

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge John L. Kane

Civil Action No. **11-cv-02896-JLK**

THE WATER SUPPLY AND STORAGE COMPANY,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF AGRICULTURE,

TOM VILSAK, in his official capacity as Secretary of the United States Department of Agriculture, **MARIBETH GUSTAFSON**, in her official capacity as Regional Forester for the Rocky Mountain Region of the United States Department of Agriculture Forest Service, **GLENN P. CASAMASSA**, in his official capacity as Forest Supervisor of the Arapaho and Roosevelt National Forest and Pawnee National Grassland, United States Department of Agriculture Forest Service, **UNITED STATES DEPARTMENT OF INTERIOR,** **KEN SALAZAR**, in his official capacity as Secretary of the United States Department of Interior, **UNITED STATES PARK SERVICE, JOHN WESSELS**, in his official capacity as Director, Intermountain Region, United States National Park Service,

Respondents,

and,

COLORADO TROUT UNLIMITED,

Defendant-Intervenor.

ORDER DENYING JOINT MOTION TO AMEND JOINT CASE MANAGEMENT PLAN
Kane, J.

The parties' Joint Motion to Amend Joint Case Management Plan, Doc. 75, is DENIED. If WSSC believes that there are materials that should have been included in the administrative record, it should have sought an extension of the JCMP's deadline to file a motion to supplement/complete. A motion to supplement/complete the record, not a sur-reply to an appendix unauthorized by the Court, is the mechanism by which to resolve the propriety of including extra record evidence. If WSSC wants its appendix material as part of the record, it must confer with Respondents and Respondent-Intervenor to arrive at a reasonable briefing

timetable for a motion to supplement/complete. The parties must then jointly submit to the Court on or before July 29, 2014 a proposed reasonable briefing schedule for any contemplated motion to supplement/complete. If, after conferral, the parties instead elect to forgo the issue of including the appendix materials, they must let the Court know of this decision on or before July 29, 2014.

DATED: July 15, 2014

BY THE COURT:

s/John L. Kane

John L. Kane, U.S. Senior District Judge