BEFORE THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO

| IN THE MATTER OF THE |) | |
|----------------------------|---|------------------|
| ALLOCATION OF STORED WATER |) | |
| TO THE CITY OF POCATELLO |) | SCHEDULING ORDER |
| BY WATER DISTRICT 01 |) | |

On April 25, 2024, the City of Pocatello ("Pocatello") filed a *Petition Requesting a Hearing on WD01's 2023 Storage Report* ("Hearing Request"), pursuant to Idaho Code § 42-1701A(3). Consistent with Idaho Code § 42-1701A, Pocatello's Hearing Request creates a contested case before the Department, governed by the Department's Rules of Procedure (IDAPA 37.01.01).

On August 7, 2024, Burley Irrigation District, Fremont-Madison Irrigation District, and Idaho Irrigation District (collectively "Districts") filed *Spaceholders' Combined Motion to Intervene & Memorandum in Support of the Motion to Intervene* ("Districts' Petition"). The presiding officer for the Department granted the Districts' Petition on October 10, 2024.

On October 7, 2024, the Cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell (collectively "Coalition of Cities") filed *Coalition of Cities' Motion to Intervene and Memorandum in Support* ("Coalition's Petition"). The presiding officer granted the Coalition's Petition on November 22, 2024.

The Department conducted a prehearing conference on December 9, 2024. During the conference, the parties asked the presiding officer to set deadlines for filing dispositive motions. The hearing officer agrees that setting dispositive motion deadlines is an appropriate step in this contested case.

SCHEDULING ORDER

- 1. Dispositive motions must be filed on or before February 18, 2025.
- 2. Consistent with Rule 220.02.f of the Department's Rules of Procedure (IDAPA 37.01.01), a presiding officer may adjust the standard response and reply deadlines established by rule.
- 3. Response briefs to dispositive motions must be filed on or before March 28, 2025.
- 4. Reply briefs for dispositive motions must be filed on or before April 18, 2025.

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5. If the presiding officer determines that oral arguments would assist in understanding the arguments in support of or against a dispositive motion, the oral arguments will be held on May 1, 2025, at 9:00 am. The presiding officer will send additional information about the oral arguments to the parties, if oral arguments are needed.

Dated this 16th day of December, 2024.

James Cefalo

Presiding Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day of December 2024, true and correct copies of the documents described below were served by the method indicated upon the following:

Documents Served: Scheduling Order

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