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400 Capitol Mall
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| CLERK US DISTRICT COURT DISTRICT OF NEVADA | |
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1 GORDON H. DePAOLI
 Nevada State Bar No. 00195
 2 DALE E. FERGUSON
 Nevada State Bar No. 4986
 3 WOODBURN AND WEDGE
 4 6100 Neil Road, Suite 500
 Reno, Nevada 89511
 5 Telephone: 775 / 688-3000

6 Attorneys for WALKER RIVER IRRIGATION
 7 DISTRICT

8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE DISTRICT OF NEVADA**

| | |
|--------------------------------------|---|
| 10 UNITED STATES OF AMERICA, |) IN EQUITY NO. C-125 |
| |) |
| 11 Plaintiff, |) SUBFILE NO. C-125-B |
| |) 3:73-cv-00127-ECR-LRL |
| 12 WALKER RIVER PAIUTE TRIBE, |) |
| |) SUBFILE NO. C-125-C |
| 13 Plaintiff-Intervenor, |) 3:73-cv-00128-ECR-LRL |
| |) |
| 14 v. |) UNOPPOSED MOTION FOR |
| |) EXTENSION OF TIME TO FILE |
| 15 WALKER RIVER IRRIGATION DISTRICT, |) MEMORANDA RELATED TO |
| 16 a corporation, et al., |) OBJECTIONS TO PROPOSED |
| |) SERVICE CUTOFF AND |
| 17 Defendants. |) SUCCESSOR-IN-INTEREST |
| |) ORDERS AND TO ADJUST |
| |) REMAINING SCHEDULE |
| |) ACCORDINGLY (2 nd Request) |
| 19 UNITED STATES OF AMERICA, |) |
| 20 WALKER RIVER PAIUTE TRIBE, |) |
| |) |
| 21 Counterclaimants, |) |
| |) |
| 22 v. |) |
| |) |
| 23 WALKER RIVER IRRIGATION DISTRICT, |) |
| 24 et al. |) |
| |) |
| 25 Counterdefendants. |) |
| |) |
| 26 |) |

27 Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and LR 6-1 and LR 6-2,
 28 counsel for the Walker River Irrigation District (the "District") moves the Court for an order

1 extending the time for parties to file memoranda related to objections, if any, to the proposed
2 service cutoff order (Doc. 1613 in C-125-B) and successor-in-interest orders (Doc. 1614 in C-
3 125-B; Doc. 516 in C-125-C) from December 31, 2010 to January 7, 2011, and further requests
4 that the Court extend the time for the Plaintiff Parties to file any replies, including any revisions
5 to the proposed order, to on or before February 3, 2011.
6

7 In support of this Motion, counsel for the District represents the following to the Court:

8 1. By Stipulation and Order dated December 15, 2010, the Court established a
9 schedule for filing memoranda related to objections, if any, to the proposed service cutoff and
10 successor-in-interest orders. (Doc. 1616 in C-125-B; Doc. 518 in C-125-C).

11 2. Pursuant to Order dated December 15, 2010, the Court extended the deadline to
12 file memoranda related to objections, if any, to the proposed service cutoff and successor-in-
13 interest orders to on or before December 31, 2010, directed that the Plaintiff Parties and
14 Primary Defendants in both cases confer before the Plaintiff Parties reply to those objections to
15 determine, among other things, if the parties can agree on proposed language, or if there are
16 additional procedures and forms that may assist with these issues; and further ordered that the
17 Plaintiff Parties shall file any replies, including any revisions to proposed orders on or before
18 January 27, 2011. (Doc. 1617 in C-125-B; Doc. 519 in C-125-C).
19

20 3. By reason of a family emergency which arose commencing on December 20,
21 2010, and which is ongoing, counsel for the District requires a one week extension of time to
22 file its memorandum related to objections to the proposed service cutoff and successor-in-
23 interest orders.
24

25 4. Counsel for the District has contacted counsel for the Walker River Paiute Tribe
26 and Mineral County concerning this request, and they have no objections to it.

27 5. Counsel believes that the United States would not oppose this Motion. Susan
28 Schneider, principal counsel for the United States, is out of her office until January 4, 2011.

