

No. 142, Original

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In the  
Supreme Court of the United States

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STATE OF FLORIDA,

*Plaintiff,*

v.

STATE OF GEORGIA,

*Defendant.*

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Before the Special Master

Hon. Ralph I. Lancaster

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**THE STATE OF FLORIDA’S DESIGNATION OF EXPERT WITNESSES**

Pursuant to Rule 26(a)(2)(B) of the Federal Rules of Civil Procedure and Section 7 of the December 3, 2014 Case Management Plan (the “CMP”), as subsequently amended, the State of Florida hereby discloses the following witnesses it retained or specifically employed to provide written reports and testimony in this case, and that it may use at trial to present evidence pursuant to Federal Rules of Evidence 702, 703, or 705:

1. Dr. J. David Allan;
2. Dr. David Sunding;
3. Dr. George M. Hornberger;
4. Dr. Patricia M. Glibert;
5. Dr. Dennis P. Lettenmaier;

6. Dr. David L. Kimbro;
7. Dr. David E. Langseth;
8. Dr. Samuel A. Flewelling;
9. Dr. Peter Shanahan;
10. Dr. Marcia Greenblatt;
11. Dr. Scott L. Douglass;
12. Dr. Gerrit Hoogenboom;
13. Dr. Stephen Scyphers;
14. Dr. Daniel Phaneuf;
15. James D. Barton;
16. Dr. G. Mathias Kondolf;
17. Dr. Adelbert (Del) Bottcher;
18. Dr. Kenneth Jenkins;
19. Dr. John A. Dracup; and
20. Dr. J. Wilson White.

Pursuant to Rule 26(a)(2)(B) of the Federal Rules of Civil Procedure and Section 7 of the CMP, Florida has served or will serve on all counsel of record an expert report for each of the above witnesses, in the manner set forth in a certificate of service separately filed with the Court today.

In addition, during the fact deposition phase of this litigation, several Florida witnesses offered testimony (including opinions) based on both their specialized expertise and first-hand observations. The State of Georgia is familiar with the factual observations and opinions offered by these witnesses during their respective depositions. Florida reserves the right to rely on the deposition testimony offered by these witnesses at trial.

Florida reserves the right to supplement this disclosure on or before April 14, 2016, as provided in Case Management Order No. 13 (Nov. 2, 2015). Further, Florida does not, by disclosing the experts listed above on this date, concede that it bears the burden of proof on any issue upon which the above experts may opine.

[SIGNATURE PAGE FOLLOWS]



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**CERTIFICATE OF SERVICE**

This is to certify that THE STATE OF FLORIDA'S DESIGNATION OF EXPERT WITNESSES was served on this 29th day of February 2016, in the manner specified below:

<b><u>For State of Florida</u></b>	<b><u>For United States of America</u></b>
<p><u>By Federal Express:</u></p> <p>Allen Winsor Solicitor General Counsel of Record Office of Florida Attorney General The Capital, PL-01 Tallahassee, FL 32399 T: 850-414-3300 <a href="mailto:Allen.Winsor@myfloridalegal.com">Allen.Winsor@myfloridalegal.com</a></p>	<p><u>By Federal Express:</u></p> <p>Donald J. Verrilli Solicitor General Counsel of Record Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530 T: 202-514-7717 <a href="mailto:supremectbriefs@usdoj.gov">supremectbriefs@usdoj.gov</a></p>
<p><u>By Email Only:</u></p>	<p><u>By Email Only:</u></p>

<p>Donald G. Blankenau  Jonathon A. Glogau  Christopher M. Kise  Matthew Z. Leopold  Osvaldo Vazquez  Thomas R. Wilmoth  <a href="mailto:Floridawaterteam@foley.com">Floridawaterteam@foley.com</a></p>	<p>Michael T. Gray  <a href="mailto:Michael.Gray2@usdoj.gov">Michael.Gray2@usdoj.gov</a></p> <p>James DuBois  <a href="mailto:James.Dubois@usdoj.gov">James.Dubois@usdoj.gov</a></p>
<p><b><u>For State of Georgia</u></b></p> <p><u>By Federal Express:</u></p> <p>Craig S. Primis, P.C.  Counsel of Record  Kirkland &amp; Ellis LLP  655 15<sup>th</sup> Street, N.W.  Washington, D.C. 20005  T: 202-879-5000  <a href="mailto:Craig.primis@kirkland.com">Craig.primis@kirkland.com</a></p> <p><u>By Email Only:</u></p> <p>Samuel S. Olens  Nels Peterson  Britt Grant  Seth P. Waxman  K. Winn Allen  Sarah H. Warren  <a href="mailto:Georgiawaterteam@kirkland.com">Georgiawaterteam@kirkland.com</a></p>	

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