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**U.S. Mail and Email**

January 16, 2013

Barton H. Thompson, Jr.,  
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**Re: *Montana v. Wyoming & North Dakota,*  
No. 137, Orig., U.S. Supreme Court  
Joint Letter Re: Proposed Extension of Case Management Deadlines**

Dear Special Master Thompson:

This joint letter is submitted with the approval of the States of Wyoming and Montana ("States").

During the Telephonic Status Conference held on Monday, January 14, 2013, the States agreed to confer on the issue of an extension of the dates set forth in Case Management Plan No. 1 ("CMP NO. 1"), as modified by Case Management Order No. 10 ("CMO No. 10"). The States are pleased to inform you that they have agreed to the following proposed dates:

|   |         |
|---|---------|
| Wyoming's Expert Designation:               | April 2 |
| Montana's Rebuttal Expert Designation:      | June 4  |
| Last Day for Propounding Written Discovery: | June 11 |

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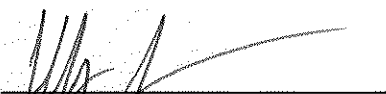
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| Disclosure of Non-Expert Witnesses: | June 11 |
| Last Day for Depositions:           | June 28 |
| Final Day for Dispositive Motions   | July 3  |

As you can see, in addition to the dates set forth in CMP No. 1, the States are also proposing a date for the disclosure of non-expert witnesses, and are specifying that the July 3<sup>rd</sup> deadline would be for dispositive motions. The States do not believe that they will be in a position to determine other potential evidentiary motions *in limine* by that date. The proposed dates should allow sufficient time for a trial to begin on October 1, 2013.

Best regards from Montana and Wyoming.

Sincerely yours,

Jennifer Anders  
Anne Yates  
Assistant Attorneys General



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State of Montana

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