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Attorneys for Petitioner-Appellant A&B Irrigation District

IN THE SUPREME COURT OF THE STATE OF IDAHO

IN THE MATTER OF THE PETITION FOR)	
DELIVERY CALL OF A&B IRRIGATION)	Idaho Supreme Court No. 41069
DISTRICT FOR THE DELIVERY OF)	
GROUND WATER AND FOR THE)	
CREATION OF A GROUND WATER)	
MANAGEMENT AREA)	APPELLANT'S MOTION TO
_____)	EXPEDITE ORAL ARGUMENT
A&B IRRIGATION DISTRICT,)	
)	CERTIFICATE OF
Petitioner-Appellant,)	UNCONTESTED MOTION
)	
vs.)	
)	
THE IDAHO DEPARTMENT OF WATER)	
RESOURCES and GARY SPACKMAN in his)	
official capacity as Director of the Idaho)	
Department of Water Resources,)	
)	
Respondents,)	
)	
and)	
)	
THE IDAHO GROUND WATER)	
APPROPRIATORS, INC. and THE CITY OF)	
POCATELLO,)	
)	
Intervenor-Respondents.)	
_____)	

COMES NOW, Petitioner-Appellant A&B IRRIGATION DISTRICT (“A&B”), by and through counsel of record Barker Rosholt & Simpson LLP, and pursuant to I.A.R. 32(C) hereby moves this Court to expedite oral argument in this matter as soon as possible following the close of briefing by the parties.

The district court recently finalized the Clerk’s Record, Supplemental Record, and Exhibits for this appeal. *See Order on Objections to Clerk’s Record on Appeal* (September 9, 2013). This Court then issued notice by electronic mail that A&B’s opening brief is due on October 17, 2013. Following the schedule in the appellate rules, response briefs will due on November 14, 2013 and a reply will be due on December 5, 2013.

A&B respectfully requests the Court to expedite and schedule the oral argument in the above-captioned appeal in December 2013, or as soon thereafter as practicable. A&B requests an early argument in order to expeditiously resolve the litigation over its water delivery call prior to the start of the 2014 irrigation season.

CERTIFICATE OF UNCONTESTED MOTION

The undersigned does hereby certify that he has contacted opposing counsel for IDWR, IGWA, and the City of Pocatello and is authorized to represent that opposing counsel have no objections to this motion.

DATED and **CERTIFIED** this 30th day of September, 2013.

BARKER ROSHOLT & SIMPSON LLP


Travis L. Thompson

Attorneys for Petitioner-Appellant A&B Irrigation District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30th day of September, 2013, I served true and correct copies of the *Appellant's Motion to Expedite Oral Argument / Certificate of Uncontested Motion* upon the following by the method indicated:

Clerk of the Courts
Idaho Supreme Court
451 W. State St.
P.O. Box 83720
Boise, Idaho 83720-0101

- U.S. Mail, Postage Prepaid
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