1 Counsel for the District has sent an email to Susan Schneider and left a voice mail message,
 2 and in addition, has left a message for a person whom Susan Schneider said should be
 3 contacted in her absence. However, counsel for the District has not heard from either Susan
 4 Schneider or the other person for whom a message was left. Counsel sent a similar email
 5 message to Greg Addington at the United States Attorney's Office in Reno, Nevada. He, too, is
 6 out of his office until January 4, 2011, as is the other person he suggested be contacted in his
 7 absence. Counsel for Mineral County spoke with Christopher Watson, who, although not
 8 counsel of record, is with the Solicitor's Office of the Department of Interior and has been
 9 working with Susan Schneider on this matter. Mr. Watson has no objection to the extension,
 10 and he believes (as does counsel for the District) that Susan Schneider would agree to the
 11 extension under the circumstances.
 12

13
 14 NOW, THEREFORE, based upon the foregoing, counsel for the District respectfully
 15 requests that the Court grant the Motion, and extend the time for parties to file memoranda
 16 related to objections, if any, to the proposed service cutoff and successor-in-interest orders to
 17 January 7, 2011, and extend the time for the Plaintiff Parties to file any replies, including any
 18 revisions to the proposed orders, to on or before February 3, 2011.

19 Dated: December 28, 2010.

WOODBURN AND WEDGE

20 By: /s/ Gordon H. DePaoli
 21 Gordon H. DePaoli
 22 Nevada Bar No. 195
 23 6100 Neil Road, Suite 500
 24 Reno, Nevada 89511
 Attorneys for Walker River Irrigation District

25 IT IS SO ORDERED.

26 Edward C. R...
 27 Lawrence R. Leavitt
 28 United States Magistrate Judge
 DISTRICT

Dated: December 28, 2010.

CERTIFICATE OF SERVICE

I certify that I am an employee of Woodburn and Wedge and that on the 28th day of December, 2010, I electronically served the foregoing Unopposed Motion for Extension of Time to File Memoranda Related to Objections to Proposed Service Cutoff and Successor-Interest Orders and to Adjust Remaining Schedule Accordingly (2nd Request) in Case No. 3:73-cv-00127-ECR-LRL on the following via their email addresses:

- Brian Chally brian.chally@lvvwd.com
Bryan L. Stockton bstockton@ag.nv.gov
Charles S. Zumpft zumpft@brooke-shaw.com
Cherie K. Emm-Smith districtattorney@mineralcountynv.org
Don Springmeyer dspringmeyer@wrslawyers.com
Christopher Mixson cmixson@wrslawyers.com
G. David Robertson gdavid@nvlawyers.com
George Benesch gbenesch@sbcglobal.net
Greg Addington greg.addington@usdoj.gov
Harry W. Swainston hwsainston@earthlink.net
J.D. Sullivan jd@mindenlaw.com
James Spoo spootoo@aol.com
John Paul Schlegelmilch jpslaw@netscape.com
Julian C. Smith, Jr. joylyn@smithandharmer.com
Karen Peterson kpeterson@allisonmackenzie.com
Kirk C. Johnson kirk@nvlawyers.com
Laura Schroeder counsel@water-law.com
Louis S. Test twallace@htag.reno.nv.us
Marta Adams maadams@ag.state.nv.us
Marvin W. Murphy marvinmurphy@sbcglobal.net
Michael D. Hoy Michael D Hoy mhoy@nevadalaw.com
Michael F. Mackedon falonlaw@phonewave.net
Michael R. Montero mrm@eloreno.com
Michael A. Pagni mpagni@mcdonaldcarano.com
Richard W. Harris rharris@gbis.com
Ross E. de Lipkau ecf@parsonsbehle.com
Sylvia Harrison sharrison@mcdonaldcarano.com
T. Scott Brooke brooke@brooke-shaw.com
Michael W. Neville michael.neville@doj.ca.gov
Stacey Simon ssimon@mono.ca.gov
Susan Schneider susan.schneider@usdoj.gov
Paul J. Anderson panderson@mclrenolaw.com
Debbie Leonard dleonard@mcdonaldcarano.com
Wes Williams wwilliams@standfordaluni.org
William J. Duffy william.duffy@dgsllaw.com
Gene M. Kaufmann GKaufmann@mindenlaw.com
Erin K.L. Mahaney emahaney@waterboards.ca.gov

