

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF APACHE

IN CHAMBERS (X) IN OPEN COURT ()

SPECIAL MASTER GEORGE A. SCHADE, JR.
Presiding

IN RE THE GENERAL ADJUDICATION
OF ALL RIGHTS TO USE WATER IN THE
LITTLE COLORADO RIVER SYSTEM
AND SOURCE

DATE: April 18, 2008

CIVIL NO. 6417

ORDER SETTING A TELEPHONIC
CONFERENCE ON MAY 12, 2008

CONTESTED CASE NAME: Undesignated.

HSR INVOLVED: None.

DESCRIPTIVE SUMMARY: The Special Master sets a telephonic conference on May 12, 2008, at 9:30 a.m. to discuss the organization of a contested case in accordance with the Court's order of reference.

NUMBER OF PAGES: 2.

DATE OF FILING: April 18, 2008.

On March 19, 2008, the Court referred to the Special Master the "question of whether the claims to water rights asserted by, or on behalf of the Hopi Tribe in this adjudication have a priority of 'time immemorial' or are otherwise senior to the claims of all other claimants."

The Special Master will hold a telephonic conference on May 12, 2008, at 9:30 a.m. to discuss the organization of a contested case to resolve the referred question. The following matters will be addressed: scope of the case, filing of additional disclosure statements, formal and informal discovery, the Arizona Department of Water Resources' design of an online data base, filing of motions, responses, and replies, oral argument,

evidentiary hearings (and their location), and any other matters that will expedite the case. An example of a scheduling order issued in another contested case is found at http://www.superiorcourt.maricopa.gov/SuperiorCourt/Adjudications/_schade/SPRNCAord62807.pdf.

The scope of the case may involve both legal issues that could be addressed through summary judgment motions and factual issues that might require an evidentiary hearing. Parties should be prepared to discuss if one or two tracks will be needed, and if the latter, how they could be implemented most efficiently.

Accordingly, IT IS ORDERED:

1. A telephonic conference shall be held on **Monday, May 12, 2008, at 9:30 a.m. (MST)** to discuss the matters described above. The parties who wish to participate in the conference will call 1-866-921-2203, press the star key (*), dial the room number 2743132, and press the star key again. The star key must be pressed before and after the room number. Each participant will bear any long distance telephonic charges.

2. Parties shall be prepared to discuss the scope of the contested case and setting timelines for disclosures, discovery, motion briefing, and hearings.

DATED: April 18, 2008.

/s/ George A. Schade, Jr. _____
GEORGE A. SCHADE, JR.
Special Master

On April 18, 2008, the original of the foregoing was mailed to the Clerk of the Apache County Superior Court for filing and a copy was delivered to the Clerk of the Maricopa County Superior Court for distribution to all persons listed on the Court approved mailing list for the Little Colorado River Adjudication Civil No. 6417 dated January 28, 2008.

/s/ George A. Schade, Jr. _____
George A. Schade, Jr.