

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. 8

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The State of Wyoming presents the following Status Report No. 8 pursuant to Section VII.D. of Case Management Plan No.1:

1. Wyoming had to cancel previously made arrangements to inspect the records of Art Hayes, Jr., president of Tongue River Water Users' Association. Wyoming has now, in coordination with Montana and the Association's attorney, rescheduled that inspection to occur on September 17 and 18, 2012, in Birney, Montana. Wyoming will issue a subpoena to Mr. Hayes today with regard to that inspection.

2. On August 13, 2012, Montana filed its letter regarding intrastate calls or demands for water in Montana as requested by the Special Master.

3. On August 17, 2012, both Wyoming and Montana filed their letters regarding supplemental authority on the summary judgment standard as requested by the Special Master.


4. On August 21, 2012, Montana filed a follow-up letter with regard to intrastate calls in Montana and in response to Montana intrastate call documents previously provided by Wyoming.

5. During the discovery stay, Wyoming has conferred with Montana to make witness deposition arrangements. Both states intend to actively engage in discovery at the conclusion of the stay.

Dated this 7th day of September, 2012.

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's Status Report No. 8 was served by electronic mail and by placing the same in the United States mail, postage paid, this 7th day of September, 2012.

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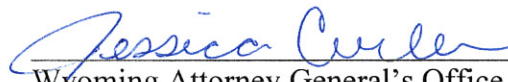
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