Electronically Filed 10/2/2023 4:17 PM Fourth Judicial District, Ada County Trent Tripple, Clerk of the Court By: Brenna Lawson, Deputy Clerk

Steven B. Andersen (ISB 2618) Jennifer Reinhardt-Tessmer (ISB 7432)

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Attorneys for Defendant

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

STRIDER CONSTRUCTION CO., INC.,

Case No. CV01-22-10932

Plaintiff,

VS.

IDAHO WATER RESOURCE IWRB,

Defendant.

DECLARATION OF JENNIFER REINHARDT-TESSMER IN SUPPORT OF DEFENDANT'S SECOND MOTION TO AMEND SCHEDULING ORDER STATE OF IDAHO)
: ss.
County of Ada)

Jennifer Reinhardt-Tessmer, being first duly sworn upon oath, deposes and says:

- 1. I am an attorney with Kirton McConkie, counsel of record for Defendant, Idaho Water Resource Board. I am over the age of 18 and base this declaration on my personal knowledge.
- 2. On October 30, 2023, the lead attorney in this case, Steven Andersen, passed away of unexpected heart failure.
- 3. Since notifying the Court of Mr. Andersen's illness in June of 2023, he progressed positively through his treatment.
- 4. His heart failure was not foreseeable and was a complication from the treatment he received for his previously-diagnosed illness.

DATED this 2nd day of October 2023.

KIRTON MCCONKIE

/s/ Jennifer Reinhardt-Tessmer
Jennifer Reinhardt-Tessmer
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of October 2023, a true and correct copy of the

foregoing was served by the method indicated below, and addressed to the following:

Lindsay (Taft) Watkins Kristina Southwell AHLERS CRESSMAN & SLEIGHT PLLC 1325 4 th Ave., Suite 1850 Seattle, WA 98101 Telephone: (206) 287-9900 Attorneys for Plaintiff Strider Construction Co., Inc.	☐ U.S. Mail ☐ Facsimile: ☐ Hand Delivery ☐ Overnight Delivery ☐ iCourt E-File/Serve: lindsay.watkins@acslawyers.com kristina.southwell@acslawyers.com
Joe Meuleman MEULEMAN LAW GROUP PLLC 950 W. Bannock St., Ste. 490 Boise, ID 83702 Telephone: (208) 472-0066 Attorneys for Plaintiff Strider Construction Co., Inc.	☐ U.S. Mail ☐ Facsimile: ☐ Hand Delivery ☐ Overnight Delivery ☐ iCourt E-File/Serve: imeuleman@meulemanlaw.com
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Jennifer Reinhardt-Tessmer