

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

NOTICE OF DEPOSITION DUCES TECUM OF MILLIE HEFFNER

Please take notice that the Defendant State of Wyoming will take the following deposition in this case:

On May 22, 2012, beginning at 1:30 p.m., counsel for Defendants will take the deposition of Millie Heffner at 215 North Sanders, Helena, Montana, 59601-4522. Millie Heffner is instructed to bring to the deposition and make available for inspection and/or copying, any and all documents, files or notes in Millie Heffner's possession or control

relating to the Yellowstone River Compact, or other materials Millie Heffner has reviewed in preparation for the deposition.

The deposition will be taken before a court reporter authorized to administer oaths and will be used for all purposes permitted under the Federal Rules of Civil Procedure and Case Management Plan No. 1.

You are invited to attend and cross-examine. Counsel for Wyoming will take the deposition by video conference and others that desire to attend in that fashion should contact counsel for Montana, Jennifer Anders, to obtain information on how to attend in that fashion.

The deposition shall continue from hour to hour and day to day until complete, subject to the restrictions set forth in Case Management Plan No. 1. Defendant currently estimates that the deposition should last about 3 hours.

Dated this 16th day of May, 2012.

THE STATE OF WYOMING



Peter K. Michael
Chief Deputy Attorney General
David Willms
Senior Assistant Attorney General
123 Capitol Building
Cheyenne, WY 82002
307-777-6946

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the Notice of Deposition Duces Tecum of Millie Heffner was served by electronic mail and by placing the same in the United States mail, postage paid, this 16th day of May, 2012.

Jeanne S. Whiteing
Whiteing & Smith
1628 5th Street
Boulder, CO 80302
jwhiteing@whiteinglaw.com

Jennifer Anders
Montana Attorney General's Office
P.O. Box 201401
Helena, MT 59620-1401
janders@mt.gov

John B. Draper
Jeffrey Wechsler
Montgomery & Andrews
325 Paseo de Peralta
Santa Fe, NM 87501
jdraper@montand.com
jwechsler@montand.com

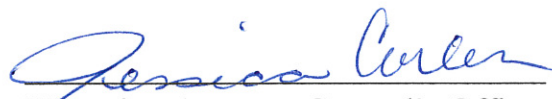
Jennifer Verleger
North Dakota Attorney General's Office
500 North Ninth Street
Bismarck, ND 58501
jverleger@nd.gov

James J. Dubois
United States Department of Justice
Environmental and Natural Resources
Division of Natural Resources Section
999 18th St. #370 South Terrace
Denver, CO 80202
James.dubois@usdoj.gov

William M. Jay
Assistant to Solicitor General
US Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001
William.m.jay@usdoj.gov

Michael Wigmore
Bingham McCutchen, LLP
2020 K Street NW
Washington, DC 20006-1806
Michael.wigmore@bingham.com

Barton H. Thompson Jr.
Susan Carter, Assistant
Jerry yang and Akiko Yamazaki
Environment & Energy Building, MC-4205
473 via Ortega
Stanford, CA 94305-4205
Susan.carter@stanford.edu


Wyoming Attorney General's Office