

2007 NOV 1 PM 2 53

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) Subcase 63-03174
Case No. 39576) ORDER GRANTING MOTION TO
) AMEND TRIAL SCHEDULE
)
) AMENDED TRIAL SCHEDULING
) ORDER

On October 30, 2007, the claimant / objector in the above-captioned subcase, through their attorney Scott Campbell, filed a *Motion to Vacate Trial Scheduling Order and Reset Dates*. The matter was heard on October 31, 2007. Based upon the contents of the *Motion*, the affidavit of counsel filed contemporaneously therewith, and the comments of the participants at the hearing, and good cause appearing, the *Motion* is **granted**. The following dates shall govern the conduct of this subcase through trial:

February 1, 2008 11:00 AM Hearing on Motion for Summary Judgment.
Motions for summary judgment shall be filed, notice for hearing, and actually heard by this deadline. The filing and service of the motion, affidavits, and briefing shall be conducted in compliance with I.R.C.P. 56(c). In anticipation of a motion for summary judgment being filed, the moot court room in the law offices of Moffat Thomas Barrett Rock & Fields, 101 South Capitol Blvd., 11th floor, Boise, Idaho, has been reserved for the purpose of hearing oral argument.

February 15, 2008 5:00 PM Disclosure of Witnesses. Disclosure of all witnesses shall be completed by this deadline. All non-disclosed witnesses, except impeachment witnesses, shall be excluded from testifying in the trial unless permitted by the Special Master in the interests of justice. I.R.C.P. 16(e)(6)(J).

- February 29, 2008 5:00 PM** **Discovery Served and Responses Completed.**
Deadline for completion of all discovery, meaning that all discovery is served and response is complete, including the taking of depositions of lay and expert witnesses, all interrogatories, request for production / inspections and admissions. Motions to compel should be filed accordingly so as to accommodate this deadline.
- March 11, 2008 10:30 AM** **Final Pre-Trial Conference.** Pursuant to I.R.C.P. 16, a final pre-trial conference will be held at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho. Parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 675342.
- March 28, 2008 9:00 AM** **Trial.** The trial be held at the Idaho Supreme Court Building, 451 West State Street, Boise, Idaho, in the lower-level conference room.

Dated November 1, 2007



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO AMEND TRIAL SCHEDULE AND AMENDED TRIAL SCHEDULING ORDER was mailed on November 01, 2007, with sufficient first-class postage to the following:

JERRY L & MARY LOU TLUCEK
JERRY L TLUCEK
MARY LOU TLUCEK

Represented by:
SCOTT L CAMPBELL
101 S CAPITOL BLVD 10TH FLOOR
PO BOX 829
BOISE, ID 83701-0829
Phone: 208-345-2000

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098