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Department of Water Resources
Adjudication Bureau

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
NOV - 3 2008
By _____ Clerk
Deputy Clerk

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 Nos. 63-02529 63-03163
63-03274 63-03323
63-03324 63-09109
63-10435

**SUMMARY JUDGMENT SCHEDULING
ORDER**

This matter came before the Special Master at a Scheduling Conference held on October 28, 2008. The following dates shall govern the litigation of these subcases through summary judgment proceedings:

December 15, 2008

Disclosure of Summary Judgment Witnesses. Disclosure of all witnesses that will serve as affiants in summary judgment proceedings, whether lay or expert, shall be completed by this deadline. All non-disclosed witnesses, except impeachment witnesses, shall be excluded from testifying by affidavit in the summary judgment proceedings, unless permitted by the Special Master in the interests of justice. I.R.C.P. 16(e)(6)(J).

February 16, 2009

Summary Judgment Discovery Served and Responses Completed. Deadline for completion of all discovery that will be used in summary judgment proceedings, meaning that all discovery is served and response is complete, including the taking of depositions of lay and expert witnesses, interrogatories, requests for production/inspections, and requests for admission. Motions to compel should be filed accordingly so as to accommodate this deadline.

March 12, 2009

Deadline for Motions for Summary Judgment. Any party moving for summary judgment shall file a motion therefore no later than this deadline. Memorandums and affidavits in support of motions for summary judgment shall be filed contemporaneously therewith.

March 26, 2009

Summary Judgment Response Briefs Due. Any responsive briefing and affidavits shall be filed by this deadline.

April 2, 2009

Summary Judgment Reply Briefs Due. Any reply brief and affidavits shall be filed by this deadline.

**April 16, 2009
@ 10:30 a.m.**

Hearing on Motion for Summary Judgment. Motions for summary judgment shall be heard on this date and time at Moffatt, Thomas, Barrett, Rock & Fields, Chartered, 101 South Capitol Boulevard, 11th Floor, Moot Court Room, Boise, Idaho.

Dated this 3rd day of November, 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 November 03, 2008, with sufficient first-class postage to the following:

DBSI TIEGS 979 LLC

Represented by:
DYLAN B LAWRENCE
101 S CAPITOL BLVD 10TH FLOOR
PO BOX 829
BOISE, ID 83701-0829

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

BYRON TLUCEK

JERRY L TLUCEK

KEVIN TLUCEK

MARY LOU TLUCEK

PIONEER IRRIGATION DISTRICT

REBEKAH TLUCEK

REBEKAH TLUCEK, KEVEN TLUCEK

SHELLEY TLUCEK

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

PIONEER IRRIGATION DISTRICT

PO BOX 426

CALDWELL, ID 83605

Phone: 208-459-3617

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

DBSI TIEGS 979 LLC

11550 S TECH LN

MERIDIAN, ID 83642

Phone: 208-466-7053

DBSI TIEGS 979 LLC

1550 S TECH LN

MERIDIAN, ID 83642