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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 20 2008

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

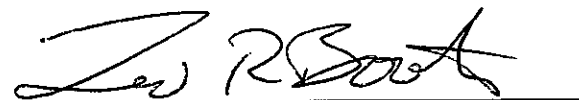
In Re SRBA	)	Subcase Nos. 63-30978 & 63-31973
	)	
	)	
Case No. 39576	)	SUMMARY JUDGMENT
	)	SCHEDULING ORDER
	)	
	)	

This matter came before the Special Master at a Scheduling Conference held on October 20, 2008. The following dates shall govern the conduct of these subcases through summary judgment proceedings:

November 24, 2008	5:00 PM	Disclosure of Witnesses. Disclosure of all lay witnesses shall be completed by this deadline.
January 30, 2009	5:00 PM	Service of State of Idaho's Expert Report on Historical Matters. The State of Idaho shall serve on the United States its expert report on historical matters.
March 20, 2009	5:00 PM	Service of United States' Response Expert Report on Historical Matters. The United States shall serve on the State of Idaho its expert report on historical matters in response to the State of Idaho's Expert Report on Historical Matters.
April 30, 2009	5:00 PM	Service of State of Idaho's Reply Expert Report on Historical Matters. The State of Idaho shall serve on the United States its expert report on historical matters in reply to the United States Response Expert Report on Historical Matters.

June 22, 2009	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.
July 24, 2009	5:00 PM	Deadline for Motions for Summary Judgment. Any party moving for summary judgment shall file a motion therefor no later than this deadline. Memorandums and affidavits in support of motions for summary judgment shall be filed contemporaneously therewith.
August 24, 2009	5:00 PM	Summary Judgment Response Briefs Due. Any responsive briefing and affidavits shall be filed by this deadline.
September 25, 2009	5:00 PM	Summary Judgment Reply Briefs Due. Any reply briefing and affidavits shall be filed by this deadline.
October 16, 2009	10:30 AM	Hearing on Motion for Summary Judgment. Idaho Supreme Court. 451 West State Street, Boise, Idaho.

Dated October 20, 2008



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

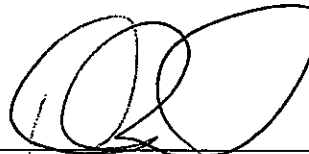
CERTIFICATE OF MAILING

I certify that a true and correct copy of the SUMMARY JUDGMENT SCHEDULING ORDER was mailed on October 20, 2008, with sufficient first class postage to the following:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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Deputy Clerk