

1  
2  
3 **UNITED STATES DISTRICT COURT**

4  
5 **FOR THE DISTRICT OF NEVADA**

6 UNITED STATES OF AMERICA,	)	IN EQUITY NO. C-125-RCJ-WGC
7	)	SUBFILE NO. C-125-C
8 Plaintiff,	)	
9 WALKER RIVER PAIUTE TRIBE,	)	3:73-CV-00128-RCJ-WGC
10	)	
11 Plaintiff-Intervenor,	)	<b>WALKER RIVER IRRIGATION</b>
12	)	<b>DISTRICT'S [PROPOSED]</b>
13 v.	)	<b>ORDER SETTING BRIEFING</b>
14 WALKER RIVER IRRIGATION DISTRICT,	)	<b>SCHEDULE FOR MINERAL</b>
15 a corporation, et al.,	)	<b>COUNTY'S MOTION FOR</b>
16	)	<b>INTERVENTION AND AMENDED</b>
17 Defendants.	)	<b>COMPLAINT IN INTERVENTION</b>
18	)	
19	)	
20 MINERAL COUNTY,	)	
21	)	
22 Proposed Plaintiff-Intervenor,	)	
23	)	
24 v.	)	
25	)	
26 WALKER RIVER IRRIGATION DISTRICT,	)	
27 a corporation, et al.,	)	
28	)	
Proposed Defendants.	)	

On October 25, 1994, Mineral County filed a Notice of Motion and Motion for Intervention and a Petition to Intervene in the C-125-B case seeking to intervene in this action. (C-125-B Doc. Nos. 31-32). On January 3, 1995, the Court created subfile C-125-C, or 3:73-CV-128, to cover Mineral County's Motion for Intervention. On February 9, 1995, the Court entered an Order Requiring Service of and Establishing Briefing Schedule Regarding the Motion to Intervene of Mineral County. C-125-C Doc. 19. That briefing schedule was

1 extended a number of times, and ultimately vacated. *See, e.g.*, Doc. Nos. 33, 44, 48, 71, 78,  
2 162, 210, 221, 240, 247.

3 Pursuant to the Court's Order dated August 2, 2012 (Doc. No. 605), the deadline for  
4 completion of Rule 4 service in the C-125-C subproceeding now is March 1, 2013. At status  
5 conferences held on August 2 and August 22, 2012, the parties and the Court discussed briefing  
6 Mineral County's Motion for Intervention prior to the completion of final service efforts.  
7 Because service is virtually complete, and in an effort to move the case forward, the Court has  
8 determined that briefing on Mineral County's Motion for Intervention may proceed prior to the  
9 completion of Mineral County's final service efforts.  
10

11 **NOW, THEREFORE, IT IS HEREBY ORDERED** as follows:

- 12 1. Mineral County shall file its opening brief in support of intervention no later  
13 than October 31, 2012;  
14  
15 2. Responses shall be filed no later than December 14, 2012;  
16  
17 3. Mineral County shall file a reply no later than January 14, 2013; and  
18  
19 4. A copy of this Order shall be served by mail by \_\_\_\_\_  
20 \_\_\_\_\_ on persons who have entered a Notice of Appearance in this matter, but  
21 who are not represented by counsel.  
22

23 DATED: \_\_\_\_\_, 2012.  
24

25 \_\_\_\_\_  
26 UNITED STATES MAGISTRATE JUDGE  
27  
28

1 Respectfully submitted this 3rd day of October, 2012.

2 WOODBURN AND WEDGE  
3

4 By: / s / Gordon H. DePaoli  
5 Gordon H. DePaoli, Nevada Bar No. 195  
6 Dale E. Ferguson, Nevada Bar No. 4986  
7 Domenico R. DePaoli, Nevada Bar No. 11553  
8 6100 Neil Road, Suite 500  
9 Reno, Nevada 89511  
10 Phone: (775)688-3000  
11 Fax: (775)688-3088  
12 Email: gdepaoli@woodburnandwedge.com  
13 *Attorneys for Walker River Irrigation District*  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I certify that I am an employee of Woodburn and Wedge and that on the 3rd day of October, 2012, I electronically served the foregoing *Walker River Irrigation District's [Proposed] Order Setting Briefing Schedule for Mineral County's Motion for Intervention and Amended Complaint in Intervention* 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:

David L. Negri	david.negri@usdoj.gov
Don Springmeyer	dspringmeyer@wrslawyers.com
Chris Mixson	cmixson@wrslawyers.com
Garry Stone	jaliep@aol.com, jtboyer@troa.net
George N. Benesch	gbenesch@sbcglobal.net
Gregory W. Addington	greg.addington@usdoj.gov
James Spoo	spootoo@aol.com
Thomas J. Hall	tjhlaw@eschelon.com
Karen A. Peterson	kpeterson@allisonmackenzie.com
Marta A. Adams	MAdams@ag.nv.gov
Michael Neville	michael.neville@doj.ca.gov
Ross E. de Lipkau	ecf@parsonsbehle.com
Simeon M. Herskovits	simeon@communityandenvironment.net
Stacey Simon	ssimon@mono.ca.gov
Stephen M. Macfarlane	Stephen.Macfarlane@usdoj.gov
Susan L. Schneider	susan.schneider@usdoj.gov
Wes Williams	wwilliams@stanfordalumni.org

/ s / Holly Dewar

Holly Dewar