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DEPARTMENT OF
WATER RESOURCES

Names of Party Serving Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

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ISB# 6697

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

	)	Subcase Number: 63-31973 and 63-30978
	)	
In Re SRBA	)	UNITED STATES' AMENDED
	)	UNOPPOSED MOTION FOR
Case No. 39576	)	ENLARGEMENT OF TIME
	)	
	)	
	)	

The United States moves for an enlargement of time as to the remaining deadlines set by the Court in its Summary Judgment Scheduling Order dated October 20, 2008. The following grounds are presented in support of this motion:

1. The Court issued its Summary Judgment Scheduling Order dated October 20, 2008, which includes a discovery deadline of June 22, 2009.

2. The State has issued subpoenas for depositions on June 12 and June 19. Undersigned counsel is not available on those days due to previously-scheduled legal commitments in other SRBA subcases, including deposition preparation and field investigations.

3. In addition, undersigned counsel has been delayed in completing preparations on these cases and other commitments due to his recent unscheduled surgery and resulting time away from work.

4. The United States, therefore, requests a three-month enlargement of all future deadlines included in the Court's Summary Judgment Scheduling Order, as follows:

Discovery served and responses completed – September 22, 2009.

Deadline for Motions for Summary Judgment – October 26, 2009.

Summary Judgment Response Briefs Due – November 24, 2009.

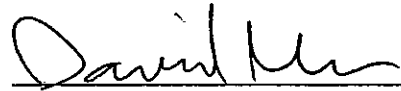
Summary Judgment Reply Briefs Due – December 24, 2009.

5. Summary Judgment Hearing will be held on February 23, 2010, at 10:00 a.m. at the SRBA Courthouse in Twin Falls, Idaho. Attendance at this hearing may be either in person or via video or phone conference.

6. Counsel for the State has informed undersigned counsel that the State does not oppose this motion.

DATED this 9 day of June, 2009.

UNITED STATES OF AMERICA

A handwritten signature in dark ink, appearing to read "David L. Negri", is written over a horizontal line.

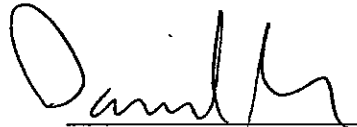
David L. Negri
U.S. Department of Justice
Attorney for the United States

CERTIFICATE OF SERVICE

I certify that on June 9, 2009, I served by US mail, postage-prepaid, a true and correct copy of the foregoing UNITED STATES' AMENDED UNOPPOSED MOTION FOR ENLARGEMENT OF TIME upon the following:

Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098



David L. Negri

In Re SRBA
Case No. 39576

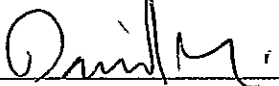
) Subcase Number: 63-31973 and 63-30978
)
) **AMENDED SUMMARY JUDGMENT**
) **SCHEDULING ORDER**
)
)

September 22, 2009	5:00 PM	Discovery Served and Responses Completed. Deadline for completion of all discovery, meaning that all discovery is served and responses are complete, including the taking of depositions of lay and expert witnesses, all interrogatories, requests for production/inspection and admissions. Motions to compel should be filed accordingly so as to accommodate this deadline.
October 26, 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.
November 24, 2009	5:00 PM	Summary Judgment Response Briefs Due. Any responsive briefing and affidavits shall be filed by this deadline.
December 24, 2009	5:00 PM	Summary Judgment Reply Briefs Due. Any reply briefing and affidavits shall be filed by this deadline.
February 23, 2009	10:00 AM	Hearing on Motion for Summary Judgment. SRBA Courthouse, 253 3rd Avenue North, Twin Falls, Idaho. Parties may attend via video conferencing or phone conferencing by calling 1-2225-383-1099, participant code 675342.

Dated: _____

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

Submitted:



David Negri
Counsel for the United States

CERTIFICATE OF SERVICE

I certify that on _____, 2009, I served by US mail, postage-prepaid, a true and correct copy of the foregoing AMENDED SUMMARY JUDGMENT SCHEDULING ORDER upon the following:

U.S. Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

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Deputy Clerk