

2005 JAN -6 PM 12: 47

DISTRICT COURT-SPBA
TWIN FALLS CO., IDAHO
FILED

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

) ORDER GRANTING THE UNITED
) STATES' MOTION FOR LEAVE TO
) FILE OVER-LENGTH BRIEF AND
) MODIFY SCHEDULING ORDER
)
) Subcase Nos.: 55-10135, 55-11061,
) 55-11385 and 55-12452

On January 5, 2005, the United States filed a *Motion for Leave to File Over-Length Brief* and a *Motion to Amend 2nd Amended Challenge Scheduling Order*. The *Motions* result from the Court's *Memorandum Decision and Order on Challenge, Subcases 55-10288B, et al.*, issued January 3, 2005, which may affect the parties arguments in the above-captioned subcases.

THEREFORE; for good cause shown, the United States' *Motions* are granted as follows:

1. The United States may file its *Responsive Brief* in excess of 25 pages, not to exceed 40 pages. The challenger, Joyce Livestock, may also file its *Rebuttal Brief* not to exceed 40 pages.

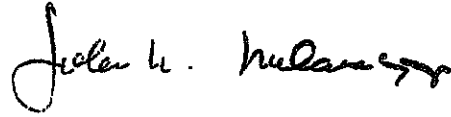
2. The 2nd *Amended Challenge Scheduling Order* is amended as follows:

12/10/04	Challenger's Opening Brief
01/28/05	Respondent's Responsive Brief
02/28/05	Challenger's Rebuttal Brief
03/23/05	Oral Argument

The Court notes that the challenger, Joyce Livestock, was served with notice but did not have sufficient time to respond, given prior briefing deadline. To the extent

challenger asserts supplemental briefing is necessary prior or subsequent to oral argument, the Court will entertain a *Motion* at the appropriate time.

DATED: January 6, 2005.

A handwritten signature in black ink, appearing to read "John M. Melanson", written over a horizontal line.

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING THE US MOTION FOR LEAVE TO FILE OVER-LENGTH BRIEF AND TO MODIFY SCHEDULING ORDER was mailed on January 06, 2005, with sufficient first-class postage to the following:

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