1 David L. Negri david.negri@usdoj.gov
 2 Simeon Herskovits herskovitx@westernlaw.org
 3 John W. Howard johnh@jwhowardattorneys.com
 4 Malissa Hathaway McKeith mckeith@lbbsslaw.com
 5 Andrew D. Galvin andrew.galvin@americantower.com
 6 Lynn L. Steyaert lls@water-law.com
 7 Noelle R. Gentilli ngentill@water.ca.gov
 8 Donald B. Mooney dbmooney@dcn.org
 9 Erick Soderlund esoderlu@water.ca.gov
 10 Stuart David Hotchkiss david.hotchkiss@ladwp.com

11 I further certify that I served a copy of the foregoing in Case No. 3:73-cv-00127-ECR-
 12 LRL to the following by U.S. Mail, postage prepaid, this 28th day of December, 2010:

13 Robert L. Auer
 14 Lyon County District Attorney
 15 31 S. Main St.
 16 Yerington, NV 89447

17 Jeff Parker
 18 Deputy Atty. General
 19 Office of the Attorney General
 20 100 N. Carson St.
 21 Carson City, NV 89701-4717

22 Wesley G. Beverlin
 23 Malissa Hathaway McKeith
 24 Lewis, Brisbois, Bisgaard & Smith LCP
 25 221 N. Figueroa St., Suite 1200
 26 Los Angeles, CA 90012

27 Todd Plimpton
 28 Belanger & Plimpton
 1135 Central Ave.
 P.O. Box 59
 Lovelock, NV 89419

29 Leo Drozdoff
 30 Dir. of Conservation & Natural Resources
 31 State of Nevada
 32 901 S. Stewart St.
 33 Carson City, NV 89701

34 William W. Quinn
 35 Office of the Field Solicitor
 36 Department of the Interior
 401 W. Washington St., SPC 44
 Phoenix, AZ 85003

37 Nathan Goedde, Staff Counsel
 38 California Dept. of Fish and Game
 39 1416 Ninth St., #1335
 40 Sacramento, CA 95814

41 Marshall S. Rudolph, Mono County Counsel
 42 Stacy Simon, Deputy County Counsel
 43 Mono County
 44 P. O. Box 2415
 45 Mammoth Lakes, CA 93546-2415

46 Mary Hackenbracht
 47 Deputy Attorney General
 48 State of California
 49 1515 Clay St., 20th Floor
 50 Oakland, CA 94612-1413

51 William E. Schaeffer
 52 P. O. Box 936
 53 Battle Mountain, NV 89820

54 Robert L. Hunter, Superintendent
 55 Western Nevada Agency
 56 Bureau of Indian Affairs
 57 311 E. Washington St.
 58 Carson City, NV 89701-4065

59 James Shaw
 60 Water Master
 61 U.S. Board of Water Commissioners
 62 P.O. Box 853
 63 Yerington, NV 89447

1 Jason King
2 Division of Water Resources
3 State of Nevada
4 901 S. Stewart St.
5 Carson City, NV 89701

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

6 Timothy A. Lukas
7 P.O. Box 3237
8 Reno, NV 89505

Garry Stone
U.S. District Court Water Master
290 S. Arlington Ave., 3rd Floor
Reno, NV 89501

9 I certify that I am an employee of Woodburn and Wedge and that on the 28th day of
10 December, 2010, I electronically served the foregoing *Unopposed Motion for Extension of*
11 *Time to File Memoranda Related to Objections to Proposed Service Cutoff and Successor-In-*
12 *Interest Orders and to Adjust Remaining Schedule Accordingly (2nd Request)* in Case No. 3:73-
13 cv-00128-ECR-LRL on the following via their email addresses:

- 14 Cheri K. Emm-Smith districtattorney@mineralcountynv.org
- 15 David L. Negri david.negri@usdoj.gov
- 16 Don Springmeyer dspringmeyer@wrslawyers.com
- 17 Chris Mixson cmixson@wrslawyers.com
- 18 Garry Stone jaliep@aol.com, jtboyer@troa.net
- 19 George N. Benesch gbenesch@sbcglobal.net
- 20 Gregory W. Addington greg.addington@usdoj.gov
- 21 James Spoo spootoo@aol.com
- 22 Karen A. Peterson kpeterson@allisonmackenzie.com
- 23 Marta A. Adams MAdams@ag.nv.gov
- 24 Michael Neville michael.neville@doj.ca.gov
- 25 Ross E. de Lipkau ecf@parsonsbehle.com
- 26 Simeon M. Herskovits simeon@communityandenvironment.net
- 27 Stacey Simon ssimon@mono.ca.gov
- 28 Stephen M. Macfarlane Stephen.Macfarlane@usdoj.gov
- Susan L. Schneider susan.schneider@usdoj.gov
- Wes Williams wwilliams@stanfordalumni.org

