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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

NATIONAL WILDLIFE FEDERATION, *et al.*

Plaintiffs,

v.

NATIONAL MARINE FISHERIES
SERVICE, *et al.*

Defendants.

Civil No. 01-640-RE

**FEDERAL DEFENDANTS'
FIRST 2007 SPILL
IMPLEMENTATION
STATUS REPORT**

In accordance with the Court's instruction in its April 16, 2007 Order, Federal Defendants submit their first 2007 spill implementation status report. *See* Exhibit A. This first status report contains the 2007 fish operation plan which describes actions by the U.S. Army

Corps of Engineers (“Corps”) to implement project operations for fish passage at its Federal Columbia River Power System (“FCRPS”) dams during the 2007 fish migration season. Subsequent status reports will include, among other things, the hourly flow through the powerhouse at each dam; the hourly flow over the spillway compared to the target spill for that hour; and, the resultant 12-hour average total dissolved gas (“TDG”) for the tailwater at each project and for the next project’s forebay downstream.

In the April 16, 2007 Order, the Court requested a second status report “no later than 30 days after the commencement of the 2007 Spring Spill Program”, and “subsequent spill reports at 30 day intervals thereafter.” April 16, 2007 Order (Docket No. 1330). Because the 2007 spring spill program began on April 3, 2007, Federal Defendants’ second spill report would be due May 3, 2007. As encountered last summer, the Corps has difficulty compiling the monthly information, which is gathered on weekly cycles from Monday through Sunday of each week, and producing a readable and accurate report by the first of every month. In order to assure that the data is correct before filing, additional time after the first of the month is needed to gather and finalize the monthly report. Accordingly, the Corps respectfully requests additional time to file the monthly status reports in accordance with the following schedule:

- Period from April 3 - 29 File May 9, 2007
- Period from April 30 - June 2 File June 13, 2007
- Period from June 4 - July 1 File July 11, 2007
- Period from July 2 - July 29 File August 8, 2007
- Period from July 30 - August 31 File September 12, 2007

RESPECTFULLY SUBMITTED,

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CERTIFICATE OF SERVICE

Pursuant to Local Rule Civil 100.13(c), and F.R. Civ. P. 5(d), I certify that on April 18, 2007, the foregoing will be electronically filed with the Court's electronic court filing system, which will generate automatic service upon on all Parties enrolled to receive such notice. The following will be manually served by overnight mail:

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