

SUPREME COURT OF THE UNITED STATES

No. 128, Original

STATE OF ALASKA,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

CASE MANAGEMENT ORDER NO. 6

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

(1) Referral of Intervention Motion. The Supreme Court has referred to the Special Master the Motion for Leave to Intervene and File Answer (hereinafter "intervention motion") filed by Proposed Intervenor-Defendants, Franklin H. James, Shakan Kwaan Thling-Git Nation, Joseph K. Samuel and Taanta Kwaan Thling-Git Nation (hereinafter "proposed intervenors").

(2) Supplemental Briefing. In connection with the referral of the intervention motion, the Special Master will entertain motions for leave to file supplemental briefs or any other pertinent motions.

(3) Scheduling of Case Status Conference No. 2. Also in connection with the referral, the Special Master desires to hold Case Status Conference No. 2 by teleconference at a date prior to June 3, 2001. The parties and the proposed intervenors should confer with each other promptly, and suggest to the Special Master two or three convenient dates and times. The Special Master will select from the options suggested and notify the parties. (At this time, the Special Master has no unmovable obligations prior to June 3, 2001.)

(4) Subject of Case Status Conference No. 2. At Case Status Conference No. 2, the parties and the proposed intervenors should be prepared to discuss and make proposals on the following issues:

(a) whether it would be possible to schedule an oral argument on the intervention motion in late August or in September 2001 (preferably on a Monday or Tuesday);

(b) whether supplemental briefing is necessary, or whether the Special Master should resolve the intervention motion on the basis of the documents previously filed in the Supreme Court;

(c) what deadlines, if any, the Special Master should impose for supplemental briefing or other motions;

(d) where the parties and proposed intervenors would prefer to conduct the oral argument;

(e) whether the proposed intervenors will share responsibility for the Special Master's fees and expenses; and

(f) any other issues of concern to the parties and proposed intervenors.

(5) Discovery. Discovery will continue under the schedule in the Comprehensive Case Management Plan. The proposed intervenors will not participate in discovery pending resolution of the intervention motion.

(6) Service List. Pending resolution of the intervention motion, the parties and proposed intervenors will include the following additional names and addresses on the Distribution List for Service of Documents filed with the Special Master:

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Dated: May 4, 2001

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Distribution List for Service of Documents
updated May 4, 2001

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