

James W. Lewis (SBN 207599)  
**TAYLOR & RING**  
10900 Wilshire Boulevard, Suite 920  
Los Angeles, California 90024  
Telephone: (310) 209-4100  
Facsimile: (310) 208-5052

**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;  
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**

<b>ANTELOPE VALLEY GROUNDWATER CASES</b>	)	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	)	<b>SUPPLEMENTAL NOTICE TO GRANITE</b>
District No. 40 v. Diamong	)	<b>CONSTRUCTION COMPANY TO APPEAR</b>
Farming Co. Superior court of	)	<b>AND PRODUCE DOCUMENTS AT TRIAL</b>
Califronia, County of Kern, Case	)	
No. S-1500-CV-254-348	)	Date: May 30, 2013
	)	Time: 9:00 a.m.
	)	Place: 111 N. Hill Street
	)	Los Angeles, CA
	)	Dept.: TBD
<u>Wm. Bolthouse Farms, Inc. V. City</u>	)	

1 of Lancaster Diamong Farming Co. )  
V. City of Lancaster Diamond )  
2 Farming Co. V. Palmdale Water )  
Dist. Superior Court of )  
3 California, County of Riverside, )  
consolidated actions, Case No. )  
4 RIC 353 840, RIC 344 436, RIC 344 )  
668 )

---

5  
6 This supplemental Notice to Granite Construction Company to  
7 Appear and Produce Documents at Trial is being served on the  
8 following grounds:

9 The deposition of William Taylor of Granite Construction  
10 Company ("Granite") was initially noticed by these cross-  
11 defendants for April 15, 2013, and then for May 2, 2013. On  
12 each occasion, the deposition was moved by Granite as a result  
13 of the unavailability of its counsel. The deposition of William  
14 Taylor went forward on May 9, 2013. During the deposition of  
15 William Taylor several documents were discussed, which were not  
16 previously produced or discussed in this phase of litigation.

17 This Supplemental Notice to Granite Construction Company is  
18 in addition (not in lieu of) the prior Notice to Granite  
19 Construction Company to Appear and Produce Documents at Trial  
20 which was served on May 8, 2013, based upon the grounds that the  
21 documents referenced in this Supplemental Notice to Granite  
22 Construction Company to Appear and Produce Documents at Trial  
23 were not identified, produced or discussed in discovery in this  
24 matter until May 9, 2013.

1 PLEASE TAKE NOTICE that William Taylor and Steve McCracken  
2 of Granite Construction Company are hereby requested to attend  
3 the trial in this matter before the Superior Court of the County  
4 of Los Angeles on May 30, 2013 at 9:00 a.m. in Department "1",  
5 located at 111 North Hill Street, Los Angeles, California, or  
6 such other location as may be ordered by the court, and to  
7 testify as witnesses in this case.

8 Granite Construction Company may appear at trial and bring  
9 all documents requested in this supplemental notice on May 28,  
10 2013 at 9:00 a.m., in lieu of appearing on May 30, 2013 at 9:00  
11 a.m., or on such other date and time as may be arranged between  
12 counsel for Granite Construction Company and these cross-  
13 defendants, or such other date, time and location as may be  
14 ordered by the court.

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

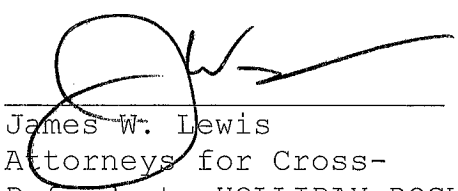
23 ///

1 Granite Construction Company, William Taylor and Steve  
2 McCracken have in their possession or under their control and  
3 are hereby requested to bring to the trial of this matter the  
4 original documents described in the attached **Exhibit A**.

5 Dated: May 10, 2013

TAYLOR & RING

6  
7  
8 By:

  
James W. Lewis  
Attorneys for Cross-  
Defendants HOLLIDAY ROCK  
CO., INC., successor in  
interest to LITTLE ROCK  
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.

