## CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of April, 2006, I electronically filed the foregoing *Opening Brief on Appeal to Judge Edward C. Reed, Jr. re: Magistrate Judge's Order Denying Motion to Disqualify Counsel Gordon DePaol; Declaration of Elisa Marino in Support of Appeal to Judge Edward C. Reed, Jr. re: Magistrate Judge's Order Denying Motion to Disqualify Counsel Gordon DePaoli* with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via their e-mail addresses:

Marta Adams
maadams@ag.state.nv.us, payoung@ag.state.nv.us

Gregory W. Addington
greg.addington@usdoj.gov, judy.farmer@usdoj.gov, joanie.silvershield@usdoj.gov

Linda Bowman
office@bowman.reno.nv.us

Gordon H. DePaoli
gdepaoli@woodburnandwedge.com

Ross E. de Lipkau
Rde-lipkau@parsonsbehle.com

Kirk C. Johnson
kirk@nvlawyers.com

Stephen M. MacFarlane
Stephen.Macfarlane@usdoj.gov , deedee.sparks@usdoj.gov , efile-sacramento.enrd@usdoj.gov

G. David Robertson
gdavid@nvlawyers.com, chris@nvlawyers.com, kirk@nvlawyers.com

Susan L. Schneider
susan.schneider@usdoj.gov

Debbie Shosteck
dshosteck@mcdonaldcarano.com, ssmithson@mcdonaldcarano.com

Stephen R. Wassner
swassner@aol.com, wassner@sbcglobal.net

David L. Negri
david.negri@usdoj.gov

and I further certify that I served a copy of the foregoing to the following non CM/ECF participants by U.S. Mail, postage prepaid, this 26th day of April, 2006:

George Benesch, Esq.
190 West Huffaker Lane, Ste 408
Reno, NV 89511

Wes Williams Jr.
Law Offices of Wes Williams Jr.
P.O. Box 100
Schurz, Nevada 89427

Wesley G. Beverlin
Malissa Hathaway McKeith
Lewis, Brisbois, Bisgaard & Smith LCP
221 N. Figueroa St., Ste. 1200
Los Angeles, CA 90012

Cheri Emm-Smith
Mineral County District Attorney
PO Box 1210
Hawthorne, NV 89415

Nathan Goedde
Staff Counsel
Calif. Dept. of Fish and Game
1416 Ninth Street, Ste. 1335
Sacramento, CA 95814

Hugh Ricci, P.E.
Division of Water Resources
State of Nevada
901 S. Stewart St.
Carson City, NV 89701

Simeon Herskovits
Courtney Brown
Western Environment Law Center
PO Box 1507
Taos, NM 87571

Stephen B. Rye
Chief Deputy District Attorney
31 S. Main St.
Yerington, NV 89447

John Kramer
Department of Water Resources
1416 Ninth Street
Sacramento, CA 95814

Scott H. Schackelton
Silverado, Inc.
4160 Long Knife Rd.
Reno, NV 89509

Timothy A. Lukas
P.O. Box 3237
Reno, NV 89505

William E. Schaeffer
PO Box 936
Battle Mountain, NV 89820

Erin K.L. Mahaney
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, CA 95814

Laura A. Schroeder
P.O. Box 12527
Portland, OR 97212-0527

Michael W. Neville
DOJ, Office of the Atty General
455 Golden Gate Avenue
Suite 11000
San Francisco, CA 94102-3664

James Shaw
Water Master
US Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

Jeff Parker
Deputy Atty General
Office of the Attorney General
100 N. Carson St.
Carson City, NV 89701-4717

Todd Plimpton
Belanger & Plimpton
1135 Central Avenue
P.O. Box 59
Lovelock, NV 89419

William W. Quinn
Office of the Field Solicitor
Department of the Interior
401 W. Washington St., SPC 44
Phoenix, AZ 85003

Alan Biaggi
Dir. Of Conservation & Natural Resources
State of Nevada
901 S. Stewart St.
Carson City, NV 89701

Tim Glidden
U.S. Dept. of the Interior, Office of the
Secretary, Div. Of Indian Affairs
1849 C St. N.W.
Mail Stop 6456
Washington, DC 20240

Marshall S. Rudolph, Mono County Counsel
Stacy Simon, Deputy County Counsel
Mono County
P.O. Box 2415
Mammoth Lakes, CA 93546-2415

Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Mary Hackenbracht
Deputy Attorney General
State of California
1515 Clay St., 20th Floor
Oakland, CA 94612-1413

Garry Stone
United States District Court Water Master
290 S. Arlington Ave, 3rd Floor
Reno, NV 89501

*/s/ Elisa Marino*

Elisa Marino