

A dispute arose between the Claimants and the State of Idaho concerning the State's February 5, 2026 expert witness disclosure. The State indicated in that disclosure that one of its disclosed expert witnesses would inspect six springs at an undisclosed date and then "testify concerning his observations and documentation of the conditions and location of these springs and the connectivity of these springs to streams, creeks and rivers" and "testify concerning the opinions he develops during these inspections." Claimants and the other parties to these subcases agree to a modified litigation schedule to allow the State the opportunity to conduct the contemplated site visits and to disclose its expert witness reports regarding springs consistent with the requirements of I.R.C.P. 26(b)(4)(A)(i). In turn, Claimants require an opportunity to respond to such expert disclosures. These modifications will require that the Order's other deadlines, including those related to summary judgment², be modified.

Accordingly, the Claimants and parties to these subcases submit this stipulation to modify the schedule set forth in the Order as follows:

Stipulated Proposed Schedule

The following schedule is for all three categories of subcases including DCMI, Springs, and Instream Flow claims:

CLAIMANTS' REBUTTAL EXPERT REPORTS RE: INSTREAM FLOW CLAIMS	MARCH 31, 2026
OBJECTORS' EXPERT WITNESS REPORTS RE: SPRINGS	MAY 26, 2026
CLAIMANTS' REBUTTAL EXPERT REPORT RE: SPRINGS	JULY 20, 2026
DISCOVERY CLOSES	SEP. 14, 2026

² The parties agree to the summary judgment briefing and hearing schedule set forth in this stipulation for motions filed on the October 26, 2026 deadline, but reserve their right to seek a different schedule for summary judgement motions filed prior to the deadline.

SUMMARY JUDGMENT MOTIONS DUE	OCT. 26, 2026
RESPONSE BRIEFS ON SUMM. JUDGMENT	DEC. 28, 2026
REPLY BRIEFS ON SUMM. JUDGMENT	FEB. 12, 2027
MOTION ON SUMMARY JUDG. HEARING	MAR. 29, 2027
STATUS CONFERENCE	JULY 2027

The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are only for the DCMI subcases and the Springs subcases.

PRETRIAL CONFERENCE	AUG. 2027
EXHIBIT & WITNESS LISTS DUE ALL PARTIES	AUG. 2027
TRIAL	SEP. 2027 BOISE, IDAHO

(No Trial date is currently set for the Instream Flow subcases.)

DATED this 25th day of March 2026.

Respectfully submitted,
 Adam R.F. Gustafson
 Principal Deputy Assistant Attorney General



Emmi Blades
 Hillary Hoffman
 Trial Attorneys, Tribal Resources Section
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 United States Department of Justice

CERTIFICATE OF SERVICE

I certify that an original copy of the *Stipulation Regarding Litigation Schedule* was sent via Fax Filing this 25th day of March 2026 to:

Clerk of the District Court, Twin Falls County
Palouse River Basin Adjudication
253 Third Avenue North
Twin Falls, ID 83303

I certify that true and correct copies of the document listed above were sent via electronic mail and/or U.S. Post to the parties below on this 25th day of March 2026.

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ATTACHMENT A
ALLOTMENT SUBCASES

87-12157
87-12158

INSTREAM FLOW SUBCASES

Group F2

87-11982	87-11988	87-11994	87-12000
87-11983	87-11989	87-11995	87-12001
87-11984	87-11990	87-11996	87-12002
87-11985	87-11991	87-11997	87-12003
87-11986	87-11992	87-11998	87-12004
87-11987	87-11993	87-11999	