1 EXHIBIT A

2 **I. DEFINITIONS**

3 The following words and phrases shall govern the  
4 construction of this document unless the context otherwise  
5 requires:

6 1. "DOCUMENTS" means "writing" as defined by Evidence Code  
7 section 250 and includes drafts, originals and duplicates of  
8 written, graphic, computer or otherwise recorded matters,  
9 whether stored in written, electronic, magnetic or photographic  
10 format or by any other means.

11 **II. DOCUMENTS TO BE PRODUCED**

12 1. All surveys of the real properties that GRANITE  
13 CONSTRUCTION COMPANY refers to as the "Littlerock Quarry and  
14 Plant" in Exhibit A to the Declaration of William Taylor in Lieu  
15 of Deposition Testimony for Phase 4 Trial which show the  
16 location of the groundwater wells, ponds and/or aggregate  
17 processing facilities on such real properties.

18 2. All DOCUMENTS which show the quantities of groundwater  
19 that GRANITE CONSTRUCTION COMPANY used on the real properties  
20 identified as parcel numbers 6 through 10 on Exhibit A to the  
21 Declaration of William Taylor in Lieu of Deposition Testimony  
22 for Phase 4 Trial during the years 2011 and 2012.

23 3. All DOCUMENTS which show the calculations used by  
24 GRANITE CONSTRUCTION COMPANY to arrive at the quantities of

1 groundwater that GRANITE CONSTRUCTION COMPANY used on the real  
2 properties identified as parcel numbers 6 through 10 on Exhibit  
3 A to the Declaration of William Taylor in Lieu of Deposition  
4 Testimony for Phase 4 Trial.

5 4. All DOCUMENTS which show the quantities of groundwater  
6 that GRANITE CONSTRUCTION COMPANY used on the real properties  
7 identified as parcel numbers 6 through 10 on Exhibit A to the  
8 Declaration of William Taylor in Lieu of Deposition Testimony  
9 for Phase 4 Trial between the years 2000 to 2010.

10 5. All DOCUMENTS which show the quantities of groundwater  
11 that GRANITE CONSTRUCTION COMPANY used on the real properties  
12 identified as parcel numbers 1 through 5 on Exhibit A to the  
13 Declaration of William Taylor in Lieu of Deposition Testimony  
14 for Phase 4 Trial between the years 2000 to 2010.

15 6. All DOCUMENTS which show the quantities of groundwater  
16 that GRANITE CONSTRUCTION COMPANY used on the real properties  
17 identified as parcel numbers 1 through 5 on Exhibit A to the  
18 Declaration of William Taylor in Lieu of Deposition Testimony  
19 for Phase 4 Trial between the years 2011 to 2012.

20 7. All DOCUMENTS showing the purpose(s) for which  
21 groundwater was used on the real properties identified as parcel  
22 numbers 6 through 10 on Exhibit A to the Declaration of William  
23 Taylor in Lieu of Deposition Testimony for Phase 4 Trial between  
24 the years 2000 and 2010.

1        8. All DOCUMENTS showing the purpose(s) for which  
2 groundwater was used on the real properties identified as parcel  
3 numbers 6 through 10 on Exhibit A to the Declaration of William  
4 Taylor in Lieu of Deposition Testimony for Phase 4 Trial between  
5 the years 2011 and 2012.

6        9. All DOCUMENTS showing the purpose(s) for which  
7 groundwater was used on the real properties identified as parcel  
8 numbers 1 through 5 on Exhibit A to the Declaration of William  
9 Taylor in Lieu of Deposition Testimony for Phase 4 Trial between  
10 the years 2000 and 2010.

11       10. All DOCUMENTS showing the purpose(s) for which  
12 groundwater was used on the real properties identified as parcel  
13 numbers 1 through 5 on Exhibit A to the Declaration of William  
14 Taylor in Lieu of Deposition Testimony for Phase 4 Trial between  
15 the years 2011 and 2012.

16       11. Un-redacted copies of all DOCUMENTS that were given to  
17 expert witness Steve Cortner by GRANITE CONSTRUCTION COMPANY or  
18 its counsel, and/or any attorney retaining Mr. Cortner in  
19 connection with the Phase IV Trial and/or any documents that  
20 were discussed at the deposition of Steve Cortner which relate  
21 to GRANITE CONSTRUCTION COMPANY's water use on the real  
22 properties identified in Exhibit A to the Declaration of William  
23 Taylor in Lieu of Deposition Testimony for Phase 4 Trial as  
24 "Littlerock Quarry and Plant."

