

NO. 137, ORIGINAL

**IN THE
SUPREME COURT OF THE UNITED STATES**

STATE OF MONTANA, PLAINTIFF

V.

STATE OF WYOMING

AND

STATE OF NORTH DAKOTA, DEFENDANTS

BEFORE THE HONORABLE BARTON H. THOMPSON, JR.

SPECIAL MASTER

**ORDER GRANTING THE STATE OF WYOMING'S MOTION FOR LEAVE TO
AMEND ITS ANSWER TO INCLUDE THE DEFENSES OF LACHES AND
MITIGATION OF DAMAGES**

Having reviewed the State of Wyoming's motion for leave to amend its answer to the bill of complaint to include the defenses of laches and mitigation of damages dated June 15, 2012, and Montana's response to Wyoming's motion dated July 25, 2012, wherein Montana did not oppose Wyoming's motion but reserved the right to oppose the asserted defenses, and being otherwise duly advised;

IT IS THEREFORE ORDERED THAT Wyoming's motion for leave to amend its answer to the bill of complaint to include the defenses of laches and mitigation of damages is granted. Wyoming shall have fifteen days from the date of this Order to file the proposed amended answer attached to its motion and provide service on the parties in accordance with Section V. of Case

Management Plan No.1.

Done this ___ day of _____, 2012.

Barton H. Thompson, Jr.
Special Master

Woods Institute
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473 Via Ortega
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APPROVED AS TO FORM:

THE STATE OF WYOMING



Peter K. Michael, Counsel of Record

THE STATE OF MONTANA



John B. Draper, Counsel of Record