

Robert G. Dreher  
Acting Assistant Attorney General

Andrew "Guss" Guarino, Trial Attorney  
Susan L. Schneider, Trial Attorney  
U.S. Department of Justice  
Environment and Natural Resources Div.  
999 – 18<sup>th</sup> Street, Suite 370  
Denver, Colorado 80202  
(303) 844-1343; (303) 844-1348  
[guss.guarino@usdoj.gov](mailto:guss.guarino@usdoj.gov)  
[susan.schneider@usdoj.gov](mailto:susan.schneider@usdoj.gov)

David L. Negri, Trial Attorney  
U.S. Department of Justice  
Environment and Natural Resources Div.  
c/o U.S. Attorney's Office  
800 Park Blvd., # 600  
Boise, Idaho 83712  
(208) 334-1936  
[david.negri@usdoj.gov](mailto:david.negri@usdoj.gov)

Greg Addington  
Assistant United States Attorney  
100 W. Liberty Street, Suite 600  
Reno, Nevada 89501  
(775) 784-5438  
[greg.addington@usdoj.gov](mailto:greg.addington@usdoj.gov)

*Attorneys for the United States of America*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	IN EQUITY NO. C-125-RCJ
	)	Subproceedings: C-125-B & C-125-C
WALKER RIVER PAIUTE TRIBE,	)	3:73-CV-00127-RCJ-WGC &
	)	3:73-CV-00128-RCJ-WGC
Plaintiff-Intervenor,	)	
vs.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.,	)	<b>UNITED STATES OF AMERICA'S LIST</b>
	)	<b>OF PROPOSED AGENDA ITEMS FOR</b>
Defendants.	)	<b>THE STATUS CONFERENCE</b>
	)	<b>SCHEDULED FOR JULY 25, 2013</b>
_____	)	
MINERAL COUNTY,	)	
	)	
Proposed-Plaintiff-Intervenor,	)	
vs.	)	

WALKER RIVER IRRIGATION DISTRICT, )  
a corporation, et al. )  
Proposed Defendants. )  
\_\_\_\_\_ )

The United States of America (“United States”), Plaintiff in Case No. C-125 and Subproceeding C-125-B, submits the following proposed agenda to the Court for its Status Conference, scheduled for July 25, 2013. Pursuant to this Court’s direction, the United States consulted with the other plaintiff parties and the primary defendants to prepare and submit this proposed agenda, which addresses issues in subproceedings C-125-B and C-125-C.

While the parties, including the United States, may not agree on the ripeness or timeliness of each issue on this agenda, these are outstanding issues before the Court that should be identified and discussed to some extent.

**AGENDA ITEMS**

**1. C-125-B**

- a. Completion of Service and Service Issues
  - i. Status update from the United States on service on possible claimants with dormant riparian surface water rights under the laws of California
  - ii. Status updates on the following:
    - 1. Updating and circulating the draft caption
      - No new status on this item at this time - the caption will be updated when service is complete with respect to dormant riparian surface water rights under the laws of California
    - 2. Compiling and circulating a preliminary list of defendants who have filed a notice of appearance, including those defendants represented by counsel
      - No new status on this item at this time - a list of defendants who have filed a notice of appearance will be updated when

service is complete with respect to dormant riparian surface water rights under the laws of California

3. Compiling and circulating a preliminary list of persons and entities that were served and have not filed a notice of appearance

- No new status on this item at this time - a list of persons and entities that were served and have not filed a notice of appearance will be updated when service is complete with respect to dormant riparian surface water rights under the laws of California

- b. Website updates - 125-B website established at <https://ecf.nvd.uscourts.gov/casedisplay>

**2. C-125-C**

- a. Completion of Service and Service Issues
- b. Status update from Mineral County/Walker Lake Working Group on its effort to compile a list of *pro se* parties
- c. Notification protocol and use in sub-proceeding: Draft E-service order
- d. Website updates

**3. Issues Common to Both Subproceedings**

- a. Settlement Activities – description/discussion of settlement activities to resolve cases 125-B and C (including any brief description of outstanding claims, objections, and issues associated with each case or related to the settlement of each case)
- b. Publication - status update by the United States and Mineral County

**4. Such additional issues that may be identified subsequent to the filing of this agenda and/or at the status conference**

**5. Confirmation of next status conference and/or informal meetings**

Dated: July 12, 2013

Respectfully submitted,

Robert G. Dreher  
Acting Assistant Attorney General

Andrew "Guss" Guarino, Trial Attorney  
Susan L. Schneider, Trial Attorney  
David L. Negri, Trial Attorney  
Greg Addington, Assistant United States Attorney

By /s/ Andrew "Guss" Guarino

Andrew "Guss" Guarino

U.S. Department of Justice  
Environmental and Natural Resources Div.  
999 18<sup>th</sup> Street, Suite 370  
Denver, Colorado 80202  
(303) 844-1348  
guss.guarino@usdoj.gov

*Attorneys for the United States of America*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of July, 2013, I electronically filed the foregoing **UNITED STATES OF AMERICA'S LIST OF PROPOSED AGENDA ITEMS FOR THE STATUS CONFERENCE SCHEDULED FOR JULY 25, 2013** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses that are registered for this case;

and I further certify that I served a copy of the forgoing to the following non CM/ECF participants by U.S. Mail, postage prepaid, this 12th day of July, 2013:

Athena Brown, Superintendent  
Western Nevada Agency  
Bureau of Indian Affairs  
311 E. Washington Street  
Carson City, NV 89701-4065

State Engineer - Division of Water  
Resources  
State of Nevada  
901 S. Stewart St., Suite 202  
Carson City, NV 89701

Allen Biaggi/Leo Drozdoff  
Dept. of Conservation & Natural Res.  
State of Nevada  
901 S. Stewart St.  
Suite 1003  
Carson City, NV 89701

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

George M. Keele  
1692 County Road, Ste. A  
Minden, NV 89423

/s/ Eileen Rutherford  
Senior Paralegal, USIS for  
United States Department of Justice