


1 the original specifications, to effectuate the remediation design. The government's
2 appeal of that Order was dismissed on January 11, 2013, and the County now
3 represents that it remedial construction is now substantially complete. While the parties
4 represent that they have been engaged in private mediation to settle their
5 reimbursement issues in an attempt to avoid having to proceed with a formal evidentiary
6 hearing, their Joint Status report filed December 20, 2013 indicates they have not yet
7 been successful in settling the matter. The parties accordingly request a referral to the
8 assigned Magistrate Judge for the evidentiary hearing, and ask that the Magistrate
9 Judge submit his recommendations to the undersigned for final order. By subsequent
10 correspondence to the Court the parties have reaffirmed their consent to assigning the
11 evidentiary hearing to the Magistrate Judge for his findings and recommendations.

12 In accordance with the parties' agreement, in accordance with Local Rule 301,
13 and good cause appearing, the assigned Magistrate Judge is hereby specially
14 designated and authorized to do the following:

- 15 1. Schedule a status/case management conference for
16 purposes of setting a hearing date and briefing schedule
for an evidentiary hearing in this matter;
- 17 2. Determine what, if any, discovery is needed prior to that
18 hearing and develop a schedule and plan for completing
any such discovery;
- 19 3. Conduct the evidentiary hearing described above and
20 make recommendations to the undersigned for
21 apportionment of additional necessary response costs
incurred or to be incurred at the landfill site as between
22 Plaintiff United States and Defendant County of El
Dorado.

23 IT IS SO ORDERED.

24 Dated: April 2, 2014

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27 MORRISON C. ENGLAND, JR., CHIEF JUDGE
28 UNITED STATES DISTRICT COURT