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 6 Central California Irrigation District

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 8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**

10	FIREBAUGH CANAL WATER DISTRICT <i>et al.</i> ,	)	<b>CIV-F-88-634-OWW</b>
11	Plaintiffs,	)	consolidated with
12	-vs-	)	CIV-F-92-5554-OWW
13	UNITED STATES OF AMERICA, <i>et al.</i> ,	)	Partially Consolidated with
14	Defendants.	)	CV-F-91-048-OWW
15	_____	)	<b>STIPULATION RE BRIEFING AND</b>
16	SUMNER PECK RANCH, <i>et al.</i> ,	)	<b>HEARING SCHEDULE FOR MOTIONS</b>
17	Plaintiffs,	)	<b>FOR SUMMARY JUDGMENT; ORDER</b>
18	-vs-	)	
19	UNITED STATES BUREAU OF	)	
20	RECLAMATION, <i>et al.</i> ,	)	
	Defendants.	)	
	_____	)	

21 WHEREAS, the Court's current briefing and hearing schedule for the parties' motions for  
 22 summary judgment requires the plaintiffs to file their motion by May 31, 2010 or within 30 days of  
 23 resolution of issues with the administrative record; and

24 WHEREAS, plaintiffs' motion to supplement the administrative record was filed on April 30,  
 25 2010 and scheduled for hearing at the first available hearing date on the Court's civil motions calendar,  
 26 to wit, July 12, 2010; and

27 WHEREAS, defendant United States of America and intervenors Westlands Water District,  
 28 Broadview Water District, Panoche Water District and Panoche Drainage District have indicated they

1 will oppose plaintiffs' motion to supplement the administrative record;

2 NOW THEREFORE, it is stipulated and agreed between the parties that the plaintiffs' motion  
3 for summary judgment shall be due 30 days after the resolution of plaintiffs' motion to supplement the  
4 administrative record; and

5 IT IS FURTHER stipulated and agreed that the defendants and intervenors shall have a period of  
6 six weeks after plaintiffs' motion for summary judgment is filed in which to file and serve any  
7 oppositions to the motion and any cross-motions for summary judgment; and

8 IT IS FURTHER stipulated and agreed that plaintiffs shall have a period of 30 days after all  
9 opposing briefs have been filed within which to file their opposition/reply brief in support of plaintiffs'  
10 motion for summary judgment and in opposition to any cross-motions for summary judgment. Reply  
11 briefs in support of any cross-motions for summary judgment shall be filed thirty (30) days thereafter.

12 THE PARTIES hereby request the Court take the scheduled hearing date of October 18, 2010 off  
13 calendar to be reset for a date that will allow for the briefing schedule which takes effect at the time of  
14 resolution of plaintiffs' motion for supplementation of the administrative record.

15  
16 Dated: May 28, 2010

**MINASIAN, SPRUANCE, MEITH, SOARES & SEXTON,  
LLP**

17  
18 By: /s/ Paul R. Minasian  
**PAUL R. MINASIAN, Attorneys for FIREBAUGH  
19 CANAL WATER DISTRICT and CENTRAL  
CALIFORNIA IRRIGATION DISTRICT**

20  
21 Dated: May 28, 2010

**U.S. DEPARTMENT OF JUSTICE, ENVIRONMENT &  
NATURAL RESOURCES DIVISION**

22  
23 By: /s/ Stephen M. MacFarlane  
**STEPHEN M. MACFARLANE, Attorneys for  
24 FEDERAL DEFENDANTS**

25  
26 Dated: May 28, 2010

**KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD**

27  
28 By: /s/ Daniel J. O'Hanlon  
**DANIEL J. O'HANLON, Attorneys for  
WESTLANDS WATER DISTRICT, BROADVIEW  
WATER DISTRICT, PANOCHÉ WATER  
DISTRICT, and PANOCHÉ DRAINAGE DISTRICT**

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Dated: May 28, 2010

**GRISWOLD, LASALLE, COBB, DOWD & GIN, L.L.P.**

By: /s/ Raymond L. Carlson  
**RAYMOND L. CARLSON, Attorneys for SAN LUIS  
WATER DISTRICT AND BROADVIEW WATER  
DISTRICT**

Dated: May 28, 2010

**LINNEMAN, BURGESS, TELLES, VAN ATTA,  
VIERRA, RATHMANN, WHITEHURST & KEENE**

By: /s/ Diane V. Rathmann  
**DIANE V. RATHMANN, Attorneys for PANOCHE  
WATER DISTRICT and PANOCHE DRAINAGE  
DISTRICT**

Dated: May 28, 2010

**CALIFORNIA ENVIRONMENTAL LAW PROJECT**

By: /s/ Laurens H. Silver  
**LAURENS H. SILVER, Attorneys for Environmental  
Intervenors COUNTY OF CONTRA COSTA, ,  
CONTRA COSTA COUNTY WATER AGENCY,,  
and THE BAY INSTITUTE**

Dated: May 28, 2010

**ALTSHULER BERZON LLP**

By: /s/ Hamilton Candee  
**HAMILTON CANDEE, Attorneys for Environmental  
Intervenors NATURAL RESOURCES DEFENSE  
COUNCIL and THE BAY INSTITUTE**

**ORDER**

The parties having so stipulated,  
IT IS SO ORDERED.

Dated: May 28, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE