

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,	)	RESPONSE TO REQUEST THAT THE
vs.	)	PROPOSED ORDER CONCERNING
	)	SIXTEENTH REPORT OF THE UNITED
WALKER RIVER IRRIGATION DISTRICT,	)	STATES OF AMERICA CONCERNING
a corporation, et al.,	)	STATUS OF SERVICE ON CERTAIN
	)	PERSONS AND ENTITIES AND
Defendants.	)	REQUEST FOR GUIDANCE BE
	)	DISCUSSED AT NEXT STATUS
	)	CONFERENCE

The United States of America (“United States”) and the Walker River Paiute Tribe (“Tribe”) hereby respond to the *Request that the Proposed Order Concerning Sixteenth Report of the United States of America Concerning Status of Service on Certain Persons and Entities and Request for Guidance Be Discussed at Next Status Conference* (#B-1693, Feb. 16, 2012), which was filed by the United States Board of Water Commissioners (“U.S. Board”). The U.S. Board asks that the Court defer signing the *Proposed Order Concerning Sixteenth Report* (#B-1689) that addresses the *Sixteenth Report of the United States of America Concerning Status of Service*

on Certain Persons and Entities and Request for Guidance, (Doc #B-1609) (“Sixteenth Service Report”), and discuss the matter further at the Status Conference currently set for March 13, 2012.

The United States and Tribe do not object to including this issue in the matters to be discussed with the Court on March 13, 2012, and will include it on the proposed Status Conference agenda that will be filed with the Court. The United States and Tribe ask that the U.S. Board, which is not a party to C-125 or any of its subproceedings, be prepared to explain at that time its purported authority to make this filing, to identify all members of the U.S. Board with whom this filing was discussed, and to identify who approved making this filing on behalf of the U.S. Board. The United States and Tribe reserve all other comments and questions regarding this filing.

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 TO REQUEST THAT THE PROPOSED ORDER CONCERNING SIXTEENTH REPORT OF THE UNITED STATES OF AMERICA CONCERNING STATUS OF SERVICE ON CERTAIN PERSONS AND ENTITIES AND REQUEST FOR GUIDANCE BE DISCUSSED AT NEXT STATUS CONFERENCE** 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. Gentili
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 March, 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., Suite 1003
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