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Department of Water Resources

DISTRICT COURT-SRBA  
TWIN FALLS, IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Subcases 35-02315, 35-10859 and 35-  
) 10860 (Lehman); 35-02543 and 35-  
) 04246 (Aberdeen-Springfield Canal  
) Co.); 35-07353 (Duffin); and 35-07865  
) (Deeg)

) ORDER CONCERNING EXPERT  
) REPORTS AND ORDER SETTING  
) DEADLINES

On October 10, 2000, a scheduling conference on the issue of alleged recovered groundwater under the Aberdeen-Springfield Canal Company was held by telephone. Josephine P. Beeman appeared for claimant Diane J. Deeg; Roger D. Ling appeared for claimant Aberdeen-Springfield Canal Co.; John K. Simpson appeared for objectors the Twin Falls and North Side Canal Companies; Peter J. Ampe appeared for respondent the State of Idaho; and Candice M. McHugh appeared for IDWR. Counsel agreed that because of the complexity of the issues, certain pretrial matters should be set before a trial date is considered.

THEREFORE, IT IS ORDERED that:

1. If any party, other than the Aberdeen-Springfield Canal Company, proposes to present testimony of an expert witness at trial, the party shall submit to all parties no later than **Thursday, February 15, 2001**, a written report by the expert witness. The report shall substantially comply with the requirements for expert witness reports contained in Federal Rules of Civil Procedure 26

(a) (2) (B), including:

- a. a complete statement of all opinions to be expressed and the basis and reasons therefor;
- b. the data or other information considered by the witness in forming the opinions;
- c. any exhibits to be used as a summary of or support for the opinions;
- d. the qualifications of the witness, including a list of all publications authored by the witness within the preceding ten (10) years; and
- e. a listing of any other cases in which the witness has testified as an expert at trial or by deposition within the preceding four (4) years, including administrative hearings.

ORDER CONCERNING EXPERT REPORTS AND ORDER SETTING DEADLINES

2. The following deadlines shall apply:

Discovery cut-off

Tuesday, May 1, 2001

Deadline to file dispositive motions

Friday, June 1, 2001

Dated October 10, 2000.



TERRENCE A. DOLAN  
Special Master  
Snake River Basin Adjudication

### CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER CONCERNING EXPERT REPORTS AND ORDER SETTING DEADLINES** was mailed October 10, 2000, with sufficient first-class postage prepaid as follows:

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