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Department of Water Resources

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Attorneys for LU Ranching

**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

Subcase Numbers 55-02414, 55-07319, 55-
07383, 55-07410, 55-07413, 55-07420, 55-
11890 (USDI/BLM), and 55-13450 (LU
Ranching, Jeff Anderson Estate, Inc. and
Stanford)

**UNOPPOSED MOTION FOR
EXTENSION OF TIME AND TO RESET
ORAL ARGUMENT**

LU Ranching Co., Inc. ("LU Ranching") by and through its attorneys hereby requests an extension of time to file a response brief to the United States' Motion for Summary Judgment and to reset oral argument for the same, in the manner and for the reasons set forth below.

1. On May 10, 2005, the United States filed a Motion for Summary Judgment in conjunction with the above captioned subcases. Under the current scheduling order, LU Ranching's response brief is due to be filed on June 10, 2005.

2. Since the filing of the United States' Motion for Summary Judgment, the SRBA District Court issued an order pursuant to which LU Ranching will be filing a significant legal brief with the Court on June 8, 2005 in *SRBA Subcase No. 55-10288b et al.* in anticipation of an oral argument in Twin Falls, Idaho on June 15, 2005. This deadline, coupled with other professional



1 obligations, necessitate LU Ranching's request for a two week extension of time, to and including
2 Friday, July 24, 2005 within which to file a response to the United States Motion for Summary
3 Judgment.

4 3. The United States' does not oppose the requested extension of time. The parties
5 propose an equal extension of time of two weeks, to and including July 8, 2005, for the United
6 States' to file a Reply Brief.

7 4. Counsel for the United States also has advised that he has a conflict on
8 July 7, 2005 that will prevent him from participating in oral argument on that date. In discussing
9 proposed alternative dates, counsel for each of the parties note for the Court that they are available
10 the week of July 11, 2005. Further, if the Court is available and amenable to the suggestion, counsel
11 for the parties note that oral argument on LU Ranching's pending Motion to Amend Claim is set for
12 July 14, 2005 at 10:00 a.m. and that they are, therefore, available that morning for argument on the
13 Motion for Summary Judgment as well.

14 WHEREFORE, LU Ranching requests that the Court grant the within request for extension
15 of time to July 24, 2005 to file a response brief to the United States' Motion for Summary
16 Judgment, grant the United States' an equal extension to and including July 8, 2005 to file a reply
17 brief, and reset the matter for oral argument.

18 Dated this 22 day of June, 2005

Respectfully submitted,

19 McQUAID BEDFORD & VAN ZANDT LLP

20
21 By:


22 Michael J. Van Zandt
Elizabeth P. Ewens

23 Dated this ____ day of June, 2005

LING, ROBINSON & WALKER

24
25 By:

26 ROGER D. LING
Idaho State Bar No. 1018
27 Attorneys for LU Ranching Co.

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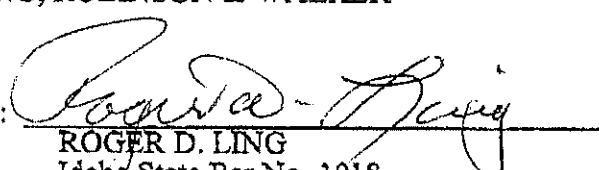
19 McQUAID BEDFORD & VAN ZANDT LLP

20
21 By: 

22 Michael J. Van Zandt
Elizabeth P. Ewens

23 Dated this 3rd day of June, 2005

LING, ROBINSON & WALKER

24
25 By: 

26 ROGER D. LING
Idaho State Bar No. 1018
Attorneys for LU Ranching Co.
27



UNOPPOSED MOTION FOR EXTENSION OF TIME AND TO RESET
ORAL ARGUMENT

1 **CERTIFICATE OF SERVICE**

2 I certify that on June 3, 2005, I served a true and correct copy of foregoing **UNOPPOSED**
3 **MOTION FOR EXTENSION OF TIME AND TO RESET ORAL ARGUMENT** upon the
4 following individuals by placing the document in the United States Mail, postage paid, and
5 addressed as follows:

6 U.S. Department of Justice
7 General Litigation Section
8 Environment and Natural Resources Division
9 550 West Fort Street, MSC 033
10 Boise, ID 83724

11 Larry Brown
12 Attorney, U.S. Dept. of Justice
13 General Litigation Section
14 Environment and Natural Resources Division
15 550 West Fort Street, MSC 033
16 Boise, Idaho 83724
17 (*courtesy service via email at Larry.Brown@usdoj.gov*)

18 Chief, Natural Resources Division
19 Office of the Attorney General
20 State of Idaho
21 P.O. Box 44449
22 Boise, ID 83720-0098

23 IDWR Document Depository
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