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FILED
AUG 25 1992
CLERK, U.S. DISTRICT COURT
BY

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA Plaintiff, WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, vs. WALKER RIVER IRRIGATION DISTRICT, a corporation, et al. Defendants.	IN EQUITY NO. C-125-B-ECR **UNOPPOSED MOTION FOR EXTENSION OF TIME IN WHICH TO FILE RESPONSE TO THE WALKER RIVER IRRIGATION DISTRICT'S MOTIONS TO DISMISS COUNTERCLAIMS; TO REQUIRE JOINDER OF PARTIES; AND TO REQUIRE SERVICE OF PROCESS IN ACCORDANCE WITH RULE 4 OF THE FEDERAL RULES OF CIVIL PROCEDURE; and the STATE OF NEVADA'S PRELIMINARY THRESHOLD MOTIONS RE DISMISSAL OF COUNTERCLAIMS, ADDITIONAL PARTIES AND SERVICE OF PROCESS**
WALKER RIVER IRRIGATION DISTRICT, Petitioner, STATE OF NEVADA, Petitioner-Intervenor, vs. CALIFORNIA STATE WATER RESOURCES CONTROL BOARD, W. DON MAUGHAN, EDWIN H. FINSTER, ELISEO M. SAMANIEGO, JOHN CAFFREY and DARLENE E. RUIZ, Members of the California State Water Resources Control Board, Respondents, CALIFORNIA TROUT, INC., Respondent-Intervenor.	

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Plaintiff-Intervenor, the Walker River Paiute Tribe, respectfully moves this Court for an order extending the time in which to respond to Walker River Irrigation District's (hereinafter "WRID") Motions To Dismiss Counterclaims; to Require Joinder of Parties; and to Require Service of Process in accordance with Rule 4 of the Federal Rules of Civil Procedure; and the State of Nevada's Preliminary Threshold Motions Re Dismissal of Counterclaims, Additional Parties and Service Of Process. WRID and the State of Nevada filed their pleadings on August 3, 1992. A proposed Order is attached. As grounds for their motion, Plaintiff-Intervenor states as follows:

1. Pursuant to the Scheduling and Planning Conference regarding the counterclaim and cross-claim of the Walker River Paiute Tribe held May 18, 1992, "any party desiring to intervene in relation to the counterclaim filed by the Tribe shall be required to file an appropriate motion no later than August 1, 1992." In addition, "Preliminary threshold motions which relate to the issues of whether additional parties are required to be joined in the action in respect to the counterclaim and issues of whether additional notice or service of process on any such additional parties is required, shall be filed by August 1, 1992 . . . ." Responses to these preliminary issues regarding joinder are due thirty (30) days thereafter.

2. Counsel for the Walker River Paiute Tribe (hereinafter "the Tribe") requests additional time to file the Tribe's response because of unanticipated professional commitments which

have recently arisen and which will require counsel for the Tribe to be away from his office for the next two weeks.

3. Gordon DePaoli, counsel for the Walker River Irrigation District, and Margaret Ann Twedt, counsel for the State of Nevada, do not oppose such request.

4. John P. Lang, counsel for the United States of America, was unable to be reached for comment on this motion.

WHEREFORE, the Tribe requests additional time in which to file its response to WRID's and the State of Nevada's motions to dismiss until September 11, 1992.

Dated: 8/20/92

Respectfully submitted,

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By: _____
Scott B. McElroy

Attorneys for the Walker River Paiute Tribe

IT IS SO ORDERED

U.S. DISTRICT JUDGE

DATED: _____

CERTIFICATE OF MAILING

I hereby certify that I have sent a true and correct copy of the foregoing Unopposed Motion for Extension of Time in which to File Response to the Walker River Irrigation District's Motions to Dismiss Counterclaims; to Require Joinder of Parties; and to Require Service of Process in Accordance with Rule 4 of the Federal Rules of Civil Procedure; and the State of Nevada's Preliminary Threshold Motions re Dismissal of Counterclaims, additional Parties and Service of Process, via U.S. Mail, first-class postage prepaid thereon, this 20th day of August 1992, addressed to:

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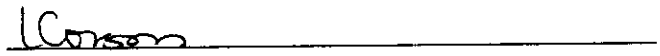
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