

249

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
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RE: Subcase No. 31-11845 - Chain of Custody/Expert Reports

Pursuant to Special Master Bilyeu's instructions at the March 28, 2007, Pretrial Conference, the attorneys for the Objector/Claimant state the following:

1) The Objector/Claimants do not intend to challenge the chain of custody for soil samples or water samples. There will be no objections to the expert reports due to the fact that the person who performed the tests is not present to testify as to the exact methods and procedures used. The Objector/Claimants reserve the right to cross exam any of the State's witnesses on the way the samples were collected, how their individual identity was maintained and the general nature of the testing process.

2) The Objector/Claimants do not anticipate challenging every record, photograph, chart or graph presented in the State's expert reports. However, the Objector/Claimants reserve the right to challenge any and all findings of the reports, the methodology used and the relevance of the reports.

Sincerely,

LING, ROBINSON & WALKER


Michael P. Tribe