SPRINGS AND FOUNTAINS SUBCASES

87-12338

Group F3

87-12007	87-12028	87-12052	87-12078
87-12008	87-12029	87-12054	87-12079
87-12009	87-12030	87-12055	87-12080
87-12010	87-12031	87-12056	87-12081
87-12011	87-12032	87-12057	87-12082
87-12012	87-12033	87-12059	87-12083
87-12013	87-12036	87-12060	87-12084
87-12014	87-12037	87-12062	87-12085
87-12015	87-12038	87-12063	87-12086
87-12016	87-12039	87-12064	87-12088
87-12017	87-12040	87-12066	87-12089
87-12018	87-12041	87-12067	87-12090
87-12019	87-12042	87-12068	87-12092
87-12020	87-12043	87-12069	87-12106
87-12021	87-12044	87-12071	87-12107
87-12022	87-12045	87-12072	87-12108
87-12023	87-12046	87-12073	87-12111
87-12024	87-12047	87-12074	87-12342
87-12025	87-12048	87-12075	87-12366
87-12026	87-12049	87-12076	
87-12027	87-12051	87-12077	

STIPULATION REGARDING LITIGATION SCHEDULE

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Group F4

87-12050	87-12117	87-12138	87-12162*
87-12091	87-12118	87-12139	87-12163*
87-12093	87-12119	87-12140	87-12165*
87-12095	87-12120	87-12141	87-12166*
87-12096	87-12121	87-12142	87-12167*
87-12097	87-12122	87-12143	87-12168*
87-12098	87-12123	87-12144	87-12169*
87-12099	87-12124	87-12145	87-12170*
87-12100	87-12125	87-12146	87-12171*
87-12101	87-12126	87-12147	87-12172*
87-12102	87-12127	87-12148	87-12173*
87-12103	87-12128	87-12149	87-12174*
87-12104	87-12129	87-12150	87-12176*
87-12105	87-12130	87-12151	87-12337
87-12109	87-12131	87-12152	87-12339
87-12110	87-12132	87-12153	87-12340
87-12112	87-12133	87-12154	87-12343
87-12113	87-12134	87-12155	87-12344
87-12114	87-12135	87-12156	87-12346
87-12115	87-12136	87-12159*	87-12364
87-12116	87-12137	87-12161*	87-12365

ATTACHMENT B

DISTRICT COURT - PRBA
 Fifth Judicial District
 County of Twin Falls - State of Idaho

DEC 12 2025

By 
 Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re PRBA

Case No. 59576

Subcase Number: See Attachment A

ORDER ON STIPULATION TO STAY

PROCEDURAL BACKGROUND

The Claimants and parties to these subcases represented by counsel filed a second *Stipulation Regarding Litigation Schedule*. (Dec. 3, 2025) The *Stipulation* acknowledges that the deadlines needed to be rescheduled due to the U.S. Government shutdown following the expiration of the appropriations to the Department of Justice and other entities.

Based on these circumstances, and *Stipulation*, the court concurs with the *Stipulation* and hereby vacates the deadlines set in the October 21, 2025 *Order on Stipulation to Stay*.

The following deadlines are now set for all three categories of subcases including DCMI, Springs, and Instream Flow claims:

CLAIMANTS' SUPPLEMENTAL REPORTS RE: SPRINGS	DEC. 19, 2025
OBJECTORS' EXPERT WITNESS REPORTS	FEB. 5, 2026
CLAIMANTS' REBUTTAL EXPERT REPORTS	MARCH 31, 2026
DISCOVERY CLOSES	JUNE 2, 2026
SUMMARY JUDGMENT MOTIONS DUE	JULY 13, 2026
RESPONSE BRIEFS ON SUMM. JUDGMENT	SEP. 9, 2026
REPLY BRIEFS ON SUMM. JUDGMENT	OCT. 23, 2026
MOTION ON SUMMARY JUDG. HEARING	NOV. 23, 2026
STATUS CONFERENCE	APRIL 2027

The following Pretrial Conference, Exhibit and Witness Lists and Trial deadlines are for the DCMI and Springs subcases:

PRETRIAL CONFERENCE	MAY 2027
EXHIBIT & WITNESS LISTS DUE - ALL PARTIES	MAY 2027
TRIAL	JUNE 2027
	BOISE, ID

Dated: December _____, 2025



Brigette Bilyeu
Special Master
Palouse River Basin Adjudication