

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 BASIN.

Case No. WA1300001

CASE MANAGEMENT ORDER
#52

January 29, 2021

This Case Management Order (CMO) #52 will be mailed to those on the current service list provided by the court on January 28, 2021.

SUMMARY OF ISSUES ADDRESSED BY THIS CASE MANAGEMENT ORDER

- I. Phase 3, Part 1, Group C motions under advisement**
- II. New Judge**
- III. Case Management Committee to issue proposed oral argument schedule**



IV. Future proceedings

I. Phase 3, Part 1, Group C motions under advisement.

The parties last argued these motions December 2, 2020. UTCR 2.030(1) provides that it is the duty of the parties to notify the court in writing if it has a matter under advisement for over sixty (60) days.

I intend to have this matter under advisement over sixty (60) days so it is not necessary that the parties call that to my attention.

II. New Judge

This case will be assigned to a new judge. It is not now clear who that will be or when it will happen. Klamath County Presiding Judge Marci Adkisson will work to designate someone.

I will issue decisions on the Phase 3, Part 1, Group C motions that I now have under advisement. The new judge will conduct all future proceedings starting with Phase 3, Part 2 motions to present non-record evidence.

There will likely be a delay in the proceedings before a new judge is designated and ready to conduct proceedings. Until that happens, communications can be directed to my judicial assistant Beth Dunaway (bethamy.dunaway@ojd.state.or.us) and she will refer them to the appropriate person. You should indicate if your communication should be referred to a judge.

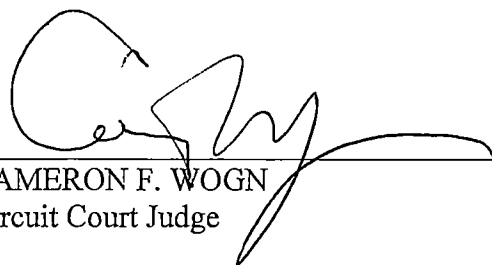
III. Case Management Committee to issue proposed oral argument schedule

No later than **April 2, 2021** the Case Management Committee must issue a proposed oral argument schedule for motions to present non-record evidence for non-tribal claims (Phase 3, Part 2, Groups A and B claims). The proposed schedule must be mailed to those on the current service list.

IV. Future Proceedings

After receiving the proposed schedule, the new judge will issue a case management order which will set a telephone status conference to (1) Generally discuss the status of the case; (2) Hear input from the parties about the oral argument schedule issued by the Case Management Committee on motions to present non-record evidence for non-tribal claims (Phase 3, Part 2, Groups A and B claims); (3) Set date(s) for oral arguments for those motions; and (4) Set dates for briefing motions to present non-record evidence for tribal claims (Phase 3, Part 2, Group C claims).

Dated this 29th day of Jan, 2021.


CAMERON F. WOGN
Circuit Court Judge