

1 COUNSEL IDENTIFICATION AT END

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UNITED STATES DISTRICT COURT

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EASTERN DISTRICT OF CALIFORNIA

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CONSOLIDATED SALMON CASES

CASE NOS.

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SAN LUIS & DELTA-MENDOTA WATER
AUTHORITY, et al. v. GARY F. LOCKE,
et al. (Case No. 1:09-cv-1053)

1:09-cv-1053-OWW-DLB
CONSOLIDATED SALMONID CASES

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STOCKTON EAST WATER DISTRICT v.
NOAA, et al. (Case No. 1:09-cv-1090)

**ORDER DENYING MOTION TO
STRIKE**

14

STATE WATER CONTRACTORS v.
GARY F. LOCKE, et al.
(Case No. 1:09-cv-1378)

15

16

KERN COUNTY WATER AGENCY, et al.
v. U.S. DEPARTMENT OF COMMERCE,
et al. (Case No. 1:09-cv-1520)

17

18

OAKDALE IRRIGATION DISTRICT, et al.
v. U.S. DEPARTMENT OF COMMERCE,
et al. (Case No. 1:09-cv-2452)

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METROPOLITAN WATER DISTRICT OF
SOUTHERN CALIFORNIA v. NMFS, et al.
(Case No. 1:09-cv-1625)

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ORDER

Federal Defendants’ and Defendant-Intervenors’ (collectively “Defendants”) motion to strike Plaintiffs’ and Plaintiff Intervenor California Department of Water Resources’ (“DWR”) Notices of Disapproval of Defendants’ Proposed Findings of Fact and Conclusions of Law came on for hearing by telephonic conference on May 4, 2010. All parties were represented by counsel, as stated on the record.

The Court, having considered the written and oral arguments, hereby orders:

1. Defendants’ Motion to Strike is DENIED.
2. Defendants’ request to submit their own Notice of Disapproval of Plaintiffs’ and DWR’s Proposed Findings of Fact and Conclusions of Law is GRANTED. Any such Notice of Disapproval shall be filed no later than 5 p.m. PST Friday, May 7, 2010.

IT IS SO ORDERED.

Dated: May 10, 2010

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE