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**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</b>
	)	<b>AMENDED LIST OF PROPOSED</b>
Defendants.	)	<b>AGENDA ITEMS FOR THE STATUS</b>
	)	<b>CONFERENCE SCHEDULED FOR JULY</b>
_____	)	<b>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 amended 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. This amended proposed agenda incorporates the topics for discussion listed in the *Minutes of the Court*, dated July 12, 2013 (#1165; #B-1907; #C-709).

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

**AGENDA ITEMS**

**1. C-125-B**

- a. The Status of 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. Assuming service has been completed in C-125-B, the scheduling of deadlines to file motions contemplated under paragraph 3 of the *Supplemental Case Management Order* and the scheduling of a conference relative to the matters identified in paragraphs 3(c) and (d) thereof.

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

## 2. C-125-C

- a. The Status of 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.
- e. Scheduling of Oral Arguments on Mineral County's Motion to Intervene.

## 3. Issues Common to Both Subproceedings

- a. Settlement Activities – The status of any pending settlement discussions among the various parties, and whether the parties believe any Court intervention might facilitate further settlement discussions.
- b. Publication - status update by the United States and Mineral County.

- c. In general, a discussion by the parties as to their viewpoint of whether the initial decree, and the pending matters, are predicated on the Court's *in rem* jurisdiction, *in personam* jurisdiction or a combination of such theories.
- 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 22, 2013

Respectfully submitted,

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Acting Assistant Attorney General

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David L. Negri, Trial Attorney  
Greg Addington, Assistant United States Attorney

By /s/ Andrew "Guss" Guarino  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of July, 2013, I electronically filed the foregoing **UNITED STATES OF AMERICA'S AMENDED 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 22nd day of July, 2013:

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/s/ Eileen Rutherford  
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