

SUPREME COURT OF THE UNITED STATES

No. 128, Original

STATE OF ALASKA,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

CASE MANAGEMENT ORDER NO. 5

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

(1) Cancellation of Case Status Conference No. 2. Case Status Conference No. 2, previously scheduled for 10:00 a.m. on Tuesday, February 13, 2001, is cancelled, and will not be rescheduled.

(2) Case Status Report. The parties have indicated that they disagree about the meaning of one provision in the proposed Comprehensive Case Management Plan (CCMP), and are seeking to resolve this disagreement.

If the parties are able to resolve the disagreement by February 16, 2001, the parties jointly will file a status report on that date. The report will state the parties' resolution of the issue, and will suggest new language to clarify the CCMP.

If the parties are unable to resolve the disagreement by February 16, 2001, each party will file a separate case status report on that date. Each party's status report shall be no longer than five (5) pages, and shall state the party's own proposal for new language to clarify the CCMP and the reasons for the party's proposal. The Special Master will resolve the issue based on the reports, unless the parties request and the Special Master orders a further mechanism (e.g., telephone conference, in-person conference, or additional paper submittal) for resolving the issue.

(3) Issuance of the CCMP. The Special Master will issue the final version of the CCMP upon resolution of this remaining dispute.

Dated: February 7, 2001

Gregory E. Maggs
Special Master

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