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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

RENO, NEVADA

UNITED STATES OF AMERICA Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff, Intervenor v. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants. UNITED STATES OF AMERICA WALKER RIVER PAIUTE TRIBE Counterclaimants,	Case No: 03:73:cv-127-ECR-RAM In Equity No. C-125-ECR Subfile No. C-125-B **[*PROPOSED*] ORDER AMENDING CASE MANAGEMENT ORDER**

vs.

WALKER RIVER IRRIGATION DISTRICT, et al.,

Counterdefendants.

The court, having read and considered the papers of all parties supporting and opposing the motion to modify the Case Management Order ("Order") made by Defendants/Cross Defendants Haight and Reviglio, hereby modifies the Order as follows:

1. The parties shall make initial disclosures of the legal bases for their claims and defenses within sixty (60) days of the modification of the Case Management Order. The making of initial disclosures shall be without prejudice to any party's making later disclosures.

2. No party shall make disclosures after the date provided in paragraph 1 above unless accompanied by a declaration of counsel indicating that it is based on newly discovered facts or law.

3. The parties may undertake document discovery.

4. A website shall be established on which all discovery requests, responses to discovery requests, produced documents and initial disclosures will be posted and open to the public.

5. Indices shall be prepared which note each initial disclosure document that has been prepared; each discovery request that has been made; each response to any document request and each document that has been produced pursuant to the request.

The documents shall be listed in numerical order based on the date posted. The index shall identify the party propounding the request or response to the request, the dates of the discovery requests and responses to discovery requests, the name and date of each initial disclosure document filed and the name, date and source of any document produced.

6. Depositories for initial disclosures, discovery requests, responses to discovery requests and copies of documents produced shall be established at public libraries throughout the district or other convenient places where parties may view and make copies of any such materials. Copies of the indices for such documents and other materials will likewise be deposited in said depositories to ease the review of documents by interested parties.

7. No later joined party may make any request for any document that has already been produced. Every party joined in the action after the modification of the Order shall review all posted discovery prior to propounding any discovery to any party and shall provide a declaration that same has been done to accompany any discovery request propounded by any later joined party to the action.

8. Sanctions may be imposed upon any party who propounds discovery requesting materials that have already been produced unless the request has been withdrawn pursuant to a request therefore in writing by the party to whom the discovery request has been directed.

9. The parties may bring dispositive motions based on the initial disclosures and any documents produced by any party.

10. No party may bring any dispositive motion on the same legal basis as any such motion on which the court has already ruled unless supported by an affidavit indicating that it is based on facts or law different from any other such motion directed to the same claim or defense.

IT IS SO ORDERED.

Dated: _____

_____
Judge,
Federal District Court