

NO. 137, ORIGINAL

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF MONTANA, )  
 Plaintiff, )  
 vs. ) No. 220137 ORG  
 STATE OF WYOMING and )  
 STATE OF NORTH DAKOTA, )  
 Defendants. )  
 \_\_\_\_\_)

TRANSCRIPT OF TELEPHONIC PROCEEDINGS  
 STATUS CONFERENCE  
 April 21, 2015

Reported by: Antonia Sueoka, RPR, CSR No. 9007

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20 TRANSCRIPT OF TELEPHONIC PROCEEDINGS,

21 reported at Kramm Court Reporting, San Diego, California

22 92101, commencing on Tuesday, April 21, 2015, at

23 11:02 a.m., before Antonia Sueoka, Certified Shorthand

24 Reporter, CSR No. 9007, RPR.

25

1 SAN DIEGO, TUESDAY, APRIL 21, 2015, 11:02 A.M.

2 - - -

3 SPECIAL MASTER THOMPSON: Let's go on the record.

4 This is a status conference in Number 137,  
5 Original, before the United States Supreme Court, Montana  
6 vs. Wyoming.

7 As always, why don't we start with identification  
8 of counsel. We'll begin with Montana.

9 MR. FOX: Your Honor, this is Attorney General  
10 Timothy Fox, and with me is Deputy Attorney General Alan  
11 Joscelyn.

12 SPECIAL MASTER THOMPSON: Okay.

13 MR. DRAPER: And also John Draper. I'm on the  
14 phone with Jeffrey Wechsler, and Anne Yates is also on for  
15 Montana.

16 SPECIAL MASTER THOMPSON: Okay. Welcome to all  
17 of you, also.

18 So, then, for the State of Wyoming?

19 MR. MICHAEL: Your Honor, this is Peter Michael,  
20 and with me are James Kaste and John Knepper.

21 SPECIAL MASTER THOMPSON: Great. Good morning.  
22 So welcome Attorney General Michael and also your fellow  
23 counsel.

24 And then finally, North Dakota?

25 MS. VERLEGER: Jennifer Verleger for North

1 Dakota.

2 SPECIAL MASTER THOMPSON: And welcome, as always.

3 And I believe, Susan Carter, you're on the line?

4 MS. CARTER: I am. Hello.

5 SPECIAL MASTER THOMPSON: Great.

6 Is there anyone else on the line who has not had  
7 an opportunity to identify themselves or who has not been  
8 identified by somebody else?

9 Okay. Great. Then, let's go off the record.

10 (Discussion off the record.)

11 SPECIAL MASTER THOMPSON: Let's go back on the  
12 record.

13 So I have had a very good discussion with the  
14 parties with respect to the status of this case and  
15 regarding efforts to bring this case to a successful  
16 settlement, which the Supreme Court has advised in the  
17 past as, obviously, the Supreme Court's preference where  
18 possible.

19 I have also told the parties that I am  
20 contemplating issuing an order that might encourage  
21 settlement of limited issues, and I will circulate to  
22 counsel later this week a draft order for their comments.

23 So is there anything else that people would like  
24 to put on the record at this stage?

25 THE REPORTER: I'm sorry. I couldn't hear that.

1           SPECIAL MASTER THOMPSON: Attorney General Fox, I  
2 think that was you.

3           MR. FOX: Yes. And I may have spoken over  
4 someone.

5           SPECIAL MASTER THOMPSON: I think you said,  
6 basically, that you didn't have anything more for the  
7 record at this point.

8           MR. FOX: That's correct, Your Honor.

9           SPECIAL MASTER THOMPSON: Okay. Thank you.

10           So, again, I want to thank all of the counsel.  
11 And I will also ask Ms. Carter to set up another  
12 conference call, probably in about three or four weeks.

13           If I remember correctly, the reply briefs on the  
14 exceptions are due May 11th, and then the sur-replies are  
15 due on June 10th; so I think probably at some time after  
16 the reply briefs are due would be a good time just to  
17 check in again on the overall status of the case.

18           So, Ms. Carter, if you could do that, as I say,  
19 sometime in the next three or four weeks, if we could  
20 schedule another phone call of this nature.

21           MS. CARTER: Sure. No problem. I'll take care  
22 of it.

23           SPECIAL MASTER THOMPSON: Okay. Thank you very  
24 much. All of you have great days. I'm going to run off  
25 and try to get dinner before the local restaurant down the

1 road closes.

2 MR. DRAPER: Thank you, Your Honor.

3 MR. MICHAEL: Thank you, Your honor:

4 SPECIAL MASTER THOMPSON: Okay. Talk to you all  
5 later.

6 - - -

7 (End of proceedings at 11:32 a.m.)

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STATE OF CALIFORNIA )  
 ) ss  
COUNTY OF SAN DIEGO )

I, ANTONIA SUEOKA, Certified Shorthand Reporter  
No. 9007, State of California, do hereby certify:

That said proceedings were taken at the time and  
place therein named and were reported by me in shorthand  
and transcribed by means of computer-aided transcription,  
and that the foregoing pages are a full, complete, and  
true record of said proceedings.

And I further certify that I am a disinterested  
person and am in no way interested in the outcome of said  
action, or connected with or related to any of the parties  
in said action, or to their respective counsel.

The dismantling, unsealing, or unbinding of the  
original transcript will render the reporter's certificate  
null and void.

IN WITNESS WHEREOF, I have hereunto set my hand  
this 1st day of May, 2015.

\_\_\_\_\_  
Antonia Sueoka, CSR NO. 9007, RPR