

**IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF POWER**

JOHN B. KUGLER,)	Case No. CV 2015-031
)	
Petitioner,)	ORDER GRANTING MOTION
)	FOR STAY AND SUSPENSION
vs.)	OF BRIEFING SCHEDULE
)	
)	
THE STATE OF IDAHO DEPARTMENT OF)	
WATER RESOURCES,)	
)	
Respondent.)	
_____)	


On July 10, 2015, the Respondent filed a *Motion for Stay and Suspension of Briefing Schedule* in the above-captioned matter pursuant to Idaho Rule of Civil Procedure 84(m) and (o). The *Motion* requests that this Court “issue a stay and suspend the briefing scheduling in this case until a currently pending administrative proceeding before the IDWR is concluded and the ownership status of permit to appropriate water no. 35-8359 is resolved.” The Respondent asserts that it is critical that ownership of the permit be clarified before moving forward in this matter to determine, among other things, the real parties in interest. The *Motion* is supported by the *Affidavit of Meghan Carter* filed on July 10, 2015. After reviewing the file, and for good cause appearing, the Court will in an exercise of its discretion grant the *Motion*.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. The Respondent’s *Motion for Stay and Suspension of Briefing Schedule* is hereby **granted**.
2. The oral argument and the briefing schedule previously established in this matter by order of this Court are hereby vacated.

3. All proceedings in the above-captioned matter are hereby stayed pending further notice from this Court, or motion of the parties requesting the stay be lifted.

Dated July 13, 2015



ERIC J. WILDMAN
District Judge

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION FOR STAY AND SUSPENSION OF BRIEFING SCHEDULE was mailed on July 13, 2015, with sufficient first-class postage to the following:

IDAHO DEPARTMENT OF WATER

Represented by:

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