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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</b>
MINERAL COUNTY,	)	<b>NOVEMBER 4, 2013</b>
	)	
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 November 4, 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. In addition, this agenda incorporates additional comments received from the telephonic status conference held on October 31, 2013.

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. 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. Service Issues:
  - i. Update from Mineral County on revised service report and issues concerning completion of service on identified defendants, including possible claimants of dormant riparian water rights under the laws of California, in light of the Court’s comments on July 25, 2013, and September 23, 2013.

**3. Issues Common to Both Subproceedings**

- a. Website Development

- i. Discussion concerning the need to develop (and the steps needed to accomplish) a court website that includes C-125-B and C-125-C documents in some workable fashion.
  - b. E-service orders
    - i. Development of a briefing issue/question and a briefing schedule to permit parties to present joint argument that postcard service is not necessary under due process and FRCP requirements due to the unique circumstances of these proceedings (C-125-B and C-125-C) and the high expense associated with such service.
    - ii. Report by the United States and WRID concerning efforts to develop modifications to the E-Service Order (C-125-B # 1874) as outlined by the Court on July 25, 2013.
    - iii. Report by Mineral County concerning a Case C-125-C E-Service order in light of the Court's comments of July 25, 2013 and September 23, 2013.
  - c. Case Management Order Development
    - i. Discussion concerning whether need exists to develop a case management order for C-125-C that would be similar in nature to and purpose of the C-125-B case management order.
- 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: November 1, 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  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 1st day of November, 2013, I electronically filed the foregoing **UNITED STATES OF AMERICA'S AMENDED LIST OF PROPOSED AGENDA ITEMS FOR THE STATUS CONFERENCE SCHEDULED FOR NOVEMBER 4, 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 1st day of November, 2013:

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/s/ Eileen Rutherford  
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