



State of North Carolina

ROY COOPER
ATTORNEY GENERAL

Department of Justice
PO Box 629
Raleigh, North Carolina
27602

REPLY TO

Christopher G. Browning, Jr.
Solicitor General
(919)716-6911
(919) 716-6763

April 14, 2009

Bye-mail and first class mail

Special Master Kristin L. Myles
Munger, Tolles & Olson, LLP
560 Mission Street, 27th Floor
San Francisco, CA 94015

RE: *South Carolina v. North Carolina*, No. 138, Original;
North Carolina's Progress Report No. 13

Dear Special Master Myles:

On March 30, 2009, the Supreme Court issued an order stating that South Carolina's exceptions to the Special Master's report will be set for oral argument in "due course." At that time, the Clerk's Office indicated that oral argument will likely be scheduled for October 2009.

Document discovery among the parties is ongoing. North Carolina has been searching both paper files and electronic documents in response to South Carolina's discovery requests. South Carolina informed North Carolina that South Carolina had not yet conducted an electronic search for documents because it wanted North Carolina to provide a list of search terms to use, including a list of South Carolina tributaries. North Carolina has earlier today forwarded to South Carolina the result of North Carolina's search to identify the tributaries in both States that flow directly into the Catawba/Wateree River Basin. Accordingly, the parties should now be in a position to promptly search electronic databases without any further delay.

Sincerely,

A handwritten signature in cursive script, appearing to read "Chris Browning", written over a horizontal line.

Christopher G. Browning, Jr.
North Carolina Solicitor General

CGB, Jr.lgm

cc: All Counsel of Record (via e-mail and hard copies as requested)