

Cox, Sharla

From: Cefalo, James
Sent: Tuesday, April 26, 2011 9:25 AM
To: Jim Speck; 'Rob Harris'
Cc: Cox, Sharla; 'Nathan D. Carpenter'; 'Tom Wood'
Subject: RE: RE: Carpenter/Telford Transfer Protest

That change is okay. I will include it in the notice rescheduling the hearing.

-----Original Message-----

From: Jim Speck [mailto:jim@speckandaanestad.com]
Sent: Tuesday, April 26, 2011 9:18 AM
To: 'Rob Harris'; Cefalo, James
Cc: Cox, Sharla; 'Nathan D. Carpenter'; 'Tom Wood'
Subject: RE: RE: Carpenter/Telford Transfer Protest

Rob & James,

I would also like to extend the deadline for exchanging exhibits and witness lists to May 12, which is 2 weeks before the hearing. I know Rob has agreed to this. James, please confirm this is acceptable to you. Thank you.

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jim@speckandaanestad.com

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-----Original Message-----

From: Cefalo, James
Sent: Tuesday, April 26, 2011 8:17 AM
To: Rob Harris; Jim Speck
Cc: Cox, Sharla

Gentlemen,

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James Cefalo

-----Original Message-----

From: Rob Harris [mailto:rharris@holdenlegal.com]

Sent: Monday, April 25, 2011 9:45 PM

To: Jim Speck

Cc: Cefalo, James

Subject: RE: Carpenter/Telford Transfer Protest

Jim:

Thanks for your email and voicemail. I had heard from IDWR as well on the May 12th date, and hoped that would work. However, I very much understand the problem you are in with an SRBA trial that, even though it may settle, is scheduled. Settlements can fall through, and this would leave you in a difficult position.

I have visited with my client and consultant, and between the schedules of all of us, the only dates that work for us would be May 26-27. I recognize that we have the settlement conference on the other matter involving the SRBA matter, but wondered if May 23rd would work better for that settlement conference (based upon IDWR's email). If so, let's make the 26th and 27th work.

Also, I have no problem moving the witness/exhibit list deadline to simply two weeks before the hearing date. This means that if the hearing is set for the 26th-27th, the witness and exhibit list would be due on May 12th.

I am copying the hearing officer, James Cefalo, with this email to see if he is available on the 26th and 27th.

Lastly, the only other party to this case is Kirby Jensen, but I understand he no longer farms, and should not have a problem with the changed date. However, you may want to visit with your clients (who know him) to make sure he would be OK with the changed date.

My client does not want to move the date any further into June simply because he needs a decision on this matter soon so he can plan his farming operations accordingly. I hope the above dates work. You indicated in your voicemail that most of May was free, so I am hopeful this works.

Thanks,

Robert L. Harris
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1000 Riverwalk Drive, Suite 200
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Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
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E-Mail: rharris@holdenlegal.com

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-----Original Message-----

From: Jim Speck [mailto:jim@speckandaanestad.com]

Sent: Monday, April 25, 2011 5:44 PM

To: Rob Harris

Cc: 'Nathan D. Carpenter'; 'Tom Wood'

Subject: Re: Carpenter/Telford Transfer Protest

Rob,

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