

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	IN EQUITY NO. C-125-RCJ-WGC
	)	SUBFILE NO. C-125-C
Plaintiff,)	
	)	3:73-CV-00128-RCJ-WGC
WALKER RIVER PAIUTE TRIBE,)	
)	
Plaintiff-Intervenor,	)	WALKER RIVER IRRIGATION
	)	DISTRICT’S [PROPOSED]
v.	)	ORDER SETTING BRIEFING
	)	SCHEDULE FOR MINERAL
WALKER RIVER IRRIGATION DISTRICT,	)	COUNTY’S MOTION FOR
a corporation, et al.,	)	INTERVENTION AND AMENDED
	)	COMPLAINT IN INTERVENTION
Defendants.)	
_____)	
)	
MINERAL COUNTY,)	
)	
Proposed Plaintiff-Intervenor,)	
)	
v.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	
)	
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 2. Responses shall be filed no later than December 14, 2012;
- 15 3. Mineral County shall file a reply no later than January 14, 2013; and
- 16 4. A copy of this Order shall be served by mail by _____
17 _____ on persons who have entered a Notice of Appearance in this matter, but
18 who are not represented by counsel.
19

20 DATED: _____, 2012.

21
22
23 _____
24 UNITED STATES MAGISTRATE JUDGE
25
26
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

Dale E. Ferguson, Nevada Bar No. 4986

6

Domenico R. DePaoli, Nevada Bar No. 11553

7

6100 Neil Road, Suite 500

Reno, Nevada 89511

8

Phone: (775)688-3000

Fax: (775)688-3088

9

Email: gdepaoli@woodburnandwedge.com

10

Attorneys for Walker River Irrigation District

11

12

13

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