

COUNSEL IDENTIFICATION ON FINAL PAGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CONSOLIDATED SALMONID CASES:
SAN LUIS & DELTA-MENDOTA WATER AUTHORITY, et al. v. LOCKE, et al.
STOCKTON EAST WATER DISTRICT v. NOAA, et al.
STATE WATER CONTRACTORS v. LOCKE, et al.
KERN COUNTY WATER AGENCY, et al. v. U.S. DEPARTMENT OF COMMERCE, et al.
OAKDALE IRRIGATION DISTRICT, et al. v. U.S. DEPARTMENT OF COMMERCE, et al.
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA V. NATIONAL MARINE FISHERIES SERVICE, et al.

CASE NO. 1:09-CV-1053-LJO-BAM

Consolidated Cases:
1:09-CV-1090-LJO-DLB
1:09-CV-1378-LJO-SMS
1:09-CV-1520-LJO-SMS
1:09-CV-1580-LJO-DLB
1:09-CV-1625-LJO-SMS

**SUPPLEMENTAL STATEMENT OF
NON-OPPOSITION TO THE JOINT
MOTION TO EXTEND THE REMAND
PERIOD**

Judge: Hon. Lawrence J. O’Neill

1 The Metropolitan Water District of Southern California, the State Water Contractors, Kern
2 County Water Agency and the Coalition for a Sustainable Delta (collectively “State Contractor
3 Plaintiffs”) do not oppose the Federal and State Proposal for Modification to the Delta Biological
4 Opinion Remand Schedule (Doc. 713-1, Ex. A) (“Proposal”) as further described in the
5 Supplement to Federal and State Proposal for Modification to the Delta Biological Opinion
6 Remand Schedules and Alternative Process for Development of Operational Strategies and a
7 Collaborative Science and Adaptive Management Program (Doc. 731-2, Attachment 1)
8 (“Supplement”). This statement of non-opposition is based on our understanding of the language
9 and intent of the Proposal and Supplement, as reflected in our prior Statement of Non-Opposition
10 (Doc. 724), which we incorporate by reference.
11

12 Given the extent of the additional filings submitted to the Court and the limited time
13 available to review them, the State Contractor Plaintiffs take no position with respect to the
14 documents and declarations filed by the Federal parties.
15

16
17 Dated: March 15, 2013

MORRISON & FOERSTER LLP

18
19 By: /s/ William M. Sloan

CHRISTOPHER J. CARR
WILLIAM M. SLOAN
TRAVIS BRANDON

Attorneys for Plaintiff
THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA
20
21
22
23
24
25
26
27
28

1 Dated: March 15, 2013

BEST BEST & KRIEGER LLP

2
3 By: /s/ Gregory K. Wilkinson

GREGORY K. WILKINSON

4 STEVEN M. ANDERSON

MELISSA R. CUSHMAN

5 STEVEN G. MARTIN

6 Attorneys for Plaintiff

STATE WATER CONTRACTORS

7 Dated: March 15, 2013

NOSSAMAN LLP

8
9 By: /s/ Paul S. Weiland

10 PAUL S. WEILAND

11 Attorneys for Plaintiffs KERN COUNTY
12 WATER AGENCY and COALITION FOR A
13 SUSTAINABLE DELTA
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28