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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	)	Subcase Nos: 01-00217; 01-00218,
	)	01-04024, and 01-04025 (Minidoka
Case No. 39576	)	Power Rights)
	)	
	)	MOTION FOR EXPEDITED HEARING
_____	)	

COMES NOW the United States, by and its counsel of record and hereby moves the Court for an order expediting the hearing on the United States' *Motion for Protective Order* so that it may be heard at the Status Conference scheduled on October 6, 2009 at 11:00 AM.

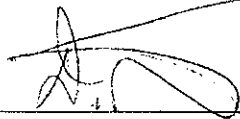
The grounds for this motion are as follows:

1. Pursuant to the 2nd *Amended Trial Schedule*, briefs in response to the State and United States' pending motions for summary judgment were due on September 25, 2009.

2. On September 23, 2009, the Court issued an order staying the response brief deadline pending an October 6, 2009 status conference.
3. The United States has been served with a Notice of Taking Deposition which seeks to depose a Bureau of Reclamation official on October 23, 2009.
4. The State has filed a Motion for Protective Order and requested that it be heard at the October 6, 2009 status conference.
5. The interests of justice and judicial economy are best served by the Court's consideration of the United States' motions at the time of the status conference

Order argument is requested on this matter.

RESPECTFULLY SUBMITTED, this 7th day of October, 2009.



David W. Gehlert

CERTIFICATE OF SERVICE

I certify that on October 2, 2009, I served true and correct copies of the foregoing MOTION FOR EXPEDITED HEARING as follows:

via Facsimile and FedEx mail:

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A handwritten signature in black ink, appearing to read "D. Gehlert", is written over a horizontal line.

David W. Gehlert