

JUL 22 2022

DEPARTMENT OF
WATER RESOURCES

Michael P. Lawrence (ISB # 7288)
 Lars E. Lundberg (ISB # 9993)
 GIVENS PURSLEY LLP
 601 West Bannock Street
 Post Office Box 2720
 Boise, Idaho 83701-2720
 Telephone: 208-388-1200
 Facsimile: 208-388-1300
mpl@givenspursley.com
lel@givenspursley.com
*Attorneys for Claimants-Objectors Becky
 Nelson and Susan Martell*

Norman M. Semanko (ISB # 4761)
 PARSONS BEHLE & LATIMER
 800 West Main Street, Suite 1300
 Boise, Idaho 83702
 Telephone: 208-562-4900
 Facsimile: 208-562-4901
NSemanko@parsonsbehle.com
ecf@parsonsbehle.com
*Attorneys Claimants-Respondents Estate of
 Kathryn Spackman, Daniel Barkley, and
 Melissa Stocking*

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

In Re CSRBA	)	Subcase No(s): 95-02138, 95-13699,
	)	95-14511, and 95-17232
Case No. 49576	)	
	)	JOINT PROPOSED
	)	SCHEDULING ORDER
	)	

I. Background

On April 23, 2021, the parties filed a *Joint Proposed Scheduling Order*. On May 3, 2021, this Court issued a *Scheduling Order*, which incorporated the dates set forth in the parties' *Joint Proposed Scheduling Order*.

The parties initiated discovery in July and August, 2021, by serving written discovery requests and noticing several depositions. Also in August, 2021, Spackman, Barkley, and Stocking ("Claimants-Respondents") filed a Motion for Summary Judgment and related documents. On August 18, 2021 — before any parties responded to discovery requests and before Nelson and Martell ("Objectors") filed an opposition to Claimants-Respondents' Motion for Summary Judgment — the parties filed a *Joint Motion for Stay*, which sought a stay and a vacation of all deadlines set forth in the prior *Scheduling Order*. On August 18, 2021, the Court

granted the parties' *Joint Motion for Stay* by issuing an *Order Granting Joint Motion for Stay*.

That stay is currently in effect.

On June 28, 2022, this Court held a status conference, at which the parties and Special Master Booth discussed the lifting of the stay and the issuance of a new scheduling order.

Pursuant to Special Master Booth's comments at the June 28, 2022 status conference, the undersigned counsel conferred, and they hereby submit the following joint proposed schedule for lifting of the stay and the litigation of the above-captioned subcases.

II. Proposed Scheduling Order Upon Lifting the Stay

Proposed Dates	Event
Thursday, July 21, 2022	Status Conference
Thursday, July 28, 2022	Deadline for the parties to serve limited discovery requests. The limited discovery requests must relate to the issue of whether the parties reached an enforceable settlement agreement.
Thursday, August 11, 2022	Deadline for all parties to respond to: (1) the previously served written discovery requests; and (2) any limited discovery requests served by July 28, 2022.
Thursday, August 11, 2022	Deadline to re-serve / re-notice depositions noticed before the August 18, 2021 stay, with updated deposition dates.
Thursday, August 18, 2022	Deadline for Objectors to serve/file Motion to Enforce Settlement Agreement.
Thursday, August 25, 2022	Deadline to complete depositions noticed before the August 18, 2021 stay re-served / re-noticed by August 11, 2022 (as stated above).
Thursday, September 1, 2022	Deadline for Objectors to respond to Claimants-Respondents' previously-filed Motion for Summary Judgment; and deadline for Claimants-Respondents to respond to Objectors' Motion to Enforce Settlement Agreement.

Thursday, September 8, 2022	Deadline for Objectors to reply to response to Motion to Enforce Settlement Agreement; and deadline for Claimants-Respondents to reply to response to Motion for Summary Judgment.
Thursday, September 15, 2022	Hearing on Motion for Summary Judgment and Motion to Enforce Settlement Agreement.
Tuesday, October 11, 2022	Exchange witness and exhibit lists, together with copies of exhibits.
Tuesday, October 18, 2022	Pre-trial conference.
Wednesday, October 26, 2022	Trial (in Coeur d'Alene, if in-person is allowed).
Thursday, October 27, 2022	Continued Trial (in Coeur d'Alene, if in-person is allowed).

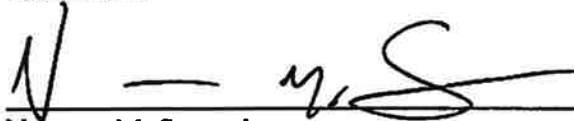
Respectfully submitted this 19th day of July, 2022.

GIVENS PURSLEY LLP



Michael P. Lawrence
Attorneys for Objectors Becky Nelson and Susan Martell

PARSONS BEHLE & LATIMER



Norman M. Semanko
Attorneys Claimants Estate of Kathryn Spackman, Daniel Barkley, and Melissa Stocking

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of July, 2022, a true and correct copy of the foregoing was served to the following by the method indicated below:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin
Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707
Fax: 208-736-2121

FILED

☐
☐
☐
☒

U.S. Mail, postage prepaid
Express Mail
Hand Delivery
Facsimile

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

SERVED

☒
☐
☐
☐

U.S. Mail, postage prepaid
Express Mail
Hand Delivery
Facsimile

Norman M. Semanko
Parsons, Behle, & Latimer
800 West Main Street, Suite 1300
Boise, ID 93702
Email: NSemanko@parsonsbehle.com
Attorney for Claimants-Respondents

☒
☐
☐
☐
☒

U.S. Mail, postage prepaid
Express Mail
Hand Delivery
Facsimile
Email



Michael P. Lawrence