

IGNACIA S. MORENO
Assistant Attorney General
DANIEL G. BOGDEN
United States Attorney
Greg Addington, Assistant U.S. Attorney
Susan L. Schneider, Trial Attorney
U.S. Department of Justice
Environment and Natural Resources Div.
999 – 18th Street,
Suite 370, South Terrace
Denver, Colorado 80202
(303) 844-1348
susan.schneider@usdoj.gov
Attorneys for the United States of America

Wes Williams, Jr., Nevada Bar No. 06864
3119 Lake Pasture Rd.
P.O. Box 100
Schurz, Nevada 89427
(775) 773-2838
wwilliams@stanfordalumni.org
Attorney for the Walker River Paiute Tribe

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	IN EQUITY NO. C-125-ECR
)	3:73-CV-00125-ECR-WGC
Plaintiff,)	
)	Subproceedings: C-125-B
WALKER RIVER PAIUTE TRIBE,)	3:73-CV-00127-ECR-WGC
)	
Plaintiff-Intervenor,)	
vs.)	
)	RESPONSE OF THE UNITED STATES
WALKER RIVER IRRIGATION DISTRICT,)	OF AMERICA AND WALKER RIVER
a corporation, et al.,)	PAIUTE TRIBE TO REQUESTS TO BE
)	REMOVED FROM WRITTEN AND
Defendants.)	EMAIL NOTICE LISTS

The United States of America (“United States”) and the Walker River Paiute Tribe (“Tribe”) hereby respond to the requests of Mary Rosaschi (#B-1691) and Walker General, Inc. (#B-1692) to be removed from “both the written and email notice list for all further notices.” Ms. Rosaschi was personally served on June 25, 2008, and filed a Notice of Appearance on July 24, 2008. (#B-1380). Walker General, Inc.’s President, Arden Gerbig, filed a Disclaimer of Interest and a Waiver of Service on December 18, 2008. (#B-1475 & #B-1475). Walker General, Inc. is one of the parties addressed in the *Sixteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities and Request for*

Guidance, (Oct. 14, 2010, Doc #B-1609) (“Sixteenth Service Report”), that is pending before the Court. Neither defendant is represented by counsel and neither is on the Court’s CM/ECF list for e-mail service. Both requests were made using an identical form of unknown origin.

Because these requests present general issues regarding notice to defendants and one request involves the Sixteenth Service Report, the United States and the Tribe suggest that the Court address these requests at its upcoming Status Conference on March 13, 2012, and will include both requests on the proposed Status Conference agenda that will be filed with the Court. The representative of Walker General, Inc. and Mary Rosaschi should be offered an opportunity to attend the Status Conference by telephone, but should not be penalized if they elect not to participate in the Status Conference.

Dated: March 1, 2012.

Respectfully submitted,

By /s/ Susan L. Schneider
SUSAN L. SCHNEIDER
Attorneys for the United States of America

Dated: March 1, 2012

Respectfully submitted,

By /s/ Wes Williams Jr.
WES WILLIAMS JR.
Attorney for the Walker River Paiute Tribe

OF COUNSEL FOR THE UNITED STATES:

Chris Watson, Attorney-Advisor
U.S. Department of the Interior
Office of the Solicitor
Division of Indian Affairs
Mail Stop 6513
1849 C St., NW
Washington, DC 20240
(202) 208-3401

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of March 2012, I electronically filed the foregoing **RESPONSE OF THE UNITED STATES OF AMERICA AND WALKER RIVER PAIUTE TRIBE TO REQUESTS TO BE REMOVED FROM WRITTEN AND EMAIL NOTICE LISTS** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following via their email addresses:

