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1 2 3 4 5 6 7 8 9	Gordon H. DePaoli Nevada State Bar No. 195 Dale E. Ferguson Nevada State Bar No. 4986 Domenico R. DePaoli Nevada State Bar No. 11553 WOODBURN AND WEDGE 6100 Neil Road, Suite 500 Reno, Nevada 89511 Telephone: 775 / 688-3000 Attorneys for Walker River Irrigation District	
10	UNITED STATES DISTRICT COURT	
11	FOR THE DISTRICT OF NEVADA	
12		
13	UNITED STATES OF AMERICA,) IN EQUITY NO. C-125-RCJ-WGC) SUBFILE NO. C-125-C
14	Plaintiff,)) 3:73-CV-00128-RCJ-WGC
15	WALKER RIVER PAIUTE TRIBE,)
16	Plaintiff-Intervenor,) STIPULATION AND ORDER
17	V.) CONCERNING SUBMISSION OF) THRESHOLD ISSUES TO
18	WALKER RIVER IRRIGATION DISTRICT,) MAGISTRATE JUDGE
19	a corporation, et al.,	,))
20	Defendants.)
21)
22	MINERAL COUNTY,))
23	Proposed Plaintiff-Intervenor,))
24	v.	,))
25 26	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	/))
27	Proposed Defendants.))
28)

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At the August 22, 2012 Status Conference in this matter, the Court directed the
 parties to this Stipulation to, among other things, collaborate with respect to preparation of a
 list of threshold issues in subproceeding C-125-B upon which the parties agree, and to
 separately identify those threshold issues upon which the parties cannot agree (Doc. 1746; Doc.
 1749).

- At the October 3, 2012 Status Conference in this matter, the Court directed that
 such lists be submitted to the Court shortly before the next Status Conference, currently
 scheduled for Monday, November 5, 2012 at 1:30 p.m.
- 3. Because of changes in the schedules of the attorneys for some of the parties to
 this Stipulation, which changes were beyond their control, it has become impossible for the
 undersigned counsel to meet in person, and it will be difficult for them to meet by telephone, to
 discuss threshold issues and to comply with the Court's Order and direction prior to the
 November 5, 2012 Status Conference.
- 4. At a meeting to take place on related matters on November 15, 2012 at South
 Lake Tahoe, California, there will be an opportunity for the undersigned counsel, including
 those from Colorado, New Mexico, California and Nevada, to meet in person to discuss
 threshold issues in an effort to comply with the Court's Order and direction in subproceeding
 C-125-B.

5. Based upon the foregoing, the undersigned counsel have requested in
subproceeding C-125-B that the time for compliance with the Court's August 22, 2012 Minute
Order and the Court's direction at the October 3, 2012 Status Conference concerning threshold
issues be extended to a Status Conference which will follow the November 5, 2012 Status
Conference

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1	6. Such an extension will allow the undersigned counsel to meet in person		
2	concerning threshold issues on November 15, 2012, and time for such additional meetings or		
3	telephone conferences which might be needed following that meeting.		
4	7. Because service of process efforts are ongoing in subproceeding C-125-C and a		
5	Scheduling Order is already in place for briefing Mineral County's Amended Complaint in		
6 7	Intervention, undersigned counsel assert there is no need to conduct a separate Status		
8	Conference on November 5, 2012, for this subproceeding. In addition, because the same		
9	attorneys are involved in both subproceedings, the time constraints and commitments described		
10	above, apply to both subproceedings.		
11	NOW, THEREFORE, based upon the foregoing, and subject to the approval of the		
12	Court, the undersigned counsel, on behalf of their respective clients, hereby request, agree and		
13	stipulate that:		
14			
15	1. The time for complying with the Court's Order and direction concerning		
16	threshold issues be extended to a Status Conference to take place after the currently scheduled		
17	November 5, 2012 Status Conference;		
18	2. That the currently scheduled November 5, 2012 Status Conference be held		
19	solely for the purpose of setting a date and time for the next Status Conference; and		
20	3. That counsel be allowed to attend the November 5, 2012 Status Conference via		
21 22	telephone.		
23	DATED this 24thday of October, 2012.		
24	WOODBURN AND WEDGE		
25			
26	By: <u>/ s / Gordon H. DePaoli</u>		
27	Gordon H. DePaoli, Dale E. Ferguson, Domenico R. DePaoli		
28	6100 Neil Road, Suite 500 Reno, Nevada 89511		
	-3-		

