

Moffatt Thomas

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Willis C. Moffatt, 1907-1980
Kirk R. Helvie 1956-2003

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26 2007

DEPARTMENT OF
WATER RESOURCES

October 26, 2007
via Hand Delivery

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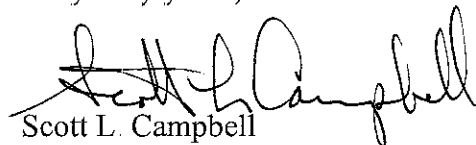
Re: Depositions
Subcase 63-3174
MTBR&F File No 22377 1

Dear Garrick:

In reviewing the trial scheduling order in this subcase, it is obvious that unless the depositions of Jan Shurte, David Tuthill, Carter Fritschle, you, and Andrea Courtney can be completed before October 31, it will be necessary to modify the trial schedule and schedule for motions for summary judgment. While I know you will oppose me taking your deposition and that of Ms. Courtney, it appears unlikely that we will be able to complete the depositions of Jan Shurte, David Tuthill, and Carter Fritschle by October 31. However, if you can make those individuals available for deposition on Monday and Tuesday of next week, it may be possible to adhere to the current schedule. Please provide me a response on this issue as soon as possible. If you are not able to comply with this request, I must file a motion with the SRBA Court to modify the schedule.

Thank you for your anticipated cooperation in addressing this issue.

Very truly yours,


Scott L. Campbell

SLC/dll

cc: Jerry Tlucek