



1. The Corps lodged administrative records on November 10, 2016, and March 21, 2017. ECF Nos. 55, 181.
2. The Corps added additional documents to the administrative records on May 5, 2017. ECF No. 221.
3. Cheyenne River moved to supplement the administrative records on May 4, 2017. ECF No. 220.
4. Pursuant to Local Rule 7(b), the Corps' response to Cheyenne River's Motion is due by May 18, 2017.
5. During the week of May 8-12, 2017, Matt Marinelli, counsel for the Corps, is out of the office and unable to draft a response to Cheyenne River's Motion.
6. Counsel for the Corps conferred with counsel for Cheyenne River who represented they did not object to the proposed extension.
7. The granting of this extension will not cause undue injury or prejudice to the Parties' interests in this case. Rather, the extension would allow the Corps sufficient time to confer with agency counsel regarding the documents Cheyenne River seeks to add to the record, coordinate a well-researched response to Cheyenne River's Motion, and obtain the requisite review and approvals from Corps and Department of Justice officials to fully develop the United States' arguments for the Court.

WHEREFORE, the United States Corps of Engineers, through undersigned counsel, respectfully requests that the Court grant this Motion and extend the deadline for the Corps to file its Opposition to Cheyenne River Sioux Tribe's Motion to Supplement the Administrative Record by seven days, up to and including May 25, 2017.

Dated: May 11, 2017

Respectfully submitted,

JEFFREY H. WOOD  
Acting Assistant Attorney General  
Environment & Natural Resources Division

By: /s/ Reuben S. Schiffman  
REUBEN S. SCHIFMAN, NY Bar  
MATTHEW MARINELLI, IL Bar 6277967  
AMARVEER S. BRAR, CA Bar 309615  
U.S. Department of Justice  
Natural Resources Section  
P.O. Box 7611  
Benjamin Franklin Station  
Washington, DC 20044  
Phone: (202) 305-4224 (Schifman)  
Phone: (202) 305-0479 (Brar)  
Fax: (202) 305-0506  
[reuben.schifman@usdoj.gov](mailto:reuben.schifman@usdoj.gov)  
[matthew.marinelli@usdoj.gov](mailto:matthew.marinelli@usdoj.gov)  
[amarveer.brar@usdoj.gov](mailto:amarveer.brar@usdoj.gov)

ERICA M. ZILIOLI, D.C. Bar 488073  
U.S. Department of Justice  
Environmental Defense Section  
P.O. Box 7611  
Washington, DC 20044  
Phone: (202) 514-6390  
Fax: (202) 514-8865  
[Erica.Zilioli@usdoj.gov](mailto:Erica.Zilioli@usdoj.gov)

*Attorneys for the United States Army Corps of  
Engineers*

OF COUNSEL:

MILTON BOYD  
MELANIE CASNER  
U.S. Army Corps of Engineers  
Office of Chief Counsel  
Washington, DC

**CERTIFICATE OF SERVICE**

I hereby certify that, on the 11th day of May, 2017, a copy of the foregoing was filed through the Court's CM/ECF management system and electronically served on counsel of record.

/s/ Reuben S. Schiffman

Reuben S. Schiffman

U.S. Department of Justice  
Natural Resources Section  
P.O. Box 7611  
Benjamin Franklin Station  
Washington, DC 20044  
Phone: (202) 305-4224  
Fx: (202) 305-0506  
[reuben.schiffman@usdoj.gov](mailto:reuben.schiffman@usdoj.gov)