



State of North Carolina

Department of Justice
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ROY COOPER
ATTORNEY GENERAL

REPLY TO: Christopher G. Browning, Jr.
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June 23, 2010

By e-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. 15**

Dear Special Master Myles:

Document discovery among the parties is ongoing. On February 23, 2010, North Carolina served contention interrogatories on South Carolina. South Carolina served its response to those contention interrogatories on April 2, 2010. The parties have exchanged correspondence regarding the adequacy of those responses. The parties have not yet conducted a meet and confer with respect to those discovery responses. On May 4, 2010, South Carolina served contention interrogatories on North Carolina. North Carolina served its response to those contention interrogatories on June 4, 2010.

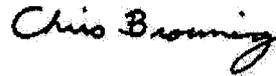
Additionally, since the fall of 2009 North Carolina has been engaged in negotiations with South Carolina, Duke Energy, CRWSP and third party HDR to make available the CHEOPS source code while protecting the confidential nature of that code. These negotiations are ongoing.

Upon receipt of the Special Master's ruling with respect to bifurcation, North Carolina anticipates scheduling a conference with South Carolina and the intervenors to discuss the length of

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time necessary to complete discovery. North Carolina believes that any such discussion would be premature until after such ruling.

Sincerely,

A handwritten signature in black ink that reads "Chris Browning". The signature is written in a cursive, slightly slanted style.

Christopher G. Browning, Jr.
North Carolina Solicitor General

CGB/dhm

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