JAMES T. FOUSEKIS
153 TOWNSEND STREET, SUITE 800
SAN FRANCISCO, CALIFORNIA 94107

DISTRICT OF NEVADA
RECEIVED
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CLERK, U.S. DISTRICT COURT
DEPU

November 8, 2005

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Lance S. Wilson
Clerk
United States District Court
District of Nevada - Reno
400 S. Virginia Street
Reno, NV 89501

Re: *United States of America v. Walker River Paiute Tribe, et al.*
In Equity No. C-125-ECR; Subproceeding: C-125-B

Dear Mr. Wilson:

I received today a copy of a Minute Order (enclosed) indicating that I had not filed the appropriate papers to appear pro hac vice in the above case, and could take no further action. As I advised your office and confirmed by my August 4, 2005 letter (enclosed) I am not appearing as counsel but appearing pro se in this matter. I filed the enclosed Notice of change of Address recently, stating I was appearing pro se.

In light of the above, the statement saying that I am appearing for James and Susanna Fousekis is not correct. I trust my wife and I are able to act in this matter as pro se defendants.

Thank you for your consideration.

Sincerely,

James T. Fousekis

Enclosures

FILED
05 NOV -1 PM 4:17
LANCE S. WILSON
CLERK
DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, vs. WALKER RIVER PAIUTE TRIBE, Plaintiff-Intervenor, WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., Defendants.	IN EQUITY NO. C-125-ECR Subproceeding: C-125-B **MINUTES OF THE COURT** November 1, 2005

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

DEPUTY CLERK: JERRY RIES REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

On August 2, 2005, the Clerk sent out-of-state counsel the appropriate forms for permission to practice in this case. To date, the following Verified Petitions have not been filed with the court:

1. **Andrew Galvin, Esq.,** out-of-state counsel for American Tower Management, Inc.

2. **Kasey C. Nye, Esq.,** out-of-state counsel for Arimetco, Inc.

3. **Brian P. Roberts, Sr., Esq.,** out-of-state counsel for Chevron Resources.

///

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JAMES T. FOUSEKIS
333 MARKET STREET
SAN FRANCISCO, CALIFORNIA 94105

August 4, 2005

Lance S. Wilson
Clerk
United States District Court, District of Nevada
Reno, Nevada 89501

Re: U.S. v. Walker River Paiute Tribe, C-125B

Dear Mr. Wilson:

This confirms my telephone conversation with Julian of your office, in response to my receipt of a Notice Regarding Admission to Practice in a Particular Case.

My wife (who is ill and for whom I have Power of Attorney) and I own property near Bridgeport, California and have been brought into the above action along with various other landowners who have water rights that might be effected. I have not been "retained or appointed to appear" but will be acting pro se along with my wife. I confirmed for Julian that I am acting pro se, and the only reason my law firm is mentioned is that is where I will receive my mail. As such, I will not be seeking admission to practice.

Thank you for your consideration and courtesy.

Very truly yours,

James T. Fousekis

FILED
05 SEP 28 PM 1:40
LANCE S. WILSON
CLERK
BY _____ DEPUTY

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-ECR Subproceeding: C-125-B NOTICE OF CHANGE OF ADDRESS

TO PLAINTIFF AND ITS ATTORNEY OF RECORD:

Please take notice that the address, telephone number, and facsimile number of James T. and Susan Fousekis, *pro se* defendants, have changed to:

c/o DLA Piper Rudnick Gray Cary US LLP
153 Townsend Street, Suite 800
San Francisco, California 94107
Telephone: (415) 836-2500
Facsimile: (415) 836-2501

Dated: September 26, 2005

By: _____
James T. Fousekis

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is DLA Piper Rudnick Gray Cary US LLP, 153 Townsend Street, Suite 800, San Francisco, California 94107-1957. On September 26, 2005, I served the within documents:

NOTICE OF CHANGE OF ADDRESS

MAIL: I placed the document(s) listed above in a sealed envelope for collection and mailing by following the ordinary business practices of DLA Piper Rudnick Gray Cary US LLP, San Francisco, addressed as set forth below. I am readily familiar with DLA Piper Rudnick Gray Cary US LLP's practice for collecting and processing of correspondence for mailing with the United States Postal Service, said practice being that, in the ordinary course of business, correspondence with postage fully prepaid is deposited with the United States Postal Service the same day as the correspondence is placed for collection.

Susan L. Schneider
Attorney for the United States of America
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 756
Littleton, CO 80160

Attorney for the United States of America

Scott B. McElroy
Alice E. Walker
Greene, Meyer & McElroy, P.C.
1007 Pearl Street, Suite 220
Boulder, CO 80302

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

Attorneys for the Walker River Paiute Tribe

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

Executed on September 26, 2005, at San Francisco, California.

Nancy K. Burnett

Nancy K. Burnett