Marta A. 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

George N. Benesch
gbenesch@sbcglobal.net

Gordon H. DePaoli
gdepaoli@woodburnandwedge.com

Dale E. Ferguson
dferguson@woodburnandwedge.com

Simeon M. Herskovits
simeon@communityandenvironment.net

John W. Howard
john@jwhowardattorneys.com elisam@jwhowardattorneys.com

Erin K.L. Mahaney
emahaney@waterboards.ca.gov

David L. Negri
david.negri@usdoj.gov

Michael Neville
michael.neville@doj.ca.gov, cory.marcelino@doj.ca.gov

Karen A. Peterson
kpeterson@allisonmackenzie.com, egarrison@allisonmackenzie.com

Laura A. Schroeder
counsel@water-law.com

Stacey Simon
ssimon@mono.ca.gov

Wes Williams Jr.
wwilliams@stanfordalumni.org

Cheri Emm-Smith
districtattorney@mineralcountynv.org

William E. Schaeffer
lander_laywer@yahoo.com

Bryan L. Stockton
blstockt@ag.state.nv.us, payoung@ag.state.nv.us

Stuart David Hotchkiss
david.hotchkiss@ladwp.com

Paul J. Anderson
panderson@mclrenolaw.com

Richard W. Harris
rharris@gbis.com

John Paul Schlegelmilch
jpslaw@netscape.com

Michael R. Montero
mrm@eloreno.com

Julian C Smith, Jr.
joylyn@smithandharmer.com

Gene M. Kaufmann
GKaufmann@mindenlaw.com

J. D. Sullivan
jd@mindenlaw.com

Charles S Zumpft
zumpft@brooke-shaw.com

Harry W. Swainston
hwsainston@earthlink.net

Malissa Hathaway McKeith
mckeith@lbbslaw.com

Sheri M. Thome
sheri.thome@wilsonelser.com

Marvin W. Murphy
marvinmurphy@sbcglobal.net

Brian Chally
brian.chally@lvvwd.com

Kirk C. Johnson
kirk@nvlawyers.com

G. David Robertson
gdauid@nvlawyers.com

Louis S Test
twallace@htag.reno.nv.us

T. Scott Brooke
brooke@brooke-shaw.com

William J Duffy
william.duffy@dgsllaw.com

Michael D Hoy
mhoy@nevadalaw.com

Debbie Leonard
dleonard@mcdonaldcarano.com

Michael F. Mackedon
falonlaw@phonewave.net

Donald B. Mooney
dbmooney@dcn.org

Erick Soderlund
esoderlu@water.ca.gov

Don Springmeyer
dspringmeyer@wrslawyers.com

James Spoo
spootoo@aol.com, jjrbau@hotmail.com

Lynn Steyaert
lls@water-law.com

Micheal A. Pagni
mpagni@mcdonaldcarano.com

Noelle R. Gentilli
ngentill@water.ca.gov

Ross E. de Lipkau
ecf@parsonsbehle.com

Sylvia L. Harrison
sharrison@mcdonaldcarano.com

and I further certify that I served a copy of the forgoing to the following non CM/ECF participants by U.S. Mail, postage prepaid, this 1st day of December, 2012:

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

Athena Brown, Superintendent
Western Nevada Agency
Bureau of Indian Affairs
311 E. Washington Street
Carson City, NV 89701-4065

Allen Biaggi
Dept. of Conservation & Natural Res.
State of Nevada
901 S. Stewart St.
Carson City, NV 89701

State Engineer - Division of Water Resources
State of Nevada
901 S. Stewart St.
Carson City, NV 89701

Jim Shaw
Chief Dep. Water Commissioner
U. S. Bd. Water Commissioners
410 N. Main Street
Yerington, NV 89447

Lyon County District Attorney
31 South Main Street
Yerington, NV 89447

William J Shaw ,
Brooke & Shaw, Ltd.
1590 Fourth Street
P.O. Box 2860
Minden, NV 89423

R. C. Howard
Hale Lane Peek, Dennison & Howard
5441 Kietzke Lane
Suite 200
Reno, NV 89511

Kelly R. Chase
P.O. Box 2800
Minden, NV 89423

George M. Keele
1692 County Road
Suite A
Minden, NV 89423

Gary A Sheerin
Gary A. Sheerin, Law Office of
177 W Proctor Street
Suite B
Carson City, NV 89703

Walker Lake Water Dist. G.I.D.
Walker Lake GID
175 Wassuk Way
Walker Lake, NV 89415

David Moser
McCutchen, Doyle, Brown, et al.
Three Embarcadero Center
Suite 1800

San Francisco, CA 94111

Gary Stone
Water Master
290 South Arlington Ave.
Reno, NV 89501

James Fousekis
2848 Garber Street
Berkeley, CA 94705

Mary Rosaschi
PO Box 22
Wellington, NV 89444

Arden O. Gerbig
106629 US Highway 395
Coleville, CA 96407-9538

/s/ Eileen Rutherford
Eileen Rutherford, Senior Paralegal
USIS/Labat for US Department of Justice