

1
2 Greg Addington, Assistant U.S. Attorney
3 Susan L. Schneider, Trial Attorney
4 U.S. Department of Justice
5 Environment and Natural Resources Div.
6 999 – 18th Street, Suite 370
7 Denver, Colorado 80202
8 (303) 844-1348
9 susan.schneider@usdoj.gov
10 *Attorneys for the United States of America*

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14 **IN THE UNITED STATES DISTRICT COURT**
15 **FOR THE DISTRICT OF NEVADA**

16 UNITED STATES OF AMERICA,

17 Plaintiff,

18 WALKER RIVER PAIUTE TRIBE,

19 Plaintiff-Intervenor,

20 v.

21 WALKER RIVER IRRIGATION DISTRICT,
22 a corporation, et al.,

23 Defendants.

) IN EQUITY NO. C-125

)

) SUBFILE NO. C-125-B

) 3:73-cv-00127-ECR-LRL

)

) SUBFILE NO. C-125-C

) 3:73-cv-00128-ECR-LRL

)

) **STIPULATION AND ORDER**

) **CONCERNING FILING**

) **DEADLINES FOR SUBMISSION**

) **OF RESPONSES/OBJECTIONS**

) **AND REPLIES REGARDING**

) **PROPOSED SERVICE CUT-OFF**

) **AND SUCCESSOR-IN-INTEREST**

) **ORDERS**

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_____)
UNITED STATES OF AMERICA,)
WALKER RIVER PAIUTE TRIBE,)

Counterclaimants,)

v.)

WALKER RIVER IRRIGATION DISTRICT,)
et al.,)

Counterdefendants.)

1 1. Pursuant to proceedings before this Court during the status conference held on
2 October 19, 2010, in Subproceeding C-125-B and Subproceeding C-125-C, and the parties'
3 subsequent stipulation¹, the following deadlines are in place regarding certain service
4 document-related filings:

- 5 a. The United States shall lodge the Service Cut-Off Order in
6 Subproceeding C-125-B with the Court on or before November 30, 2010;
7
8 b. The United States and Mineral County shall lodge the Successor-in-
9 Interest Order in both Subproceeding C-125-B and Subproceeding C-125-C
10 on November 30, 2010; and
11
12 c. The parties shall file memoranda related to objections, if any, to either or
13 both such proposed orders on or before December 17, 2010.

14 2. On November 30, 2010, the United States, the Walker River Paiute Tribe and
15 Mineral County filed the orders addressed in paragraphs 1.a. and 1.b., above.

16 3. The United States, the Walker River Paiute Tribe, Mineral County and the
17 Walker River Irrigation District, acting through their respective counsel of record², have
18 discussed and hereby stipulate to the following changes and additions to this schedule:

- 19 a. The deadline for parties to file memoranda related to objections, if any,
20 to either or both proposed orders is changed from on or before December 17,
21 2010, to on or before December 31, 2010;
22
23 b. Following the filing of any objections, the Plaintiff Parties and primary
24 Defendants in both cases shall confer before the Plaintiff Parties reply to
25 these objections, to determine, among other things, if the parties can agree
26

27 ¹ *Stipulation & Order Concerning Time for Submission of Proposed Orders and Memoranda Related to*
28 *Objections Thereto* (Nov. 9, 2010).

² In addition, the other primary Defendants (State of Nevada, State of California, Mono County, and attorneys Schroeder and Howards (each representing one or more individuals)), and the U.S. Board of Water Commissioners concur in this request.

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on proposed language or if there are other additional procedures and forms that may assist with these issues;

c. The Plaintiff Parties shall file any replies, including any revisions to proposed orders, on or before January 27, 2011.

NOW, THEREFORE, based upon the foregoing, and subject to the approval of the Court, the United States, the Walker River Paiute Tribe, Mineral County and the Walker River Irrigation District hereby agree and stipulate that:

1. The deadline for parties to file memoranda related to objections, if any, to either or both proposed orders is changed from on or before December 17, 2010, to on or before December 31, 2010;

2. Following the filing of any objections, the Plaintiff Parties and primary Defendants in both cases shall confer before the Plaintiff Parties reply to these objections, to determine, among other things, if the parties can agree on proposed language or if there are other additional procedures and forms that may assist with these issues;

3. The Plaintiff Parties shall file any replies, including any revisions to proposed orders, on or before January 27, 2011.

Respectfully submitted,

WOODBURN AND WEDGE

U.S. DEPARTMENT OF JUSTICE

By: /s/ Gordon H. DePaoli (by SLS)
Gordon H. DePaoli
Nevada Bar No. 195
6100 Neil Road, Suite 500
Reno, Nevada 89511
Attorney for Walker River Irrigation District

By: /s/ Susan L. Schneider
Susan L. Schneider, Trial Attorney
Environment and Natural Resources Div.
999 18th Street, Suite 370
Denver, Colorado 80202
Attorney for United States of America

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WALKER RIVER PAIUTE TRIBE

ADVOCATES FOR COMMUNITY &
ENVIRONMENT

By: Wes Williams Jr. (by SLS)
Wes Williams Jr.
Nevada Bar No. 06864
3119 Pasture Rd.
P.O. Box 100
Schurz, Nevada 89427
Attorney for the Walker River Paiute Tribe

By: /s/ Simeon Herskovits (by SLS)
Simeon Herskovits
Nevada Bar No. 11155
P.O. Box 1075
El Prado, New Mexico 87529
Attorney for Mineral County

ORDER

Dated: December ____, 2010.

IT IS SO ORDERED.

Lawrence R. Leavitt
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of December 2010, I electronically filed the foregoing **STIPULATION AND ORDER CONCERNING FILING DEADLINES FOR SUBMISSION OF RESPONSES/OBJECTIONS AND REPLIES REGARDING PROPOSED SERVICE CUT-OFF AND SUCCESSOR-IN-INTEREST ORDERS** 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

Todd A. Plimpton
tplimpton@msn.com

Laura A. Schroeder
counsel@water-law.com

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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

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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@dgslaw.com

Michael D Hoy
mhoy@nevadalaw.com

Debbie Leonard
dleonard@mcdonaldcarano.com

Michael F. Mackedon
faalonlaw@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

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27
28

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 8th day of December 2010:

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

Jim Shaw
Chief Dep. Water Commissioner
U. S. Bd. Water Commissioners
Post Office Box 853
Yerington, NV 89447

John Kramer
Department of Water Resources
1416 Ninth Street, Rm 1118
Sacramento, CA 94814

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

Robert L. Hunter
Western Nevada Agency
Bureau of Indian Affairs
311 E. Washington Street
Carson City, NV 89701-4065

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

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

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

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

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

1	George M. Keele	Weaver Rev. Trust Agreement
2	1692 County Road	William M. Jr. & Rosemary F. Weaver,
3	Suite A	Trustees
4	Minden, NV 89423	2535 Hwy. 338
5		Wellington, NV 89444
6	Gary A Sheerin	
7	Gary A. Sheerin, Law Office of	Timothy A. Lukas
8	177 W Proctor Street, Suite B	P.O. Box 3237
9	Carson City, NV 89703	Reno, NV 89505
10		
11	Walker Lake Water Dist. G.I.D.	Thomas J. Hall, Esq.
12	Walker Lake GID	Post Office Box 3948
13	175 Wassuk Way	305 S. Arlington Ave.
14	Walker Lake, NV 89415	Reno, NV 89505
15		
16	Nathan Goedde	Casino West
17	California Department of Fish and Game	Lawrence B. Masini, RA
18	1416 9th Street Ste 1335	11 North Main Street
19	Sacramento, CA 95814	Yerington, NV 89447
20		
21	David Moser	Adah Blinn and John Hargus Trust
22	McCutchen, Doyle, Brown, et al.	Robert Lewis Cooper, Trustee
23	Three Embarcadero Center, Suite 1800	984 Hwy 208
24	San Francisco, CA 94111	Yerington, NV 89447
25		
26	Gary Stone	Domenici 1991 Family Trust
27	Water Master	Lona Marie Domenici-Reese
28	290 South Arlington Ave.	P.O. Box 333
29	Reno, NV 89501	Yerington, NV 89447
30		
31	James Fousekis	Richard B. Nuti
32	2848 Garber Street	P.O. Box 49
33	Berkeley, CA 94705	Smith, NV 89430
34		
35	Mary Rosaschi	Theodore A. and Annette M. Emens
36	PO Box 22	138 Hwy 95A N
37	Wellington, NV 89444	Yerington, NV 89447-9724
38		
39	Jeff Parker, Deputy Atty General	R.A. Palayo
40	Office of the Attorney General	5336 Awbury7 Ave.
41	100 N. Carson St.	Las Vegas, NV 89110
42	Carson City, NV 89701-4717	
43		
44	Wesley Beverlin, Malissa Hathaway	L & M Family Limited Partnership
45	McKeith, Lewis Brisbois Bisgaard Smith	Rife Sciarani & Co, RA
46	221 N. Figueroa St., Suite 1200	22 HWY 208
47	Los Angeles, CA 90012	Yerington, NV 89447
48		
49		
50		
51		
52		
53		
54		
55		
56		
57		
58		
59		
60		

1 Wallace J. & Linda P. Lee
2 904 W. Goldfield Ave.
3 Yerington, NV 89447

Nancy J. Nuti
P.O. Box 49
Smith, NV 89430

3 John Gustave Ritter III
4 34 Aiazzi Lane
5 Yerington, NV 89447

Christy De Long &
Kirk Andrew Stanton
27 Borsini Lane
Yerington, NV 89447

5 Joseph J. Bessie J. Lommori Trust
6 Joseph J. & Bessie J. Lommori, Trustees
7 710 Pearl Street
8 Yerington, NV 89447

William K. Vicencio
P.O. Box 478
Yerington, NV 89447

8 Sceirine Fredericks Ranch
9 c/o Todd Sceirine
10 3100 Hwy 338
11 Wellington, NV 89444

Jerry E. Tilley Trust, Jerry E. Tilley, Trustee
11418 S. 105th E. Ave
Bixby, OK 74008

10 Cynthia Menesini
11 111 N. Hwy 95A
12 Yerington, NV 89447

Susan Steneri
P.O. Box 478
Yerington, NV 89447

12 Silverado, Inc.
13 Gordon R. Muir, RA
14 One E. Liberty St., Suite 416
15 Reno, NV 89501

Scott H. Shackelton
Law Offices of Scott Shackelton
4160 Long Knife Road
Reno, NV 89509

15 Cynthia Nuti
16 P.O. Box 49
17 Smith, NV 89430

Michael D. Hoy
Bible Hoy & Trachok
201 West Liberty Street
Third Floor
Reno, NV 89511

17 Daniel G. & Shawna S. Smith
18 P.O. Box 119
19 Wellington, NV 89444

20
21 /s/ Eileen Rutherford
22 Eileen Rutherford, Senior Paralegal
23 USIS/Labat for US Department of Justice
24
25
26
27
28