

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF LICENSE  
NO. 37-07842 IN THE NAME OF THE  
IDAHO WATER RESOURCE BOARD

Docket No. P-DR-2017-002

**ORDER AUTHORIZING  
DISCOVERY AND ADOPTING  
DEADLINES; NOTICE OF  
HEARING**

**BACKGROUND**

On January 30, 2018, William Arkoosh, the Estate of Vernon Ravenscroft, Koyle Hydro, Inc., Koosh, Inc., and Shorock Hydro ("Petitioners"), filed a motion requesting the Director ("Director") of the Idaho Department of Water Resources ("Department") issue an order authorizing discovery in the above-captioned matter pursuant to the Department's Rule of Procedure 521 (IDAPA 37.01.01.521).

On February 22, 2018, the Petitioners and the Idaho Water Resource Board filed a *Joint Stipulation Regarding Discovery Schedule and Motion to Vacate Status Conference* ("Joint Stipulation").

On February 23, 2018, the Director held a continued prehearing conference. All parties were present, either in person or by telephone. Based upon discussions at the continued prehearing conference and the Joint Stipulation, the Director will authorize discovery, adopt deadlines, and notify the parties of a hearing date and location as set forth below.

**ORDER**

IT IS HEREBY ORDERED that the parties are authorized to conduct and engage in discovery. *See* IDAPA 37.01.01.521.

IT IS FURTHER ORDERED that the following schedule is ADOPTED:

|                       |                                                                                                                        |
|-----------------------|------------------------------------------------------------------------------------------------------------------------|
| <b>April 18, 2018</b> | Deadline for parties to submit discovery requests to each other.                                                       |
| <b>May 21, 2018</b>   | Deadline for parties to submit expert reports.                                                                         |
| <b>June 6, 2018</b>   | Deadline for parties to submit rebuttal expert reports.                                                                |
| <b>June 22, 2018</b>  | Deadline for completion of discovery, including the taking of depositions.<br>Deadline for filing pre-hearing motions. |

**ORDER AUTHORIZING DISCOVERY AND ADOPTING DEADLINES; NOTICE OF  
HEARING – Page 1**

**July 6, 2018**

Deadline to file Exhibit and Witness Lists. Three copies of each exhibit must be physically received by the Director by this deadline.

### **NOTICE OF HEARING**

NOTICE IS HEREBY GIVEN that the Director will hold a hearing in this matter on **July 19, 2018, beginning at 9:00 a.m., and continuing through July 20, 2018, as necessary, at the Lincoln County Community Center located at 201 South Beverly Street, Shoshone, Idaho 83352.**

The hearing will be held in accordance with provisions of Chapter 2 and 17, Title 42 and 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department, IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department upon request or at <https://adminrules.idaho.gov/rules/current/37/0101.pdf>.

The hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the prehearing conference, please contact Kimi White at (208) 287-4815, no later than five (5) days prior to the conference.

DATED this 7<sup>th</sup> day of March 2018.



GARY SPACKMAN  
Director

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1<sup>st</sup> day of March 2018, I served a true and correct copy of the foregoing document on the following by the method(s) indicated.

JOSEPH F JAMES  
BROWN & JAMES  
125 FIFTH AVENUE WEST  
GOODING ID 83330  
[joe@brownjameslaw.com](mailto:joe@brownjameslaw.com)  
[dana@brownjameslaw.com](mailto:dana@brownjameslaw.com)

- ☒ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Overnight Mail
- ☐ Facsimile
- ☒ Email

ANN Y VONDE  
DEPUTY ATTORNEY GENERAL  
IDAHO WATER RESOURCE BOARD  
STATE OF IDAHO  
PO BOX 83720  
BOISE ID 83720-0010  
[ann.vonde@ag.idaho.gov](mailto:ann.vonde@ag.idaho.gov)

- ☒ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Overnight Mail
- ☐ Facsimile
- ☒ Email

BRIAN PATTON  
IDAHO WATER RESOURCE BOARD  
322 EAST FRONT STREET  
PO BOX 83720  
BOISE ID 83720-0098  
[brian.patton@idwr.idaho.gov](mailto:brian.patton@idwr.idaho.gov)

- ☐ U.S. Mail, postage prepaid
- ☒ Hand Delivery
- ☐ Overnight Mail
- ☐ Facsimile
- ☒ Email

KEVIN LAKEY  
WATER DISTRICT #37  
107 W 1<sup>ST</sup>  
SHOSHONE ID 83352  
[watermanager@cablone.net](mailto:watermanager@cablone.net)

- ☒ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Overnight Mail
- ☐ Facsimile
- ☒ Email



Kimi White