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10 Attorneys for Plaintiffs
11 CENTRAL DELTA WATER AGENCY and
12 SOUTH DELTA WATER AGENCY

13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15 CENTRAL DELTA WATER AGENCY and
16 SOUTH DELTA WATER AGENCY,

17 Plaintiffs,

18 vs.

19 UNITED STATES FISH & WILDLIFE
20 SERVICE; ROWAN GOULD; KEN
21 MCDERMOND; LORI RINEK; REN
22 LOHOEFENER; DAN CASTLEBERRY;
23 NATIONAL MARINE FISHERIES SERVICE;
24 JAMES W. BALSIGER; RUSS STRACH; TED
25 MEYERS; UNITED STATES BUREAU OF
26 RECLAMATION; J. WILLIAM MCDONALD;
27 MIKE CHOTKOWSKI; DON GLASER;
28 FEDERICO BARAJAS; UNITED STATES
ARMY CORPS OF ENGINEERS; ROBERT L.
VAN ANTWERP; PAUL ROBERSHOTTE;
CALIFORNIA NATURAL RESOURCES
AGENCY; MIKE CHRISMAN; KAREN
SCARBOROUGH; CALIFORNIA
DEPARTMENT OF WATER RESOURCES;
LESTER A. SNOW; DELORES BROWN;
BARBARA MCDONNELL; JERRY JOHNS;
CALIFORNIA BAY DELTA AUTHORITY;
JOE GRINDSTAFF; KEITH COOLIDGE;
STATE WATER RESOURCES CONTROL
BOARD; TOM HOWARD; CALIFORNIA
DEPARTMENT OF FISH & GAME; DON
KOCH; JOHN MCCAMMAN;
METROPOLITAN WATER DISTRICT OF
SOUTHERN CALIFORNIA; ROGER
PATTERSON; RANDALL NEUDECK; KERN
COUNTY WATER AGENCY; BRENT
WALTHALL; TOM CLARK; SANTA CLARA

Case No.: 1:09-CV-861-OWW-DLB

**ORDER GRANTING PLAINTIFFS
CENTRAL DELTA WATER AGENCY
AND SOUTH DELTA WATER
AGENCY'S EX PARTE APPLICATION
TO FILE A MEMORANDUM OF LAW
IN OPPOSITION TO DEFENDANTS'
MOTIONS TO DISMISS IN EXCESS
OF 25 PAGES**

1 VALLEY WATER DISTRICT; GREG
2 ZLOTNICK; CINDY KAO; WESTLANDS
3 WATER DISTRICT; TOM BIRMINGHAM;
4 JASON PELTIER; ZONE 7 WATER
5 AGENCY; JILL DUERIG; KURT ARENDS;
6 SAN LUIS & DELTA MENDOTA WATER
7 AUTHORITY; DAN NELSON; ARA
8 AZHDERIAN; CONTRA COSTA WATER
9 DISTRICT; GREG GARTRELL; FRIANT
10 WATER AUTHORITY; RON JACOBSMA;
11 STEVE OTTEMOELLER; NORTH DELTA
12 WATER AGENCY; MELINDA TERRY;
13 MIRANT DELTA LLC; THE NATURE
14 CONSERVANCY; ENVIRONMENTAL
15 DEFENSE, INCORPORATED; DEFENDERS
16 OF WILDLIFE; CALIFORNIA FARM
17 BUREAU FEDERATION; AMERICAN
18 RIVERS; NATURAL HERITAGE
19 INSTITUTE; THE BAY INSTITUTE; BAY
20 DELTA CONSERVATION PLAN STEERING
21 COMMITTEE, and DOES 1 THROUGH 200,
22 inclusive.

Defendants.

On proof made to the satisfaction of the Court, and good cause appearing,

IT IS ORDERED that Plaintiffs CENTRAL DELTA WATER AGENCY and SOUTH DELTA WATER AGENCY's Ex Parte Application For Order Granting Permission To File a Memorandum of Law in Opposition to Defendants' Motions to Dismiss In Excess Of 25 Pages is hereby GRANTED.

IT IS FURTHER ORDERED that Plaintiffs CENTRAL DELTA WATER AGENCY and SOUTH DELTA WATER AGENCY may file a consolidated memorandum of points and authorities in opposition to defendants' motions to dismiss that exceeds twenty-five (25) pages, but does not exceed sixty-five (65) pages.

IT IS SO ORDERED:

Dated 7/8/2009

/s/ OLIVER W. WANGER

Honorable Oliver W. Wanger
United States District Judge