

No. 142, Original

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**In the  
Supreme Court of the United States**

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STATE OF FLORIDA,

*Plaintiff,*

v.

STATE OF GEORGIA,

*Defendant.*

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Before the Special Master

Hon. Paul J. Kelly, Jr.

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**ORDER ON FLORIDA'S PRESENTATION  
MATERIALS AT ORAL ARGUMENT**

**November 5, 2019**

The Special Master has received Florida's PowerPoint presentation (including hard copies) which may be referenced at oral argument on Thursday, November 7, 2019. Concerning slides numbered 3–13, and 17 regarding Special Master Lancaster's conclusions, counsel are reminded that the Supreme Court tasked the Special Master on remand with making actual findings and conclusions on matters that Special Master Lancaster or the Court merely assumed. Florida v. Georgia, 138 S. Ct. 2502, 2518, 2527 (2018). Additionally, concerning slides numbered 23–26 regarding the role of the Army Corps of Engineers, the Special Master recognizes that the Corps would “not undermine” an equitable apportionment by the Court and would attempt to accommodate such a decree if possible. Id. at 2526; United States' Statement of Continued Participation at 6 (Oct. 2, 2018) (Dkt. No. 643).<sup>1</sup> With these observations, Florida's PowerPoint presentation is approved. The Special Master takes no position on the merits.

Georgia did not submit any presentation materials.

As previously indicated, each party will be allotted 45 minutes for argument, and Florida may reserve time for rebuttal at the beginning its argument.

IT IS SO ORDERED.

Dated: November 5, 2019.

/s/ Paul Kelly, Jr.

Paul J. Kelly, Jr.  
Special Master

United States Circuit Judge  
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<sup>1</sup> The docket for this case can be found on the United States Court of Appeals for the Tenth Circuit's website: <https://www.ca10.uscourts.gov/special-master-142>.