

MEMORANDUM

TO: Joseph W. Evans, Esq. VIA FAX: 907/456-5055
FROM: Charles H. McCrea, Sr. 
RE: Nevada Power v. Monsanto, etc.
DATE: April 16, 1992

Herewith the Amended Opinion in the above case. I was concerned when you called yesterday that the court might have diluted the February 5 Opinion, but the Amended Opinion instead drives a few more nails in the defendants' coffin. Note that not a single one of the 33 or so judges on the 9th Circuit (including the judge who dissented) had any interest in hearing the matter in banc. That sort of adds insult to what is already a grievous injury!

Glad to have been helpful to your cause by carrying the ball for Nevada Power. My co-counsel (the Bloomington, IN McCrea), who is a more aggressive negotiator than I, said, "Get a fishing trip out of it!"