

1 EILEEN M. DIEPENBROCK (SBN 119254)  
2 DAVID A. DIEPENBROCK (SBN 215679)  
3 JONATHAN R. MARZ (SBN 221188)  
4 DIEPENBROCK ELKIN, LLP  
5 400 Capitol Mall, Suite 1800  
6 Sacramento, CA 95814  
7 Telephone: (916) 492-5000  
8 Facsimile: (916) 446-4535

9 ATTORNEYS FOR PLAINTIFF  
10 WESTLANDS WATER DISTRICT

11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

13 DELTA SMELT CONSOLIDATED CASES
14 SAN LUIS & DELTA-MENDOTA WATER AUTHORITY et al. v. SALAZAR et al. (Case No. 1:09-cv-407)
15 STATE WATER CONTRACTORS v. 16 SALAZAR et al. (Case No. 1:09-cv-422)
17 COALITION FOR A SUSTAINABLE DELTA 18 et al. v. UNITED STATES FISH AND 19 WILDLIFE SERVICE et al. (Case No. 1:09-cv- 20 480)
21 METROPOLITAN WATER DISTRICT v. 22 UNITED STATES FISH AND WILDLIFE SERVICE et al. (Case No. 1:09-cv-631)
23 STEWART & JASPER ORCHARDS et al. v. 24 UNITED STATES FISH AND WILDLIFE 25 SERVICE et al. (Case No. 1:09-cv-892)

1:09-cv-00407-OWW-GSA  
1:09-cv-00422-OWW-GSA  
1:09-cv-00631-OWW-GSA  
1:09-cv-00892-OWW-GSA

PARTIALLY CONSOLIDATED WITH:  
1:09-cv-00480-OWW-GSA

**ORDER ON SUBSTITUTION OF  
ATTORNEYS**

1  
2 On June 16, 2011, WESTLANDS WATER DISTRICT proposed the substitution of its  
3 current attorneys of record:

4 Eileen M. Diepenbrock (SBN 119254)  
5 Jon D. Rubin (SBN196944)  
6 David A. Diepenbrock (SBN 215679)  
7 Jonathan R. Marz (SBN 221188)  
8 DIEPENBROCK HARRISON  
9 400 Capitol Mall, 18th Floor  
10 Sacramento, CA 95814  
11 Telephone: (916) 492-5000  
12 Facsimile: (916) 446-4535  
13 [ediepenbrock@diepenbrock.com](mailto:ediepenbrock@diepenbrock.com)  
14 [jrubin@diepenbrock.com](mailto:jrubin@diepenbrock.com)  
15 [ddiepenbrock@diepenbrock.com](mailto:ddiepenbrock@diepenbrock.com)  
16 [jmarz@diepenbrock.com](mailto:jmarz@diepenbrock.com)

17 for the new attorneys of record as follows:

18 Eileen M. Diepenbrock (SBN 119254)  
19 David A. Diepenbrock (SBN 215679)  
20 Jonathan R. Marz (SBN 221188)  
21 DIEPENBROCK ELKIN, LLP  
22 400 Capitol Mall, Suite 1800  
23 Sacramento, CA 95814  
24 Telephone: (916) 492-5000  
25 Facsimile: (916) 446-4535  
26 [ediepenbrock@diepenbrock.com](mailto:ediepenbrock@diepenbrock.com)  
27 [ddiepenbrock@diepenbrock.com](mailto:ddiepenbrock@diepenbrock.com)  
28 [jmarz@diepenbrock.com](mailto:jmarz@diepenbrock.com)

29  
30 No other changes to WESTLANDS WATER DISTRICT's other counsel were or are  
31 being proposed.

32 The substitution is APPROVED. Diepenbrock Elkin will substitute in as counsel for  
33 Diepenbrock Harrison for WESTLANDS WATER DISTRICT as indicated above.

34  
35 IT IS SO ORDERED.

36 Dated: June 16, 2011

37 /s/ Oliver W. Wanger  
38 UNITED STATES DISTRICT JUDGE