

In the Supreme Court of the State of Idaho

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

APR 20 2012

By _____

REMITTITUR _____

Clerk
Deputy Clerk

IN RE SRBA CASE NO. 39576, SUBCASE)
NO. 29-00271, ET AL.)

-----)
CITY OF POCATELLO,)

Petitioner-Appellant,)

v.)

STATE OF IDAHO,)

Respondent.)

Supreme Court Docket No. 37723
Twin Falls County Court No. 29-
271 (SRBA)

TO: FIFTH JUDICIAL DISTRICT, COUNTY OF TWIN FALLS.

The Court having announced its Opinion in this cause January 5, 2012, which was withdrawn March 22, 2012, and the Court have denied the Appellant's Petition for Rehearing on March 23, 2012, and having announced its Substitute Opinion on March 22, 2012; therefore,

IT IS HEREBY ORDERED that the District Court shall forthwith comply with the directive of the Substitute Opinion, if any action is required.

IT IS FURTHER ORDERED that inasmuch as no memorandum of costs was filed, Respondent's award of costs on appeal are hereby waived, pursuant to I.A.R. 40(c).

DATED this 13th day of April, 2012.

Stephen Kagan

Clerk of the Supreme Court
STATE OF IDAHO

cc: Counsel of Record
District Court Clerk
District Judge
Publisher(s)