

1 IGNACIA S. MORENO
2 Assistant Attorney General
3 United States Department of Justice
4 Environment & Natural Resources Division

5 SETH M. BARSKY, Section Chief
6 S. JAY GOVINDAN, Assistant Section Chief
7 (D.C. Bar No. 463856)
8 ROBERT P. WILLIAMS, Trial Attorney
9 (D.C. Bar No. 474730)
10 Wildlife and Marine Resources Section
11 Benjamin Franklin Station, P.O. Box 7611
12 Washington, D.C. 20044-7611
13 Telephone: (202) 305-0206
14 Facsimile: (202) 305-0275
15 robert.p.williams@usdoj.gov

16 *Attorneys for Federal Defendants*

17 UNITED STATES DISTRICT COURT
18 EASTERN DISTRICT OF CALIFORNIA

19 THE DELTA SMELT CASES
20 SAN LUIS & DELTA-MENDOTA
21 WATER AUTHORITY, et al. v.
22 SALAZAR, et al. (Case No. 1:09-cv-407)

23 STATE WATER CONTRACTORS v.
24 SALAZAR, et al. (Case No. 1:09-cv-422)

25 COALITION FOR A SUSTAINABLE
26 DELTA, et al. v. UNITED STATES FISH
27 AND WILDLIFE SERVICE, et al.
28 (Case No. 1:09-cv-480)

METROPOLITAN WATER DISTRICT v.
UNITED STATES FISH & WILDLIFE
SERVICE, et al. (Case No. 1:09-cv-631)

STEWART & JASPER ORCHARDS,
et al. v. UNITED STATES FISH AND
WILDLIFE SERVICE, et al.
(Case No. 1:09-cv-892)

FAMILY FARM ALLIANCE v.
SALAZAR, et al. (Case No. 09-cv-1201)

CASE NO. 1:09-cv-407-LJO-DLB
1:09-cv-422-LJO-DLB
1:09-cv-631-LJO-DLB
1:09-cv-892-LJO-GSA
PARTIALLY CONSOLIDATED WITH:
1:09-cv-480-LJO-GSA
1:09-cv-1201-LJO-DLB

**NOTICE TO RESCHEDULE MOTION
HEARING DATE FOR JOINT MOTION
TO EXTEND REMAND SCHEDULE**

DATE: January 31, 2013
TIME: 8:30 a.m.
COURTROOM: 4

Judge: Honorable Lawrence J. O'Neill

1 **To all parties and their counsel of record:**

2 On December 20, 2012, Plaintiff-Intervenor California Department of Water Resources
3 (“DWR”) and Federal Defendants jointly moved this Court for an extension of the deadlines in
4 the remand schedule. Doc. 1080. That motion was noticed for hearing on January 24, 2013, at
5 8:30 a.m., or as soon as this matter may be heard in the Courtroom of the Honorable Lawrence J.
6 O’Neill. A similar motion for extension of the remand schedule was made in the related
7 *Consolidated Salmonid Cases*, Civ. No. 09-105, and noticed for the same date and time (Doc.
8 713).

9 While Federal Defendants and DWR have not requested a hearing in either case and do
10 not oppose the motions being decided on the papers, in the event the Court will hold hearings on
11 the motions, Federal Defendants have continued the hearing date in the related *Consolidated*
12 *Salmonid Cases*, Civ. No. 09-1053, by one week — from to January 24 to January 31, 2013 – to
13 accommodate the scheduled travel of counsel for Federal Defendants in that case. A similar
14 continuance of the hearing date in this case is appropriate so that any hearing on the joint motion
15 to extend the remand schedule in this case (Doc. 1080) may be heard together with the
16 corresponding motion in the *Consolidated Salmonid Cases* (Doc. 713). Pursuant to Local Rule
17 230(c), opposition or response, if any, to the granting of the motion shall be due on or before
18 January 17, 2013. Pursuant to Local Rule 230(d), a reply to any opposition shall be due on or
19 before January 24, 2013.

20 Dated: January 8, 2013

21 Respectfully Submitted,

22 By: KAMALA D. HARRIS
23 Attorney General of the State of California

24 /s/ Clifford T. Lee
25 CLIFFORD T. LEE
26 ALLISON GOLDSMITH
26 Deputies Attorney General

27 *Attorneys for Plaintiff-Intervenor*
28 *California Department Of Water Resources*

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Ignacia S. Moreno
Assistant Attorney General
United States Department Of Justice
Environment & Natural Resources Division

Seth M. Barsky, Section Chief
S. Jay Govindan, Assistant Chief

By: Robert P. Williams
Robert P. Williams, Trial Attorney
Wildlife & Marine Resources Section

Attorneys For Federal Defendants

OF COUNSEL:

Kaylee Allen
Office of the Regional Solicitor
Department of the Interior
2800 Cottage Way, Room E-1712
Sacramento, CA 95825-1890

CERTIFICATE OF SERVICE

I hereby certify that, on January 8, 2013, the foregoing, with supporting attachments, was filed with the Clerk of the Court using the CM/ECF system, which will send notification of such to the attorneys of record in this matter.

Robert P. Williams
Robert P. Williams, Trial Attorney