

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. 14

November 9, 2006

CASE MANAGEMENT ORDER NO. 14

Following a telephone conference with counsel for both parties, and with the consent of the parties, it is hereby ORDERED that:

1. Delaware shall file a letter brief of no more than five pages addressing any issues related to New Jersey's privilege log by the close of business on November 13, 2006.

2. New Jersey shall file a letter brief of no more than five pages responding to Delaware's filing by the close of business on November 15, 2006. New Jersey may submit an accompanying affidavit explaining and describing in greater detail the items listed on its privilege log.

3. Delaware may file a reply to New Jersey's filing of no more than five pages by the close of business on November 17, 2006.

4. The parties shall meet and confer and submit a joint statement of undisputed material facts with the filing of their initial dispositive motions on December 22, 2006.

5. The requirement set forth in Case Management Order No. 13 for the filing of a joint appendix is hereby amended as follows:

a. Each party shall submit an appendix with the filing of its dispositive motion on December 22, 2006. Each party's appendix shall contain a single copy of each document to which reference is made in support of that party's dispositive motion.

b. If necessary, the parties may submit supplemental appendices with the filing of their memoranda in opposition to the dispositive motions on February 1, 2006. The supplemental appendices shall contain any documents not previously included in either party's initial appendix. Documents previously included in either party's initial appendix shall not be included in any supplemental appendix.

c. If necessary, the parties may submit supplemental appendices with the filing of their reply memoranda on February 15, 2006. The supplemental appendices shall contain any documents not previously included in either party's initial appendix or supplemental appendix filed with the opposition memoranda. Documents previously included in either party's initial appendix or supplemental appendix shall not be included in any supplemental appendix submitted with the replies.

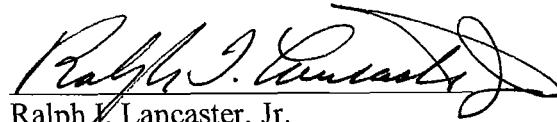
d. The documents contained in all appendices submitted by the parties shall be separately tabbed and sequentially numbered and shall be identified by title and brief description in a table of contents. The parties shall meet and confer prior to filing the appendices to agree upon a uniform means of identifying and numbering the documents contained therein.

6. Oral argument on the parties' dispositive motions will be held on February 22, 2006. The parties are to meet and confer and inform the Special Master by November 20, 2006 of the location where they jointly propose that the argument be held. If the parties are unable to agree on a location, they shall so inform the Special Master.

7. No other terms set forth in the Case Management Plan, as previously modified, shall be affected by the changes made herein.

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

Dated: November 9, 2006



Ralph J. 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