

**No. 138, Original**

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

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**STATE OF SOUTH CAROLINA,**

**Plaintiff,**

**v.**

**STATE OF NORTH CAROLINA,**

**Defendant.**

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**OFFICE OF THE SPECIAL MASTER**

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**Case Management Order Number 6  
June 30, 2008 Telephonic Hearing**

**July 3, 2008**

At the June 30, 2008 telephonic Status Conference, the Special Master heard argument on certain disputes that had arisen between the parties in connection with their efforts to agree upon a Case Management Plan. The Special Master rules as follows on the issues presented:

1. Rule 26(c)(1)(E) of the Federal Rules of Civil Procedure shall be incorporated into the Case Management Plan to govern attendance at depositions. South Carolina's request for a more restrictive rule is denied.

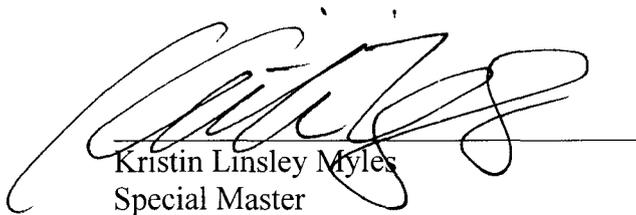
2. The parties shall make an effort to agree on a provision in the Case Management Plan to govern the contents of privilege logs, consistent with the agreements reached between counsel during the hearing.

3. South Carolina shall submit a further statement of position regarding the contents and timing of Phase I in writing by July 3, 2008. The intervenors shall submit their written responses to South Carolina's position on or before July 11, 2008. North Carolina shall submit its written response to South Carolina's position on or before July 14, 2008. The Special Master will hear further argument regarding Phase I during the teleconference scheduled for July 17, 2008 at 3:00 p.m. Eastern Time.

4. On June 27, 2008, South Carolina filed a Motion for Clarification, or in the Alternative, Reconsideration of the Special Master's May 27, 2008 Order regarding intervention. Any opposition to this motion by the intervenors or North Carolina shall be submitted on or before July 10, 2008. South Carolina shall submit any reply brief on or before July 15, 2008. The Special Master will hear argument on this motion during the teleconference scheduled for July 17, 2008 at 3:00 p.m. Eastern Time.

5. The September status conference has been set for September 26, 2008 at 2:00 p.m. Eastern Time.

Dated: July 3, 2008



Kristin Linsley Myles  
Special Master

Munger, Tolles & Olson LLP  
560 Mission Street, 27th Floor  
San Francisco, CA 94105  
Tel: (415) 512-4000  
Fax: (415) 512-4077