

SUPREME COURT OF THE UNITED STATES

No. 128, Original

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STATE OF ALASKA,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

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CASE MANAGEMENT ORDER NO. 19

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

1. Motion for Confirmation of Disclaimer of Title. The United States has filed a motion for confirmation of a disclaimer of title to marine submerged lands within the Tongass National Forest [hereinafter "Disclaimer Motion"]. The United States has represented that Alaska does not oppose the motion. The Special Master will act on the motion after affording amici the opportunity to express their views.

2. Amicus Briefs Concerning the Disclaimer Motion. The Special Master authorizes any amicus to file an amicus brief, on or before July 3, 2003, for the purpose of showing cause why the Special Master should not recommend to the Supreme Court that it (a) confirm the United States' disclaimer and include the disclaimer as part of its judicial decree, and (b) dismiss Count III of Alaska's amended complaint for lack of jurisdiction. The United States and Alaska each may file a reply brief on or before August 4, 2003. Amicus briefs and reply briefs shall not exceed 7500 words in length.

3. Native Alaskan Amici. The Native Alaskan Amici, having previously received authorization to participate in this case, may file an amicus brief in accordance with paragraph (2) of this order.

4. Environmental Group Amici. The Special Master hereby also grants the Wilderness Society, Sierra Club, and National Wildlife Federation (hereinafter referred to as the "Environmental Group Amici") authorization to file an amicus brief in accordance with paragraph (2) of this order. The Special Master will postpone deciding whether to grant the Environmental Group Amici's motion for leave to file an amicus brief opposing Alaska's motion for summary judgement on Count III until after deciding whether Count III must be dismissed for lack of jurisdiction.

5. Distribution List. The Distribution List for the Service of Documents is amended as follows:

(a) Documents pertaining to the Disclaimer Motion will be served to the following counsel:

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Mr. Michael C. LeVine  
Earthjustice  
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(b) Mr. Jonathan S. Franklin is substituted for Mr. John G. Roberts, Jr. as counsel for the State of Alaska.

Dated: June 2, 2003

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CASE MANAGEMENT ORDER NO. 19 APPENDIX

Distribution List for Service of Documents  
updated June 2, 2003

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(Copies of all orders are available at:  
[www.law.gwu.edu/facweb/gmaggs/128orig/docket.htm](http://www.law.gwu.edu/facweb/gmaggs/128orig/docket.htm))