

SUPREME COURT OF THE UNITED STATES

No. 128, Original

STATE OF ALASKA,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

CASE MANAGEMENT ORDER NO. 11

For the purposes of the proceedings before the Special Master, IT IS HEREBY ORDERED THAT:

(1) Amendment to Proposed Schedule. As requested by the parties, the Proposed Schedule appearing in Appendix C to the Comprehensive Case Management Plan of February 12, 2001, is amended. The revised Proposed Schedule appears in Appendix A to this order.

(2) Discovery Status Report. On April 1, 2002, each party will file with the Special Master a report of the status of the party's discovery efforts, describing any unresolved discovery disputes and identifying any matters that might delay discovery beyond the dates stated in the revised Appendix C.

(3) Experts' Exhibits. In accordance with the parties' proposal, exhibits to be used as a summary of or support for the opinions of an expert may be included with the expert's report or alternatively may be exchanged along with all other proposed trial exhibits at a time specified in the proposed Schedule of Pretrial Steps.

(4) Scheduling of Alaska Visit. The Special Master will be unavailable for visiting Alaska from July 8, 2002 to July 22, 2002. The Special Master will notify the parties by letter of any additional periods of unavailability if they arise.

(5) Modification. The parties may request further modification to this plan. In the event the proposed intervenors are permitted to intervene in this action, they also may request further modification.

Dated: October 10, 2001

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COMPREHENSIVE CASE MANAGEMENT PLAN
APPENDIX C
PROPOSED SCHEDULE
(Amended October 10, 2001)

2001

Dec. 20 Deadline for exchange of preliminary expert witness reports

2002

by Jan. 31 Counsel for parties to meet and assess potential for settlement

April 1 Status report on discovery

April 15 Deadline for exchange of preliminary rebuttal expert witness reports

June 3 Deadline for filing motions for summary judgment or partial summary judgment and briefs in support

TBA View of Southeast Alaska

Aug. 15 Deadline for filing briefs in opposition to motions for summary judgment or partial summary judgment

Sept. 23 Deadline for filing briefs in reply to motions for summary judgment or partial summary judgment

2003

Jan. 15 Deadline for exchange of final expert witness reports

Feb. 14 Deadline for serving written discovery requests

TBA Schedule of pretrial steps (to be submitted within 45 days after the Specials Master's final decision on summary judgment or partial summary judgment motions or by April 1, 2003, whichever is sooner)

April 15 Closure of discovery

TBA Pretrial conference and Special Master's pretrial
order

July 14 Trial to begin in Anchorage, Alaska

Distribution List for Service of Documents
updated September 4, 2001

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