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 10 **UNITED STATES DISTRICT COURT**
 11
 12 **FOR THE DISTRICT OF NEVADA**

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
)	CONCERNING SUBMISSION OF
17	v.)	THRESHOLD ISSUES TO
)	MAGISTRATE JUDGE
18	WALKER RIVER IRRIGATION DISTRICT,)	
19	a corporation, et al.,)	
)	
20	Defendants.)	
21	_____)	
)	
22	MINERAL COUNTY,)	
)	
23	Proposed Plaintiff-Intervenor,)	
)	
24	v.)	
)	
25	WALKER RIVER IRRIGATION DISTRICT,)	
26	a corporation, et al.,)	
)	
27	Proposed Defendants.)	
28	_____)	

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1. 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).

2. 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

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 Intervention, undersigned counsel assert there is no need to conduct a separate Status
7 Conference on November 5, 2012, for this subproceeding. In addition, because the same
8 attorneys are involved in both subproceedings, the time constraints and commitments described
9 above, apply to both subproceedings.
10

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 telephone.
22

23 DATED this 24th day of October, 2012.

24 WOODBURN AND WEDGE

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26 By: /s/ Gordon H. DePaoli

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Attorneys for Walker River Irrigation District

U.S. DEPARTMENT OF JUSTICE

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ORDER

IT IS SO ORDERED.

Dated: October 25, 2012.

William R. Bobb
UNITED STATES MAGISTRATE JUDGE