

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. 2

February 24, 2006

CASE MANAGEMENT ORDER NO. 2

IT IS HEREBY ORDERED THAT:

1. Without objection, the Motion of New Jersey made on February 23, 2006 is GRANTED. On or before March 20, 2006, New Jersey shall file any motion it chooses to make, together with its supporting brief, addressed to Issues of Fact Nos. 1, 2, 6, 8 and 9 and Issue of Law No. 1 set forth by Delaware in its letter of February 17, 2006. Delaware shall file its response to any such motion within thirty (30) days from the filing of said motion by New Jersey and, in any event, no later than April 19, 2006. New Jersey shall file any reply to the aforesaid brief filed by Delaware on or before April 26, 2006. Unless otherwise ordered by the Special Master for good cause shown, briefs shall not exceed twenty-five (25) pages in length.

2. The Case Management Plan is hereby amended by adding a new paragraph 16 as follows:

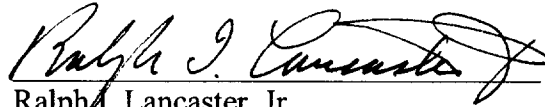
16. Non-dispositive Motions

Before bringing a non-dispositive motion to the attention of the Special Master, the parties shall confer to see whether they can agree on the matter that would be the subject of the motion. It shall be the responsibility of the moving party to initiate the conference. If, as a result of the conference, the parties are in agreement, they shall report the matter by written submission to the Special Master either in the form of a joint motion or in the form of a motion by the initiating party with the concurrence of the other. If the conference does not result in agreement, the moving party shall promptly submit the issue to the Special Master orally by telephone conference call which the moving party shall be responsible for setting up at a time mutually convenient for the parties and Special Master.

3. Any requests for modification or supplementation of this Case

Management Order shall be received by the Special Master on or before February 28, 2006.

Dated: February 24, 2006



Ralph A. Lancaster, Jr.
Special Master

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