

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

**IN THE MATTER OF DISTRIBUTION OF)
WATER TO WATER RIGHT NOS. 36-02551) CM-DC-2011-004
AND 36-07694)
(RANGEN, INC.)) SCHEDULING ORDER
_____)**

On June 5, 2012, the parties in this matter submitted their *Stipulated Schedule and Request for Order* in the above-entitled matter. The Director adopts the proposed schedule of the parties. Pursuant to Department Rule of Procedure 521, the Director also authorizes the commencement of discovery. The schedule is as follows:

- 6/8/12 – Discovery opens
- 10/3/12 – Opening expert reports due. Data and modeling files used or relied upon in all opinions shall be provided in conventionally accessible and readable electronic form, suitably named and indexed to facilitate their review. These files shall include all model input and output data, source and executable codes for all models and utilities, and configuration or settings files for models and utilities.
- 10/31/12 – Dispositive Motions deadline
- 11/14/12 – Response to Dispositive Motions, if any
- 11/21/12 – Rebuttal expert reports. Data and modeling files used or relied upon in all opinions shall be provided in conventionally accessible and readable electronic form, suitably named and indexed to facilitate their review. These files shall include all model input and output data, source and executable codes for all models and utilities, and configuration or settings files for models and utilities.
- 11/26 to 11/30/12 – Dates for expert depositions
- 12/4/12 – Hearing on Dispositive Motions, if any
- 12/14/12 – Staff memo due. Data and modeling files used or relied upon in all opinions shall be provided in conventionally accessible and readable electronic form, suitably named and indexed to facilitate their review. These files shall include all model input


and output data, source and executable codes for all models and utilities, and configuration or settings files for models and utilities.

- 1/2/13 – 1/4/13 – IDWR Staff depositions¹
- 1/11/13 – Witness and exhibit lists exchanged
- 1/18/13 – Responses to staff memo due
- 1/21/13 – Pre-hearing conference and pre-hearing briefs due
- 1/28/13 – Hearing begins

ORDER

Based upon the foregoing, IT IS HEREBY ORDERED that the above schedule is ADOPTED.

Dated this 12th day of June, 2011.


GARY SPACKMAN
Interim Director

¹ Jennifer Sukow will not be available for depositions on January 3, 2013.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of June, 2012, the above and foregoing document was served on the following by providing a copy of the SCHEDULING ORDER in the manner selected:

J. JUSTIN MAY
MAY BROWNING
1419 W WASHINGTON
BOISE, IDAHO 8/3702
jmay@maybrowning.com

(x) U.S. Mail, Postage Prepaid
() Facsimile
(x) E-mail

ROBYN BRODY
BRODY LAW OFFICE
PO BOX 554
RUPERT, IDAHO 83350
robynbrody@hotmail.com

(x) U.S. Mail, Postage Prepaid
() Facsimile
(x) E-mail

FRITZ HAEMMERLE
HAEMMERLE HAEMMERLE
PO BOX 1800
HAILEY, IDAHO 83333
fxh@haemlaw.com

(x) U.S. Mail, Postage Prepaid
() Facsimile
(x) E-mail

RANDY BUDGE
CANDICE MCHUGH
RACINE OLSON
PO BOX 1391
POCATELLO ID 83204-1391
rcb@racinelaw.net
cmm@racinelaw.net

(x) U.S. Mail, Postage Prepaid
() Facsimile
(x) E-mail

SARAH KLAHN
MITRA PEMBERTON
WHITE & JANKOWSKI
511 16TH ST STE 500
DENVER CO 80202
sarahk@white-jankowski.com
mitrap@white-jankowski.com

(x) U.S. Mail, Postage Prepaid
() Facsimile
(x) E-mail



Deborah J. Gibson
Assistant to the Director
Idaho Department of Water Resources