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17 IN THE SUPERIOR COURT OF SAN BENITO COUNTY

18 STATE OF CALIFORNIA

19 ORGANIC PASTURES DAIRY)
20 COMPANY, LLC, and)
21 CLARAVALE FARM, INC.,)

22 Plaintiffs,)

23 v.)

24 STATE OF CALIFORNIA and)
25 A.G. KAWAMURA, Secretary of California)
26 Department of Food and Agriculture,)

27 Defendants.)
28)

Case No.: CU-07-00204

**DECLARATION OF RON
GARTHWAITE REGARDING TEST
DATA IN SUPPORT OF
TEMPORARY RESTRAINING
ORDER**

29 State of California)
30 : ss.
31 County of San Benito)

32 I, Ron Garthwaite, having been duly cautioned, say on my own personal knowledge and
33 belief, the following:

34 1. I am an owner and operator of Claravale Farms, Inc., a dairy farm engaged solely in the
35 business of producing raw milk and raw milk products including, but not limited to, whole milk,
36 skim milk, and cream.

37 2. I have been engaged in the operation of Claravale Farms for the past 11 years.
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1 3. Claravale Farms is located in Paicines, San Benito County, California, has 4 employees
2 and 100 head of livestock.

3 4. Our annual sales of raw milk and raw milk products is over \$800,000 annually. Our
4 customers are located throughout California.

5 5. Our raw milk and raw dairy products are tested frequently by the California Department
6 of Food and Agriculture (CDFA). Specifically, CDFA collects the samples, submits these
7 samples to a laboratory for analysis, and informs us of the results.

8 6. Attachment A attached hereto is a spread sheet of the results of our raw dairy samples
9 that were collected by CDFA. These test results are from 2006 and 2007 and are true and
10 accurate summaries of the raw data given to us by CDFA.

11 7. Attachment A consists of raw data compiled by CDFA which is in its possession. These
12 data are their own sample results, have been summarized in the tables reflected in Attachment A,
13 and are true and accurate.

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16 I declare under penalty that the foregoing is true and correct of my own knowledge, and
17 that, if called to testify, I could and would do so competently. I further declare that this
18 document was executed on _____ (date) in _____(place).

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21

22 _____
Ron Garthwaite

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