY TRUST,
Successor in interest to
George M. Lane, Roe 316;
MONTE VISTA BUILDING
SITES, INC., a
California Corporation;
A.V. MATERIALS, INC., a
California Corporation,
ROE 9; A.C. WARNACK,
as Trustee of the A.C.
WARNACK TRUST; LITTLE

ROCK SAND AND GRAVEL,
INC.

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PROOF OF SERVICE
(C.C.P. 1013A, 2015.5)

STATE OF CALIFORNIA

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 10900 Wilshire Boulevard, Suite 920, Los Angeles, California 90024.

On January 11, 2013, I served the foregoing document, described as:

SUPPLEMENTAL EXPERT AND PERCIPIENT WITNESS DESIGNATION OF LITTLE ROCK SAND AND GRAVEL, INC., THE GEORGE AND CHARLENE LANE FAMILY TRUST, THE FRANK AND YVONNE LANE 1993 FAMILY TRUST, DATED MARCH 5, 1993, AS RESTATED JULY 20, 2000, MONTE VISTA BUILDING SITES, INC., A.V. MATERIALS, INC., A.C. WARNACK, AS TRUSTEE OF THE A.C. WARNACK TRUST, HOLLIDAY ROCK CO., INC., AND LITTLEROCK AGGREGATE CO., INC. DBA ANTELOPE VALLEY AGGREGATE, INC. FOR PHASE 4 TRIAL

on the interested parties in this action in the following manner:

X BY ELECTRONIC SERVICE AS FOLLOWS by posting the document(s) listed above to the Santa Clara website in the action of the *Antelope Valley Groundwater Litigation*, Judicial Council Coordination Proceeding No. 4408, Santa Clara Case No. 1-05-CV-049053.

Executed on January 11, 2013 at Los Angeles, California.

XX (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

James W. Lewis