1        12. All DOCUMENTS which show how Steve McCracken of  
2 Granite Construction Company has included in his calculations  
3 relating to Granite Construction Company's groundwater usage for  
4 the years 2011 and 2012 any groundwater that was used  
5 specifically on the real properties identified as parcel numbers  
6 6 through 10 on Exhibit A to the Declaration of William Taylor  
7 in Lieu of Deposition Testimony for Phase 4 Trial.

8        13. The conditional use permit and/or permits which  
9 currently allow GRANITE CONSTRUCTION COMPANY to perform its  
10 aggregate mining and processing operations at the facility  
11 identified as the "Littlerock Quarry and Plant" on Exhibit A to  
12 the Declaration of William Taylor in Lieu of Deposition  
13 Testimony for Phase 4 Trial, including modifications related to  
14 re-issuance of the conditional use permit discussed during the  
15 deposition of William Taylor.

16        14. All DOCUMENTS which show the quantities of groundwater  
17 GRANITE CONSTRUCTION COMPANY has used on the real properties  
18 identified as parcel numbers 6 through 10 on Exhibit A to the  
19 Declaration of William Taylor in Lieu of Deposition Testimony  
20 for Phase 4 Trial during the years 2011 and 2012 for site  
21 improvements, environmental requirements, biological clearances,  
22 and archaeological clearances.

23 ///



1        15. All DOCUMENTS which show the quantities of groundwater  
2 GRANITE CONSTRUCTION COMPANY has used on the real properties  
3 identified as parcel numbers 6 through 10 on Exhibit A to the  
4 Declaration of William Taylor in Lieu of Deposition Testimony  
5 for Phase 4 Trial during the years 2011 and 2012 for dust  
6 suppression.

7        16. All DOCUMENTS, including conditional use permits,  
8 which currently prevent GRANITE CONSTRUCTION COMPANY from  
9 operating an aggregate mining and processing facility at the  
10 real properties identified as the Bigrock Quarry and Plant on  
11 Exhibit A to the Declaration of William Taylor in Lieu of  
12 Deposition Testimony for Phase 4 Trial.

13        Additionally, if GRANITE CONSTRUCTION COMPANY has not  
14 produced the DOCUMENTS identified in the Notice to Appear and  
15 Produce Documents at Trial that was served on Granite  
16 Construction Company by these cross-defendants on May 8, 2013,  
17 before the time the documents requested in this supplemental  
18 notice are produced, GRANITE CONSTRUCTION COMPANY shall also  
19 produce the following DOCUMENTS at the date, time and location  
20 set forth herein:

21        1. All DOCUMENTS constituting GRANITE CONSTRUCTION  
22 COMPANY'S records evidencing the amount of groundwater pumped on  
23 the real properties it leases from LITTLE ROCK SAND AND GRAVEL,  
24

1 INC. in the Littlerock area of the Antelope Valley from 2000 to  
2 2012.

3 2. All DOCUMENTS demonstrating how GRANITE CONSTRUCTION  
4 COMPANY has calculated its groundwater pumping on the real  
5 properties it leases from LITTLE ROCK SAND AND GRAVEL, INC. in  
6 the Littlerock area of the Antelope Valley from 2000 to 2012.

7 3. All DOCUMENTS that GRANITE CONSTRUCTION COMPANY has  
8 produced in its discovery responses for the Phase IV Trial.

9 4. All DOCUMENTS that GRANITE CONSTRUCTION COMPANY has  
10 produced for the Phase IV Trial with the declaration of William  
11 Taylor.

12 5. All DOCUMENTS that GRANITE CONSTRUCTION COMPANY  
13 references or produces in the Declaration of Steve McCracken  
14 that is submitted for the Phase IV Trial.

## STATE OF CALIFORNIA

On May 10, 2013, I served the foregoing document, described as:

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

Executed on May 10, 2013 at Los Angeles, California.

James W. Lewis

