

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**

WYOMING'S STATUS REPORT NO. 17

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The State of Wyoming presents the following Status Report No. 17 pursuant to Section VII.D. of Case Management Plan No.1:

1. On May 10, 2013, Montana produced a privilege log and a response letter to Wyoming's letter from April 23, 2013. Wyoming does not believe that Montana's letter satisfactorily addressed all of Wyoming's identified concerns with Montana's deficient responses to Wyoming's Second Request for Admissions, Second Request for Production and Third Set of Interrogatories. Therefore, Wyoming is preparing to file a motion to compel with the Special Master to resolve those deficiencies.

2. On May 17, 2013, Montana served notices of deposition on nine Tongue River water users in Wyoming. And on May 20-22, 2013, Montana took the depositions of Wyoming Tongue River water users Gary Koltiska, David Fisher, Bill White, Tana Ankney, Joe A. Pilch, Manuel Rodriguez, John Steir, Brooke Collins, and John Koltiska.

3. On May 24, 2013, the Special Master held a status conference in this matter where the Special Master, the States, and the Amici discussed future scheduling of the case, an on-site tour for the Special Master during the summer, and the location of the trial.

4. On June 4, 2013, Montana designated its rebuttal experts. Wyoming intends to move to strike one of the experts on the grounds that his opinions are not a proper subject of expert testimony.

5. On June 5, 2013, Wyoming took the depositions of former Northern Cheyenne Tribe employees Allen Clubfoot and Jason Whiteman.

Dated this 7th day of June, 2013.

Respectfully submitted,

THE STATE OF WYOMING



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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the Wyoming Status Report No. 17 was served by electronic mail and by placing the same in the United States mail, postage paid, this 7th day of June, 2013.

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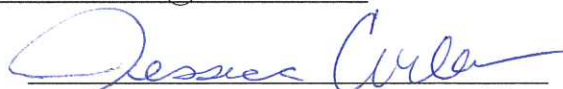
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