

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.,

Plaintiff,

vs.

IDAHO WATER RESOURCE IWRB,

Defendant.

Case No. CV01-22-10932

**NOTICE OF ERRATA TO
DECLARATION OF JENNIFER
REINHARDT-TESSMER IN
SUPPORT OF DEFENDANT'S
SECOND MOTION TO AMEND
SCHEDULING ORDER**

NOTICE OF ERRATA

Idaho Water Resource Board (“IWRB”), by and through its counsel of record, Kirton McConkie, respectfully submits this notice of errata to its Declaration of Jennifer Reinhardt-Tessmer in Support of Defendant’s Second Motion to Amend Scheduling Order that was filed on October 2, 2023. The corrected Declaration of Jennifer Reinhardt-Tessmer in Support of Defendant’s Second Motion to Amend Scheduling Order is attached hereto as **Exhibit A**.

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
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/s/ Jennifer Reinhardt-Tessmer
Jennifer Reinhardt-Tessmer

EXHIBIT A

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

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SUPPORT OF DEFENDANT'S
SECOND MOTION TO AMEND
SCHEDULING ORDER**

STATE OF IDAHO)

County of Ada : ss.
)

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 and planned to return to try this case in February of 2023.

4. His heart failure was not foreseeable and was a complication from the treatment he received for his previously-diagnosed illness.

5. I am currently covering cases for Mr. Andersen and so are my colleagues in Boise.

6. I have a previously planned out of country commitment from October 14-24, 2023.

7. Given Mr. Andersen's death, the case dispersion to his colleagues, and the need to include additional counsel, I believe it will take us longer than February to adequately prepare for trial.

DATED this 2nd day of October 2023.

KIRTON McCONKIE

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

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/s/ Jennifer Reinhardt-Tessmer
Jennifer Reinhardt-Tessmer