

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:	) Case No. WA1300001
	)
WATERS OF THE KLAMATH RIVER	) CASE MANAGEMENT ORDER #57
BASIN	) WITH INFORMATION ABOUT
	) THE MOTIONS TO PRESENT NON-
	) RECORD EVIDENCE FOR TRIBAL
_____	) (PHASE 3, PART 2, GROUP C) CLAIMS

SUMMARY OF ISSUES ADDRESSED BY THIS CASE MANAGEMENT ORDER

Information about briefing and hearing on motions to present non-record evidence for tribal (Phase 3, Part 2, Group C) claims.

Information about Judge Bushong's appointment to the Oregon Supreme Court.

I. Briefing. At the July 22, 2022, hearing on pending motions to present non-record evidence for non-tribal (Phase 3, Part 2, Groups A and B) claims, the court established the following briefing schedule for motions to present non-record evidence for tribal (Phase 3, Part 2, Group C) claims:

Motions Due: October 14, 2022 (60 days after court's opinion on motions to present non-record evidence for non-tribal claims)

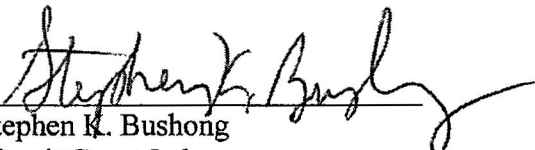
Responses Due: December 15, 2022 (60 days after motions filed)

Replies (optional) Due: January 17, 2023 (30 days after responses filed). Request for extension to February 16, 2023, filed by Klamath Project Water Users (KPWU), the Upper Basin Irrigators, and Mosby Family Trust is GRANTED.

II. Hearing. The Case Management Committee should confer about possible hearing dates and submit preferred dates to the court as soon possible (no later than February 23, 2023). The Case Management Committee should submit a proposed oral argument schedule for the hearing by March 1, 2023. Any objections to or comments on the proposed oral argument schedule shall be filed by March 15, 2023. These deadlines may be extended or otherwise modified for good cause shown.

III. Appointment of Judge Bushong to the Oregon Supreme Court. Governor Brown has appointed the undersigned judge to fill a vacancy on the Oregon Supreme Court effective January 1, 2023. This appointment should not have any immediate impact on this case; Judge Bushong will retain this case as a circuit court judge *pro tem*.

Dated December 28, 2022.


Stephen K. Bushong
Circuit Court Judge