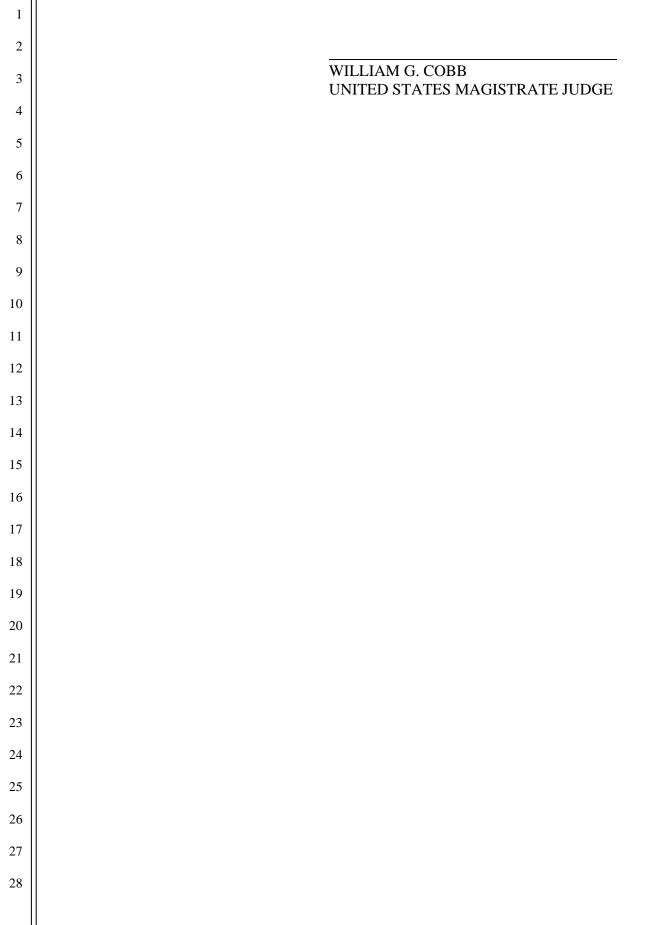
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1	Attorneys for Walker River Irrigation District
2	U.S. DEPARTMENT OF JUSTICE
3	
4	By: <u>/ s / Susan L. Schneider</u>
5	Greg Addington, Assistant U.S. Attorney
6	Susan L. Schneider, Trial Attorney Environmental and Natural Resources Division
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8	Attorneys for United States of America
9	ADVOCATES FOR COMMUNITY AND
10	ENVIRONMENT
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12	Simeon M. Herskovits
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14	El Prado, New Mexico 87529
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	NEVADA ATTORNEY GENERAL'S OFFICE
16	
17	By: <u>/ s / Marta Adams</u>
18	Marta Adams
19	Sr. Deputy Attorney General 100 N. Carson Street
20	Carson City, Nevada 89701
21	Attorneys for Nevada Department of Wildlife
21	CALIFORNIA ATTORNEY GENERAL'S OFFICE
23	
	By: <u>/ s / Michael W. Neville</u>
24	Michael W. Neville
25	Deputy Attorney General
26	555 Golden Gate Avenue, Suite 11000 San Francisco, California 94102
27	Attorneys for State of California Agencies
28	SCHROEDER LAW OFFICES
	-4-

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1		
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3		Therese Ure
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4		Reno, Nevada 89509 Attorneys for Circle Bar N Ranch, LLC and Mica
5		Farms, LLC
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9		Williams, Jr. Wes Williams, Jr.
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10		Schurz, Nevada 89427
		Attorneys for Walker River Paiute Tribe
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12		MONO COUNTY, CALIFORNIA
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		Stacey Simon
15		Deputy County Counsel, Mono County
16		P.O. Box 2415
10		Mammoth Lakes, California 93546-2415
17		Attorneys for Mono County, California
18		LAW OFFICES OF GEORGE BENESCH
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21		George Benesch
22		190 W. Huffaker Lane, Ste. 408
		Reno, Nevada 89511 Attorneys for Lyon County, Nevada
23		
24		
25		
26		<u>ORDER</u>
27	IT IS SO ORDERED.	
28	Dated: October, 2012.	
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	1	5-

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1	CERTIFICATE OF SERVICE		
2	I certify that I am an employee of Woodburn and Wedge and that on the <u>24th</u> day		
3	of October, 2012, I electronically served the foregoing in Case No. 3:73-cv-0128-RCJ-WGC		
4	with the Clerk of the Court using the CM/ECF system, which will send notification of such		
5	filing to the following via their email addresses:		
6 7	David L. Negri david.negri@usdoj.gov		
8	Don Springmeyerdspringmeyer@wrslawyers.comChris Mixsoncmixson@wrslawyers.com		
9	Garry Stonejaliep@aol.com, jtboyer@troa.netGeorge N. Beneschgbenesch@sbcglobal.net		
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17	/ s / Holly Dewar		
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