

RECEIVED

NOV 05 2012

DEPARTMENT OF
WATER RESOURCES

*Rec'd by email
10/31/12*

A. Dean Tranmer (ISB # 2793)
City of Pocatello
P. O. Box 4169
Pocatello, ID 83201
(208) 234-6149
(208) 239-6986 (Fax)
dtranmer@pocatello.us

Sarah A. Klahn (ISB # 7928)
Mitra M. Pemberton
J. Ryland Hutchins
White & Jankowski, LLP
511 Sixteenth Street, Suite 500
Denver, CO 80202
(303) 595-9441
(303) 825-5632 (Fax)
sarahk@white-jankowski.com

ATTORNEYS FOR THE CITY OF POCATELLO

**BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION)	
OF WATER TO WATER RIGHT NOS.)	Docket No. CM-DC-2011-004
36-02551 AND 36-07694)	
)	POCATELLO'S NOTICE OF SERVICE OF
(RANGEN, INC.))	SECOND SUBPOENA DUCES TECUM FOR
_____)	DOUG RAMSEY

PLEASE TAKE NOTICE, that the City of Pocatello, through counsel, provides notice that it has served a *Second Subpoena Duces Tecum for Doug Ramsey* issued the 30th day of October, 2012 by Director Gary Spackman on counsel for Rangen, Inc. as indicated:

Via E-Mail to:

Robyn M. Brody
Brody Law Office, PLLC
PO Box 554
Rupert, ID 83350
robynbrody@hotmail.com

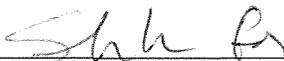
Via US Mail:

Fritz X. Haemmerle
Haemmerle & Haemmerle, PLLC
PO Box 1800
Hailey, ID 83333

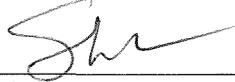
J. Justin May
May, Browning & May, PLLC
1419 West Washington
Boise, ID 83702

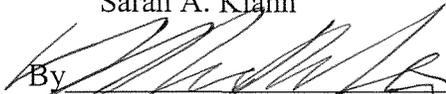
Respectfully submitted this 31 day of October, 2012.

CITY OF POCATELLO ATTORNEY'S OFFICE

By 
A. Dean Tranmer

WHITE & JANKOWSKI

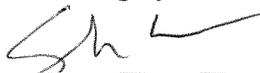
By 
Sarah A. Klahn

By 
Mitra M. Pemberton

ATTORNEYS FOR CITY OF POCATELLO

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, 2012, I caused to be served a true and correct copy of the foregoing Pocatello's Notice of Service of Second Subpoena Duces Tecum for Doug Ramsey for Docket No. CM-DC-2011-004 upon the following by the method indicated:



 Sarah Klahn, White & Jankowski, LLP

Gary Spackman, Director State of Idaho, Dept of Water Resources 322 E Front St PO Box 83720 Boise ID 83720-0098 deborah.gibson@idwr.idaho.gov	<input checked="" type="checkbox"/> Original sent via U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile – 208-287-6700 = Phone – 208-287-4942 <input checked="" type="checkbox"/> Email
J. Justin May May Browning 1419 W Washington Boise ID 83702 jmay@maybrowning.com	<input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile – 208-342-7278 <input checked="" type="checkbox"/> Email
Robyn Brody Brody Law Office PO Box 554 Rupert ID 83350 rbrody@cablone.net robynbrody@hotmail.com	<input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile - 208-260-5482 <input checked="" type="checkbox"/> Email
Fritz Haemmerle Haemmerle Haemmerle PO Box 1800 Hailey ID 83333 fxh@haemlaw.com	<input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile – 208-578-0564 <input checked="" type="checkbox"/> Email
Garrick L. Baxter Chris M. Bromley Deputy Attorneys General – IDWR PO Box 83720 Boise ID 83720-0098 garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile - 208-287-6700 <input checked="" type="checkbox"/> Email
Randall C. Budge Candice M. McHugh Racine Olson Nye Budge & Bailey 101 S Capitol Blvd Ste 300 Boise ID 83702 rbc@racinelaw.net cmm@racinelaw.net	<input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile – 208-433-0167 <input checked="" type="checkbox"/> Email
Dean Tranmer City of Pocatello PO Box 4169 Pocatello ID 83201 dtranmer@pocatello.us	<input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile – 208-234-6297 <input checked="" type="checkbox"/> Email

<p>C. Thomas Arkoosh Capitol Law Group PO Box 32 Gooding ID 83330 tarkoosh@capitolawgroup.net</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-934-8873 <input checked="" type="checkbox"/> Email</p>
<p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt & Simpson 195 River Vista Place Ste 204 Twin Falls ID 83301-3029 tlt@idahowaters.com jks@idahowaters.com pla@idahowaters.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-735-2444 <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher Fletcher Law Office PO Box 248 Burley, ID 83318 wkf@pmt.org</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-878-2548 <input checked="" type="checkbox"/> Email</p>
<p>Jerry R. Rigby Rigby Andrus & Rigby PO Box 250 Rexburg ID 83440-0250 jrigby@rex-law.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-356-0768 <input checked="" type="checkbox"/> Email</p>

RECEIVED

OCT 30 2012

DEPARTMENT OF
WATER RESOURCES

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION)
OF WATER TO WATER RIGHT NOS.)
36-02551 AND 36-07694)
(RANGEN, INC.))

Docket No. CM-DC-2011-004

**SECOND SUBPOENA DUCES TECUM
FOR DOUG RAMSEY**

To: **Doug Ramsey**

Pursuant to Idaho Rules of Civil Procedure 26, 30(b)(5) and 34, and IDAPA 37.01.01.525, you are instructed to bring to your continued deposition, set to commence on a trailing docket at **9:00 a.m. on November 13, 2012**, and continue from day to day until completion at the offices of **May, Sudweeks & Browning, LLP, 516 Hansen Street East, Twin Falls, ID 83301**, the following documents, subject to the Protective Order signed in this case:

1. Rangen has produced a Research Index, marked as confidential and attached to this Subpoena Duces Tecum as Exhibit A under seal. Post-2001 research documentation actually produced by Rangen in this matter are highlighted on Exhibit A.
2. Please produce any other Research Reports conducted or written in whole or in part at any time in the year 2001 or later that are not highlighted on Exhibit A.
3. The term "Research" as used in this Subpoena Duces Tecum is defined as follows: Any activity involving the growth, life cycle, nutrition, mortality, chemical reaction to, or other factor involving in any manner fish or fish food at the Rangen, Inc. facilities near Hagerman, Idaho, whether or not completed in whole or in part.
4. The term "Reports" as used in this Subpoena Duces Tecum is defined as follows: Any document that contains any summary of data, whether or not published and whether or not complete, that discusses, identifies or otherwise addresses Research that was conducted or occurred at the Rangen, Inc. facilities located near Hagerman, Idaho, or that was considered, proposed or otherwise planned for at said facilities, whether or not any part of the Research took place.
5. All documents you have reviewed and will review in preparation for this deposition.

For purposes of this subpoena duces tecum, "document" includes but is not limited to memoranda, oral or written notes (field, meeting, or otherwise), reports, studies, maps, photographs, calculations, spreadsheets and any computer analyses, whether written or electronic in format.

SO ORDERED THIS 30th day of October, 2012.


GARY SPACKMAN

**DIRECTOR, IDAHO DEPARTMENT OF WATER
RESOURCES**