

RECEIVED

AUG 3 1987

PIRTLE, MORISSET
WLOSSER & AYER

IN THE UNITED STATES CLAIMS COURT

JESSIE SHORT, et al.,)
)
 Plaintiffs,)
)
 vs.)
)
 UNITED STATES,)
)
 Defendant,)
)
 and)
)
 HOOPA VALLEY TRIBE,)
)
 Defendant-Intervenor.)
 _____)

No. 102-63

(FILED JULY 29, 1987)

ORDER

A status conference call was held on July 16, 1987, to discuss three topics, noted by order of July 9, 1987, including a briefing schedule. It is hereby ORDERED:

On or before July 24, 1987, plaintiffs shall serve upon the Court and all parties a list of those fully briefed motions on which rulings are requested.

On or before August 14, 1987, plaintiffs shall serve upon the Court and all parties motions concerning the entitlement of the individual plaintiffs of the Brown, Gist, and Ruben "families" previously listed on plaintiffs' trial notice. Defendants shall serve responsive papers, which shall include factual information presented in tabular form, on or before September 30, 1987.

On or before August 31, 1987, plaintiffs represented by William Wunsch shall serve upon defendants' counsel lists containing factual information concerning individual manifest injustice plaintiffs, presented in tabular form, and indicating plaintiffs' agreements and disagreements with the factual information previously served by the Hoopa Valley Tribe.

On or before August 31, 1987, plaintiffs represented by William Wunsch shall serve upon defendants' counsel complete discovery responses for all plaintiffs who intend to respond to the Hoopa Valley Tribe's discovery requests directed to plaintiffs seeking entitlement under the manifest injustice exception. Plaintiffs who cannot be contacted or who for other reasons have not responded to the manifest injustice discovery shall also be identified by that time.

On or before September 1, 1987, the defendant United States shall serve upon the Court and all parties its supplemented motion for summary judgment with respect to the Bigby, Delilah Charlie and McClung "families" previously listed on plaintiffs' trial notice.

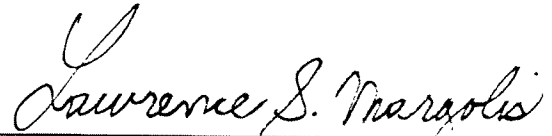
On or before September 30, 1987, the parties shall, separately or jointly, serve upon the Court and all parties tabular lists of plaintiffs seeking entitlement under the manifest injustice exception and indicating agreements or disagreements regarding those factual characteristics of plaintiffs that relate to the three manifest injustice factors described in the Court's opinions of May 14, 1987.

Defendants need not file separate entitlement responses on manifest injustice as individual plaintiffs respond to discovery.

Defendants' counsel and counsel for plaintiffs represented by Clifford Duke shall agree upon a similar procedure and timetable for presentation of manifest injustice claimants.

The parties are directed to keep in mind the possibility of a monetary settlement.

IT IS SO ORDERED.



LAWRENCE S. MARGOLIS
Judge, U.S. Claims Court

July 29, 1987