

Attorneys for Sinclair Oil Corporation d/b/a Sun
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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.	37-02502	37-02618
37-07663	37-07758	37-07800
37-00114C	37-07609	37-02576
37-02656	37-02681	37-07391
37-07645	37-07856	37-08003
37-08196	37-02629	37-02658
37-07584	37-07651	37-0115D
37-02561	37-02582	37-02682
37-04114	37-00111	37-00112
37-00116	37-00475	37-00477

SINCLAIR AND NEWFOUNDLAND'S EX
PARTE MOTION FOR EXPEDITED HEARING

COME NOW Sinclair Oil Corporation d/b/a Sun Valley Company and
Newfoundland Partners, LP ("Objectors") by and through undersigned counsel of record, and

hereby move this Court for an order allowing Objectors to be heard on their Motions to Compel less than fourteen (14) days after filing the notice of hearing, as set forth in I.R.C.P. 7(b)(3)(A).

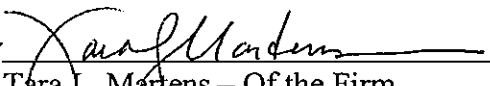
The Claimant has been aware that the above-referenced Motion to Compel was forthcoming and is aware of the Objectors' positions due to the Objectors' extensive attempts to meet and confer. Furthermore, should the Court compel the Claimant to provide dates for inspection of the Claimant's irrigation system, the end of the 2009 irrigation season is near and time is of the essence. In light of a recently vacated hearing formerly scheduled in this Court on September 23, 2009, the Objectors request that the Court allow them to fill this vacancy in the Court's schedule and be heard on their Motions to Compel in the above-referenced subcases. The Claimant will not suffer any prejudice as a result of having this motion heard less than fourteen (14) days subsequent to its filing

PRAYER FOR RELIEF

WHEREFORE, the Objectors respectfully request that the Court allow the above-mentioned motions to be heard telephonically on Wednesday, September 23, 2009, at 2:00 p.m., and for further and additional relief as the Court deems appropriate.

DATED this 10th day of September, 2009.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By 
Tara L. Martens – Of the Firm
Attorneys for Sinclair Oil Corporation
d/b/a Sun Valley Company and
Newfoundland Partners LP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September, 2009, I caused a true and correct copy of the foregoing SINCLAIR AND NEWFOUNDLAND'S EX PARTE MOTION FOR EXPEDITED HEARING to be served by the method indicated below, and addressed to the following:

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