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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

FILED
AUG 21 9 23 AM '92

FILED
AUG 15 1992
CLERK, U.S. DISTRICT COURT
DISTRICT OF NEVADA
BY: *[Signature]*

UNITED STATES OF AMERICA)
)
Plaintiff,)
)
WALKER RIVER PAIUTE TRIBE,)
)
Plaintiff-Intervenor,)
)
vs.)
)
WALKER RIVER IRRIGATION DISTRICT,)
a corporation, et al.)
)
Defendants.)
)
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.)

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

[Handwritten mark]

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.

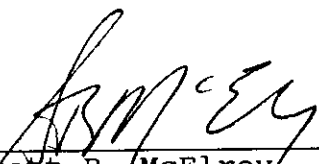
WHEREFORE, the Tribe requests additional time in which to file its response to WRID's and the State of Nevada's motions to dismiss until September 11, 1992.

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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