29 I further certify that I served a copy of the foregoing in Case No. 3:73-cv-00128-ECR-
30 LRL to the following by U.S. Mail, postage prepaid, this 28th day of December, 2010:

31 Allen Anspach
32 U.S. Bureau of Indian Affairs
33 Western Region
34 400 North 5th St., 12th Floor
35 Phoenix, AZ 85004

Robert Auer
District Attorney for Lyon County
31 South Main St.
Yerington, NV 89447

1 Wesley G. Beverlin
2 Malissa Hathaway McKeith
3 Lewis, Brisbois, Bisgaard & Smith LCP
4 221 N. Figueroa St., Ste. 1200
5 Los Angeles, CA 90012

Kelly R. Chase
1700 County Road, Ste. A
P.O. Box 2800
Minden, NV 89423

6 Nathan Goedde
7 Staff Counsel
8 California Dept. of Fish & Game
9 1416 Ninth St., Ste. 1335
10 Sacramento, CA 95814

Mary Hackenbracht
Deputy Attorney General
State of California
1515 Clay St., 20th Floor
Oakland, CA 94612-1413

11 Michael D. Hoy
12 Hoy & Hoy
13 1495 Ridgeview Dr., Suite 90
14 Reno, NV 89519

Robert L. Hunter
Western Nevada Agency
311 E. Washington St.
Carson City, NV 89701

15 Jason King
16 Division of Water Resources
17 State of Nevada
18 901 S. Stewart St.
19 Carson City, NV 89701

Timothy A. Lukas
P.O. Box 3237
Reno, NV 89505

20 Los Angeles City Attorney's Office
21 P.O. Box 51-111
22 111 North Hope St., Ste. 340
23 Los Angeles, CA 90051

Michael F. Mackedon
P.O. Box 1203
179 South LaVerne St.
Fallon, NV 89407

24 David Moser
25 McCutchen, Doyle, Brown, et al.
26 Three Embarcadero Center, Ste. 1800
27 San Francisco, CA 94111

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

28 James Shaw
Water Master
U.S. Board of Water Commissioners
P.O. Box 853
Yerington, NV 89447

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

Kenneth Spooner
General Manager
Walker River Irrigation District
P.O. Box 820
Yerington, NV 89447

Tracy Taylor
Department of Conservation and Natural
Resources
Division of Water Resources
901 S. Stewart St., Ste. 202
Carson City, NV 89701

1 Adah Blinn and John Hargus Trust,
2 Robert Lewis Cooper, Trustee:
3 984 Hwy. 208
4 Yerington, NV 89447

Casino West
Lawrence B. Masini, RA
11 N. Main St.
Yerington, NV 89447

4 Domenici 1991 Family Trust
5 Lona Marie Domenici-Reese
6 P.O. Box 333
7 Yerington, NV 89447

L & M Family Limited Partnership
Rife Sciarani & Co, RA
22 Hwy. 208
Yerington, NV 89447

7 Wallace J. & Linda P. Lee
8 904 W. Goldfield Ave.
9 Yerington, NV 89447

Joseph J. Bessie J. Lommori Trust
Joseph & Bessie J. Lommori, Trustees
710 Pearl St.
Yerington, NV 89447

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

Cynthia Nuti
P.O. Box 49
Smith, NV 89430

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

Richard B. Nuti
P.O. Box 49
Smith, NV 89430

14 Charles Price
15 24 Panavista Cir.
16 Yerington, NV 89447

John Gustave Ritter III
34 Aiazzi Ln.
Yerington, NV 89447

16 Sceirine Fredericks Ranch
17 c/o Todd Sceirine
18 3100 Hwy. 338
19 Wellington, NV 89444

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

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

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

22 Susan Steneri
23 10 Pickering Cir., Reno
24 Reno, NV 89511

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

26 /s/ Holly Dewar
27 _____
28 Holly Dewar