

**FILED**

JAN 14 2009

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
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GLENN-COLUSA IRRIGATION DISTRICT, et al.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
Fresno Division

NATURAL RESOURCES DEFENSE  
COUNCIL, et al.,

Plaintiffs,

Natural Resources Defense Council et al v. Norton et al  
vs.

DIRK KEMPTHORNE, Secretary,  
U.S. Department of the Interior, et al.,

Defendants.

SAN LUIS & DELTA-MENDOTA WATER  
AUTHORITY, et al.,

Defendant-Intervenors.

ANDERSON-COTTONWOOD IRRIGATION  
DISTRICT, et al.,

Joined Parties.

Case No. I:05-CV-01207 OWW-GSA

SUPPLEMENTAL SCHEDULING  
CONFERENCE ORDER

I. Date of Scheduling Conference.

December 3, 2008

II. Appearances of Counsel.

Katherine S. Poole, Esq., Trent W. Orr, Esq., Jamie L. Crook, Esq., and Michael R.

Sherwood, Esq., appeared on behalf of Plaintiffs.

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1 James A. Maysonett, Esq., appeared on behalf of the Federal Defendants.  
2 Stuart L. Somach, Esq. and Andrew M. Hitchings, Esq., appeared on behalf of Glenn-  
3 Colusa Irrigation District, et al.  
4 Steven P. Saxton, Esq. and Kevin O'Brien, Esq., appeared on behalf of Reclamation  
5 District No. 108, et al.  
6 David J. Steffenson, Esq., appeared on behalf of Anderson-Cottonwood Irrigation District,  
7 et al.  
8 Daniel J. O'Hanlon, Esq., appeared on behalf of San Luis & Delta-Mendota Water  
9 Authority, et al.  
10 Christian C. Scheuring, Esq., appeared on behalf of California Farm Bureau Federation.  
11 Gregory K. Wilkinson, Esq., appeared on behalf of the State Water Contractors.

12 III. Schedule of Case.


13 1. By January 30, 2009, the Sacramento River Settlement Contractor parties shall file  
14 further <sup>admissible</sup> evidence and supporting pleadings regarding the nature and extent of the Settlement own  
15 Contractors' water rights in order to resolve the applicability of the Supreme Court's decision in  
16 *National Ass'n of Home Builders v. Defenders of Wildlife*, 127 S. Ct. 2518 (2007), and to further  
17 narrow the issues in this case.

18 2. By February 27, 2009, Federal Defendants and Plaintiffs shall file their responses  
19 to the Sacramento River Settlement Contractors' above-referenced submittals.

20 3. The hearing date for the Court's consideration of the parties' further evidentiary  
21 submittals, pleadings and arguments regarding these matters is March 13, 2009, at 9:00 a.m., in  
22 Courtroom 3.

24 IT IS SO ORDERED.

25 Dated: 1-14-09

  
HON. OLIVER W. WANGER  
UNITED STATES DISTRICT JUDGE