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MAR 07 2025
DEPARTMENT OF
WATER RESOURCES

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Counsel for the United States of America

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

In Re SRBA	)	Subcase No.: 29-14388 <i>et. al.</i>
	)	See Exhibit A
	)	
Case No. 39576	)	JOINT MOTION TO AMEND TRIAL
	)	SCHEDULING ORDER
	)	
	)	
	)	

SCANNED
MAR 07 2025

On November 4, 2024, the Court issued a Trial Scheduling Order for the above-captioned motion. In advance of a status conference scheduled for March 4, 2025, the Parties hereby respectfully move to amend the Trial Scheduling Order as follows:

Depositions Completed	04/11/2025
Dispositive Motions Due	06/13/2025
Responses to Dispositive Motions Due	07/03/2025
Replies to Dispositive Motions Due	07/25/2025
Hearing on Dispositive Motions (Zoom)	08/08/2025
Exchange and File Final Pre-Trial Exhibit and Witness Lists	09/01/2025
Final Pre-Trial Conference (Zoom)	09/08/2025
Pre-Trial Briefs Due	09/08/2025
Trial (Twin Falls, ID)	September 16-19

As good cause for this request, the Parties note the following:

First, the Parties have worked in good faith to schedule depositions within the original scheduling window. The parties had tentatively agreed to conduct depositions in Boise next week, however, Claimants Travis and Heather Williams are unexpectedly required to be out of state during the agreed-upon dates. Further, the Parties intend to depose a representative of the Idaho Department of Water Resources (“IDWR”), Craig Saxton, and have coordinated with IDWR counsel; however, IDWR counsel and Mr. Saxton were unavailable within the previously scheduled window.

Second, due to a recent Executive Order,¹ U.S. Department of Justice counsel are currently only authorized to utilize government funds for court appearances. Undersigned

¹ See <https://www.whitehouse.gov/presidential-actions/2025/02/implementing-the-presidents-department-of-government-efficiency-cost-efficiency-initiative/>

counsel anticipates receiving further guidance in the near future, which may convey authorization to utilize government funds for travel to depositions and other litigation-related expenses such as hiring court reporters. However, an extended schedule will allow more time for DOJ management to provide guidance on new processes in accordance with the Executive Order. The Parties tentatively expect to hold depositions the week of April 1.

Undersigned counsel has conferred with counsel for IDWR, who indicated that the proposed dates are acceptable.

For the good cause described above, the parties respectfully request that the Court grant this motion and enter this schedule for further proceedings.

DATED this 3rd day of March, 2025.

Respectfully submitted,

LISA LYNNE RUSSELL
DEPUTY ASSISTANT ATTORNEY GENERAL

/s/ Mark J. Widerschein

Mark J. Widerschein
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/s/ Jared Fluckiger (by MJW w/ permission)

Jared Fluckiger
PO Box 1391
Pocatello, ID 83204
208-232-6101
Counsel for Williams

CERTIFICATE OF SERVICE

I certify that on this 4th day of March, 2025, I served a true and correct copy of the foregoing **JOINT MOTION FOR TRIAL SCHEDULING ORDER** as indicated below:

Original via Fax

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

Copy via U.S. Mail:

Jared Fluckiger
PO Box 1391
Pocatello, ID 83204
208-232-6101
Counsel for Williams

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

A handwritten signature in black ink, appearing to read "Matthew H. Smith". The signature is stylized with a large, looped initial "M" and a cursive "H".

EXHIBIT A

Subcase Nos:

Basin 29

29-14388

29-14389

29-14390

29-14391

29-14392

29-14393

29-14394 \

29-14395

29-14396

29-14397

Basin 61

61-12467

61-12468

61-12469

61-12470