

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA  
RENO, NEVADA

UNITED STATES OF AMERICA,	)	IN EQUITY NO. C-125-ECR
	)	Subproceeding: C-125-B
Plaintiff(s),	)	3:73-CV-0127-ECR-RAM
	)	
vs.	)	and
	)	
WALKER RIVER IRRIGATION, et al.,	)	IN EQUITY NO. C-125-ECR
	)	Subproceeding: C-125-C
Defendant(s).	)	3:73-CV-0128-ECR-RAM
	)	
	)	MINUTES OF THE COURT
	)	
	)	DATED: JULY 25, 2008
	)	

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PRESENT: HONORABLE ROBERT A. McQUAID, JR., U.S. MAGISTRATE JUDGE

Deputy Clerk: Jennifer S. Cotter Reporter: Cathy Worken

Counsel Present: Marta Adams, Therese Ure, Karen Peterson, Dale Ferguson, Simeon Herskovits, Wes Williams, Jr., John W. Howard

Counsel Appearing Telephonically: Donald Mooney, Lynn Steyaert, and Susan Schneider

PROCEEDINGS: STATUS CONFERENCE

1:34 p.m. Court convenes.

Ms. Schneider addresses the agenda items.

**1 - The status of service efforts regarding service categories described in paragraph 3 of the CMO, plans to file additional status reports with the Court regarding these service efforts, and potential changes in the organization of status reports.**

The Court is advised of the service efforts that are ongoing and that Ms. Schneider is planning to file the Fourteenth Status Report in September. Ms. Schneider also advises the Court and parties of potential changes in the organization of future status reports.

**2 - The Thirteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities (Mar. 26, 2008).**

The Court addresses a question regarding whether or not a party was properly served. There being no other objections, the Court will enter the proposed order approving this Report.

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**3. - Service issues: new wells and ownership changes in 2008, and beyond.**

Ms. Schneider advises the Court that it has been difficult to serve parties who are drilling new wells due to the backlog of some counties in recording that information. The Court advises the parties that, at some point in time, a cut-off will have to be set regarding service. Ms. Schneider agrees to add the issue of a cut-off to future agendas.

Ms. Schneider indicates that the goal is to have service complete by the end of the calendar year 2008. This does not include confirmation of service or publication. She requests that she be able to add this item, as well, to the agendas of future status conferences. The Court grants this request.

**4. - Update on case management activities, including discussions regarding proposed Threshold Issues.**

The parties agree that further briefing is necessary regarding the Threshold Issues. IT IS ORDERED that opening briefs are due **September 5, 2008**. Responses are due **October 10, 2008**. Replies are due **October 31, 2008**.

**5 - Any issues related to this Court's transition to electronic filing, including errors on certificates of service.**

Ms. Schneider indicates that additional work still needs to be done regarding this issue.

**6 - Subproceeding C-125C: service and other issues.**

Mr. Herskovits advises the Court that continuing work is being done in compiling a comprehensive report regarding service. He suggests that, once that information is gathered, said report be filed, followed by any responses and replies. IT IS ORDERED that the proposed report is due **August 29, 2008**. Responses are due **October 20, 2008**. Replies are due **November 20, 2008**. The Court will then determine whether or not it is feasible to address both C-125-B and C-125-C at the next status conference.

IT IS ORDERED that the next status conference is scheduled for **Wednesday, December 3, 2008 at 10:00 a.m.** Counsel wishing to appear telephonically shall call **1-800-215-8233** approximately ten (10) minutes prior to the hearing and enter the identification number **58127510**.

2:03 p.m. Court adjourns.

LANCE S. WILSON, CLERK

By: /s/\_\_\_\_\_

Deputy Clerk