

No. 142, Original

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

STATE OF FLORIDA,

Plaintiff

v.

STATE OF GEORGIA,

Defendant

OFFICE OF THE SPECIAL MASTER

CASE MANAGEMENT ORDER NO. 22

January 3, 2017

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For purposes of the proceedings before the Special Master, IT IS HEREBY ORDERED THAT the parties shall meet and confer by January 24, 2017, with the services of a mediator if at all possible, in a good faith effort to reach a framework for settlement of this equitable apportionment proceeding. The Supreme Court has “often expressed” its “preference that, where possible, States settle their controversies by ‘mutual accommodation and agreement.’” *Arizona v. California*, 373 U.S. 546, 564 (1963) (quoting *Colorado v. Kansas*, 320 U.S. 383, 392 (1942)). Accordingly, the parties shall exchange good faith offers designed to address the opposing party’s concerns as set forth at trial and in briefing. The parties should consider solutions that could alleviate both parties’ concerns, including importation of water from outside the ACF River Basin to supplement streamflow during drought periods. The parties shall submit a confidential memorandum to the Special Master by January 26, 2017, setting forth a summary of the parties’ settlement efforts. The memorandum shall be a joint memorandum to the extent possible, though it may contain independent statements where the parties are unable to agree to the summary.

Dated: January 3, 2017

/s/ Ralph I. Lancaster

Ralph I. Lancaster
Special Master

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