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*Attorneys for the United States of America*

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

UNITED STATES OF AMERICA, )

Plaintiff, )

WALKER RIVER PAIUTE TRIBE, )

Plaintiff-Intervenor, )

vs. )

WALKER RIVER IRRIGATION DISTRICT, )

a corporation, et al., )

Defendants. )

MINERAL COUNTY, )

Proposed-Plaintiff-Intervenor, )

vs. )

WALKER RIVER IRRIGATION DISTRICT, )

a corporation, et al. )

Proposed Defendants. )

IN EQUITY NO. C-125-RCJ  
Subproceedings: C-125-B & C-125-C  
3:73-CV-00127-RCJ-WGC &  
3:73-CV-00128-RCJ-WGC

**UNITED STATES OF AMERICA'S LIST  
OF PROPOSED AGENDA ITEMS FOR  
THE STATUS CONFERENCE  
SCHEDULED FOR SEPTEMBER 6, 2013**

\_\_\_\_\_) )

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 September 6, 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.

**2. C-125-C**

- a. Completion of Service and Service Issues:
  - i. Update from Mineral County concerning discussions with counsel for Mono County and California State agencies on possible claimants with dormant riparian surface water rights under the laws of California.
  - ii. Update from Mineral County on revised service report and proposed orders concerning completion of service on identified proposed defendants.

**3. Issues Common to Both Subproceedings**

- a. Publication: Status of proposed Orders
  - i. Report by the United States and Mineral County concerning prepared materials for service by publication

- b. E-service orders
  - i. Report by the United States and WRID concerning efforts to develop modifications to the E-Service Order (Dkt. # 1874) as outlined by the Court on July 25, 2013
  - ii. Report by Mineral County concerning a Case 125-C E-Service order in light of the Court's comments of July 25, 2013
- 4. Such additional issues that may be identified subsequent to the filing of this agenda and/or at the status conference**
  - a. Case 125-B - ongoing discussion concerning the procedure/timing by which initial motions, responses, and reply will be scheduled and presented.
- 5. Confirmation of next status conference and/or informal meetings.**

Dated: August 29, 2013

Respectfully submitted,

ROBERT G. DREHER  
Acting Assistant Attorney General

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

By /s/ Andrew "Guss" Guarino  
Andrew "Guss" Guarino

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 3rd day of September, 2013, I electronically filed the foregoing **UNITED STATES OF AMERICA'S LIST OF PROPOSED AGENDA ITEMS FOR THE STATUS CONFERENCE SCHEDULED FOR SEPTEMBER 6, 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;

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