

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH

In the Matter of the Determination of the Relative Rights of the Waters of the Klamath River,
A Tributary of the Pacific Ocean

In Re:	)	
WATERS OF THE KLAMATH RIVER	)	Case No. WA1300001
BASIN,	)	
	)	CASE MANAGEMENT ORDER #25
	)	REQUESTING DIRECTION FROM THE
	)	CASE MANAGEMENT COMMITTEE
	)	ABOUT MANAGING MISCELLANEOUS
	)	MOTIONS AND REQUESTS
	)	
	)	March 6, 2017

**SUMMARY: THE COURT'S REQUEST FOR DIRECTION FROM THE CASE
MANAGEMENT COMMITTEE ABOUT MANAGING MISCELLANEOUS MOTIONS
AND REQUESTS**

This Case Management Order will be mailed to those listed on the current service list provided by the court on August 4, 2016.

Parties have filed the following documents:

1. On behalf of a number of his clients, Dominic M. Carollo filed a request for clarification of the court's letter opinion dated January 13, 2017. The document is in the form of a letter, but it requests that the court issue a clarification which would be an order. It was served on those listed on the current service list, was filed February 1, 2017, and is accessible on the case register.

2. On behalf of a number of her clients, Kate Moore filed a request for clarification of the court's letter opinion dated January 13, 2017. Ms. Moore's document is in the form of a letter, but it



requests that the court issue a clarification which would be an order. It was served on those listed on the current service list, was filed February 3, 2017, and is accessible on the case register.

3. On behalf of KPWU, Richard Deitchman filed a letter dated February 10, 2017 in which he indicated that he disagreed with the letters referenced above and that he would work to submit a proposed order that was not objectionable to any party.

4. A motion to amend Claim 13 was filed October 17, 2014 by Steve and James Lawrence and the state filed a response November 3, 2014.

5. A motion to amend Claim 133 was filed October 17, 2014 by Cameron Curtiss and the state filed a response November 3, 2014.

I understand that parties may file motions to withdraw exceptions they filed earlier.

The court requests that the committee make recommendations about how to manage these and other motions or requests that do not fit within the structure of phases that the committee suggested and the court ordered. Any process should accommodate any number of different motions or requests that could be filed, some of which may be contentious and involve many parties and some of which may have no opposition.

The committee may recommend that the court deal with such motions on an as-needed basis where the court accumulates them, then issues a case management order setting forth a schedule for responses and any arguments or may suggest some other process altogether. In the alternative, the committee may chose not to suggest a process but rather simply recommend that the management of such motions be left in the court's discretion.

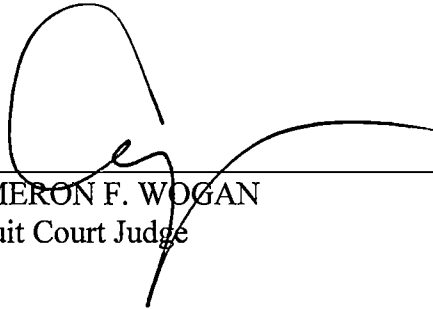
The committee should present any suggestions to the court by April 17th, 2017. The

document must be mailed to those listed on the current service list and will be called “Direction from the case management committee about managing miscellaneous motions and requests”.

Any party can file written objections or comments about the committee’s suggestions by May 17th, 2017. Those objections or comments must be mailed to those listed on the current service list and will be titled “[NAME OF PARTY]’s comments about the case management committee’s suggestions about managing miscellaneous motions and requests”.

After considering the committee’s suggestions and the parties’ comments, the court will adopt a process for managing miscellaneous motions and requests and will provide it to the parties in a case management order.

Dated this 6th day of March, 2017.



CAMERON F. WOGAN
Circuit Court Judge