

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA STATE
ENGINEER; THE STATE OF NEVADA
DEPARTMENT OF CONSERVATION
AND NATURAL RESOURCES,
DIVISION OF WATER RESOURCES;
AND KOBEH VALLEY RANCH, LLC,
Appellants,

vs.

EUREKA COUNTY, A POLITICAL
SUBDIVISION OF THE STATE OF
NEVADA; KENNETH F. BENSON, AN
INDIVIDUAL; DIAMOND CATTLE
COMPANY, LLC, A NEVADA LIMITED
LIABILITY COMPANY; AND MICHEL
AND MARGARET ANN ETCHEVERRY
FAMILY, LP, A NEVADA REGISTERED
FOREIGN LIMITED PARTNERSHIP,
Respondents.

No. 70157

FILED

JUL 28 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

*ORDER REINSTATING BRIEFING AND GRANTING IN PART
MOTION TO EXPEDITE APPEAL*

This is an appeal from a district court order granting petitions for judicial review of an administrative water law decision. We previously ordered appellants to show cause why this appeal should not be dismissed for lack of jurisdiction as it appeared a tolling motion remained pending in the district court. Appellants have responded and provided a copy of a district court order resolving the tolling motion. Accordingly, we conclude that this appeal may proceed. NRAP 4(a)(6).

Appellant Kobeh Valley Ranch, LLC has also filed a motion to expedite this appeal without briefing, or alternatively, subject to an expedited briefing schedule. Having considered the motion and oppositions, we grant the motion to the following extent. We decline to

submit this appeal for decision without briefing. Appellants shall each have 20 days from the date of this order to file and serve their opening briefs and appendices. Respondents shall have 30 days from service of the last filed opening brief to file and serve their answering briefs. Thereafter, appellants shall have 11 days from service of last filed answering brief to file and serve their reply briefs. Resolution of this appeal will be expedited to the extent permitted by this court's docket.

It is so ORDERED.

 J.

cc: Attorney General/Carson City
Taggart & Taggart, Ltd.
Parsons Behle & Latimer/Salt Lake City
Parsons Behle & Latimer/Reno
Allison, MacKenzie, Ltd.
Mahe Law, Ltd.
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Eureka County District Attorney