**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**OF THE STATE OF IDAHO**

| | |
|---|---|
| **IN THE MATTER OF INTEGRATED MUNICIPAL APPLICATON PACKAGE ("IMAP") OF SUEZ WATER IDAHO, INC. FOR APPLICATIONS FOR TRANSFERS OF WATER RIGHTS AND APPLICATIONS FOR AMENDMENT OF PERMITS** | **ORDER AUTHORIZING DISCOVERY; SCHEDULING ORDER; NOTICE OF HEARING** |

## BACKGROUND

On November 9, 2017, the hearing officer held a status conference in this matter. All parties or their representatives were present either in person or by telephone. Based upon discussion at the status conference, the hearing officer will authorize discovery and adopt a schedule 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:

| | |
|---|---|
| **February 16, 2018** | Deadline for parties to submit a list of expert witnesses they intend to rely upon at the hearing, including the expert's name, address, and phone number. |
| **February 16, 2018** | Deadline for parties to submit expert reports. |
| **March 16, 2018** | Deadline for parties to file dispositive motions. |
| **March 30, 2018** | Deadline for parties to propound discovery. Answers to discovery are due within 30 days of the service date of the request. |

**May 15, 2018** Deadline for parties to submit rebuttal expert reports.

**May 15, 2018** Deadline for parties to submit list of lay witnesses they intend to call to testify at the hearing, including the witness's name, address, and phone number.

**May 15, 2018** Deadline for parties to submit copies of exhibits they intend to rely upon at the hearing. Please provide three copies of the proposed exhibits to the hearing officer. One of these three copies will be placed on the witness stand, so there is no need to bring extra copies of exhibits for the witnesses. Please provide an electronic copy of the proposed exhibits, if possible. Consistent with the 9/11/17 Order, proposed exhibits for the hearing officer should be submitted to the Department's State Office in Boise.

## NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the hearing officer will hold a hearing in this matter on **May 29, 2018, beginning at 9:00 a.m., and continuing through May 31, 2018, as necessary**, at the Idaho Department of Water Resources' State Office located at 322 East Front Street, Boise, Idaho, 83720-0098, in conference rooms B,C, and D,

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 15th day of November 2017.

JAMES CEFALO
Hearing Officer

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of November 2017, I served a true and correct copy of the foregoing document on the following by the method(s) indicated below:

| | |
|---|---|
| Christopher H. Meyer<br>Michael P. Lawrence<br>Givens Pursley, LLP<br>P.O. Box 2720<br>Boise, Idaho 83701-2720<br>Facsimile: (208) 388-1300<br>chrismeyer@givenspursley.com<br>mpl@givenspursley.com<br><br>*For Suez Water Idaho, Inc., Applicants* | ☒ U.S. Mail, postage prepaid<br>☐ Hand Delivery<br>☐ Overnight Mail<br>☐ Facsimile<br>☒ Email |
| Steven L. Burgos<br>Director, Public Works Department<br>City of Boise<br>150 N. Capitol Blvd., City Hall #1<br>P.O. Box 500<br>Boise, Idaho 83701-0500<br>sburgos@cityofboise.org<br><br>*For the City of Boise, Intervenor in Support* | ☒ U.S. Mail, postage prepaid<br>☐ Hand Delivery<br>☐ Overnight Mail<br>☐ Facsimile<br>☒ Email |
| Abigail Germaine<br>City of Boise<br>P.O. Box 500<br>Boise, Idaho 83701-0500<br>Facsimile: (208) 384-4454<br>agermaine@cityofboise.org<br><br>*For the City of Boise, Intervenor in Support* | ☒ U.S. Mail, postage prepaid<br>☐ Hand Delivery<br>☐ Overnight Mail<br>☐ Facsimile<br>☒ Email |
| Chris M. Bromley<br>McHugh Bromley, PLLC<br>380 S. 4th Street, Ste. 103<br>Boise, Idaho 83702<br>cbromley@mchughbromley.com<br><br>*For the City of Boise, Intervenor in Support* | ☒ U.S. Mail, postage prepaid<br>☐ Hand Delivery<br>☐ Overnight Mail<br>☐ Facsimile<br>☒ Email |

Warren Stewart, P.E.
City Engineer, Pubic Works Dept.
City of Meridian
33 E. Broadway Ave., Ste. 200
Meridian, Idaho 83642
Facsimile: (208) 898-0551
wstewart@meridiancity.org

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

*For the City of Meridian, Intervenor in Support*

Kyle Radek, P.E.
Assistant City Engineer, Engineering Division
City of Meridian
33 E. Broadway Ave., Ste. 200
Meridian, Idaho 83642
Facsimile: (208) 898-9551
kradek@meridiancity.org

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

*For the City of Meridian, Intervenor in Support*

Charles L. Honsinger
Honsinger Law, PLLC
P.O. Box 517
Boise, Idaho 83701
Facsimile: (208) 908-8065
honsingerlaw@gmail.com

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

*For the City of Meridian, Intervenor in Support*

Brent Orton, P.E., MSC
Public Works Director, City Engineer
City of Caldwell
621 East Cleveland Blvd.
Caldwell, Idaho 83605
Facsimile: (208) 455-3012
borton@cityofcaldwell.org

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

*For the City of Caldwell, Intervenor in Support*

Christopher E. Yorgason
Middleton City Attorney
Yorgason Law Offices, PLLC
6200 N. Meeker Pl.
Boise, Idaho 83713
Facsimile: (208) 375-3271
chris@yorgasonlaw.com

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

*For the City of Middleton, Protestant*

Cherese D. McLain
Moore, Smith, Buxton & Turcke, Chtd.
950 W. Bannock St., Ste. 520
Boise, Idaho 83702
Facsimile: (208) 331-1202
cdm@msbtlaw.com

*For the Star Water & Sewer District, Protestant and for the City of Eagle, Interested Party*

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

S. Bryce Farris
Andrew J. Waldera
Sawtooth Law Offices, PLLC
1101 W. River St., Ste. 110
P.O. Box 7985
Boise, Idaho 83707
Facsimile: (208) 629-7559
bryce@sawtoothlaw.com
andy@sawtoothlaw.com

*For Nampa & Meridian Irrigation District and Settlers Irrigation District, Protestants*

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

Albert P. Barker
Shelley M. Davis
Barker, Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102
P.O. Box 2139
Boise, Idaho 83701-2139
Facsimile: (208) 344-6034
apb@idahowaters.com
smd@idahowaters.com

*For Boise Project Board of Control, Big Bend Irrigation District, Boise-Kuna Irrigation District, and Wilder Irrigation District, Protestants*

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

Richard T. Roats
City Attorney
City of Kuna
P.O. Box 13
Kuna, Idaho 83634
Facsimile: n/a
rroates@kunaID.gov

*For the City of Kuna, Interested Party*

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

Kimi White