

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA, et al.,) CASE NO. 3:73-cv-00128-MMD-WGC
)
Plaintiffs,)
) MINUTES OF PROCEEDINGS
)
vs.)
)
WALKER RIVER IRRIGATION)
DISTRICT, et al.)
)
Defendants.) DATED: April 28, 2021
)

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: Karen Walker REPORTER: Liberty Court Recorder

COUNSEL APPEARING BY PHONE: Andrew “Guss” Guarino, Esq., Wes Williams, Jr.,
Esq., Marisa Hazell, Esq., Gordon DePaoli, Esq., Brad Johnston, Esq., Dale Ferguson, Esq.,
Nhu Nguyen, Esq., Roderick Walston, Esq., Simeon Herskovits, Esq., Tyler Eastman, Esq.,
Stacey Simon, Esq., Tori Nicole Sundheim, Esq., Iris Thornton, Esq., Catlin Skulan, Esq.,
Christopher Mixon, Esq., Sean Rowe, Esq., James Bolotin, Esq. and Don Springmeyer, Esq.

MINUTES OF PROCEEDINGS: TELEPHONIC STATUS CONFERENCE

10:07 a.m. Court convenes.

The court holds today’s status conference to discuss the current status of the case.

The court addresses the parties and acknowledges the filings of the States Reports
(ECF Nos. [921, 922 and 923) and the Proposed Agenda (ECF No. 924) for today’s hearing.

The court provides a summary of the issues that should be addressed at today’s hearing.

1 Mr. Herskovits concurs with the court's summary and states that the first order of
2 business should be the completion of the Rule 4 service on the California riparian water rights
3 holders. Mr. Herskovits suggests that the e-service order should also be done in this case after
4 the Rule 4 service is completed and then, the second amended complaint should be filed.
5

6 The court and parties discuss the length of time needed for completing service of the
7 remaining California riparian water rights holders. Mr. Herskovits and Ms. Thornton suggest
8 several months for research to be completed and begin service in July with a completion date by
9 the end of the year. Mr. Herskovits and Ms. Thornton states that funding for service of the
10 remaining parties will have to be addressed by Mineral County in the next fiscal year, such that
11 it is difficult to commence work on service until the County allocates funds to do so.
12

13 Mr. De Paoli states that there should be no delay in filing the second amended complaint
14 and also suggests a multitasking approach by updating the service package and e-service order.
15 Mr. Herskovits concurs with the multitasking approach.
16

17 The court and parties discuss the timeframe as to when the second amended complaint
18 can be filed.

19 The court orders the second amended complaint to be filed by **June 30, 2021**.

20 After further discussion with the parties regarding the service packet and e-service order,
21 the court orders the parties to work together drafting an e-service order to be submitted to the
22 court by **June 2, 2021**.
23

24 The court orders a follow-up video status conference on June 16, 2021, at 10:00 a.m.
25 The parties are directed to file a proposed agenda for the follow-up status conference on
26 **June 14, 2021**.
27
28

The hearing will be conducted by Zoom Video Conference. The parties are directed to contact the courtroom administrator Karen Walker, at (775) 686-5918 or Karen_Walker@nvd.uscourts.gov, by Monday, June 14, 2021, to provide the e-mail address of all counsel who will be attending the hearing. The courtroom administrator shall send the Zoom invite/link to all attending on Tuesday, June 15, 2021.

There being no additional matters to address at this time, court adjourns at 11:12 a.m.

DEBRA K. KEMPI, CLERK OF COURT

By: /s/
Karen Walker, Deputy Clerk