

No. 134, Original

**In the
SUPREME COURT OF THE UNITED STATES**

**STATE OF NEW JERSEY,
Plaintiff**

v.

**STATE OF DELAWARE,
Defendant**

OFFICE OF THE SPECIAL MASTER

CASE MANAGEMENT ORDER NO. 12

October 6, 2006

CASE MANAGEMENT ORDER NO. 12

1. The Case Management Plan issued on February 8, 2006, as modified by Case Management Order Nos. 10 and 11, sets October 20, 2006 as a deadline for completion of depositions of fact witnesses.

2. New Jersey has now moved to extend that deadline, along with the deadlines for service of expert reports, completion of expert depositions and the filing of any dispositive motions, citing as grounds therefor the recent production by Delaware of a substantial number of documents and the need for New Jersey to review those materials before completing any remaining fact depositions and submitting its expert reports. Delaware has consented to New Jersey's request in part, agreeing to extend the deadlines, but not necessarily for the length of time requested by New Jersey in each instance.

3. Good cause having been shown, New Jersey's motion is granted in part, as set forth herein:

a. The deadline for completion of depositions of fact witnesses is extended to and including November 3, 2006;

b. The deadline for service of any expert reports is extended to and including November 8, 2006;

c. The deadline for completion of depositions of expert witnesses is extended to and including December 1, 2006; and

d. The deadline for filing of any dispositive motions with incorporated memoranda of law is extended to and including December 22, 2006.


Memoranda in opposition to any such dispositive motions shall be filed on or before January 12, 2007. Unless otherwise ordered by the Special Master for good cause shown,

memoranda in support of or opposition to any dispositive motions shall not exceed 30 pages in length. No reply memoranda shall be filed without prior leave from the Special Master.

4. No other deadline set forth in the Case Management Plan, as previously modified, shall be affected by this change.

5. Any requests for modification or supplementation of this Case Management Order should be received by the Special Master on or before October 13, 2006.

Dated: October 6, 2006


Ralph I. Lancaster, Jr.
Special Master

PIERCE ATWOOD LLP
One Monument Square
Portland, ME 04101
Tel: (207) 791-1100
Fax: (207) 791-1350
Email: rlancaster@pierceatwood.com