

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

IN RE: KATRINA CANAL BREACHES
CONSOLIDATED LITIGATION

CIVIL ACTION

NO. 05-4182 “K” (2)

PERTAINS TO: MRGO

JUDGE DUVAL
MAG. WILKINSON

**MRGO DEFENDANTS’ THIRTEENTH PRELIMINARY LIST OF
WITNESSES FOR POTENTIAL MERITS TRIAL(S)**

Pursuant to the Court’s Case Management and Scheduling Order No. 7, entered May 1, 2008 (Docket No. 12935) (“CMO 7”), the undersigned Defendants submit this thirteenth preliminary list of fact and expert witnesses that may or will be called to testify at any trial(s) on the merits.

This witness list is submitted jointly, by all MRGO Defendants, in order to comply with the Court’s CMO 7, but the joint nature of this list does not mean that each defendant necessarily adopts, approves, or endorses each witness named on this list.

Although the MRGO Defendants have endeavored in good faith to prepare this thirteenth preliminary witness list, it is necessarily limited, because discovery in this case is not complete, and will not close until March 2009. Consequently, MRGO Defendants have prepared this preliminary list on the basis of their best efforts and the information currently available, and submit this list in accordance with the Court’s CMO 7 and

subject to later supplementation on the 20th day of every month as directed in CMO 7.

CMO 7, § IV(A)(1).¹

FACT WITNESSES

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(physical)
7400 Leake Avenue
New Orleans, LA 70118
Subject Matter: Maintenance of the MRGO

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Subject matter: Design, construction and maintenance of the MRGO

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¹ If counsel wishes to contact any current or former federal employees, such contact must be made through counsel for the United States.

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Subject matter: Levee inspections

Gerald J. Dicharry, Jr.
Retired Project Manager for Lock Replacement Project
1813 Francis Ave.
Metairie, LA 70003-4653
Subject matter: The Lock Replacement Project

Gillen, Gerald III
Assistant Director - Orleans Levee District
6920 Franklin Avenue
New Orleans, LA 70122
Subject matter: The Gulf Intracoastal Waterway (“GIWW”) and the Inner-Harbor Navigational Canal (“IHNC”)

Geneva Grille, P.E.
110 Noble Drive
Belle Chasse, LA 70037
Subject Matter: The engineering interface between the U.S. Army Corps of Engineers and the Louisiana Department of Transportation, Lake Borgne Levee District (“L.B.L.D.”), Orleans Levee District (“O.L.D.”) and various contractors regarding the LPVHPP

Lee A. Guillory, P.E.
U.S. Army Corps of Engineers
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Subject matter: Washington Group International, Inc.’s (“WGII”) work for the U.S. Army Corps of Engineers in the East Bank Industrial Area of New Orleans between 1999 and May 2005, pursuant to Task Order 26

Victor Landry
Retired Director Orleans Levee District
329 Virginia St.
New Orleans, LA 70124
Subject matter: The Gulf Intracoastal Waterway (“GIWW”) and the IHNC

John Grieshaber, Ph.D.
U.S. Army Corps of Engineers
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7400 Leake Avenue
New Orleans, LA 70118
Subject matter: the IHNC

Melvin M.L. McElwee, Sr.
14154 Rev. Joseph White Road
Independence, LA 70443
Subject matter: Experience(s) excavating along the IHNC

Gregory Miller
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7400 Leake Avenue
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Subject matter: Wetlands

Zoltan Montvai
U.S. Army Corps of Engineers
441 G Street, N. W.
Washington, D.C. 20314-1000
Subject Matter: The Corps’ procedure on obtaining Congressional approval for
Civil Works projects such as the MRGO

James A. Montegut
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Subject matter: WGII's work for the U.S. Army Corps of Engineers in the East Bank Industrial Area of New Orleans between early 2000 and May 2005, pursuant to Task Order 26

Alfred Naomi
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Subject matter: LPVHPP project management

Gib Owen
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Subject matter: The Corps' Hurricane and Storm Damage Risk Reduction System 100-year design plan

Richard Pinner
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Subject matter: Geotechnical analysis of soil

Thomas Podany
U.S. Army Corps of Engineers
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New Orleans, LA 70118

Subject matter: the 1988 Reconnaissance Report and subsequent actions (such as the 1994 Reconnaissance Report, the 1996 updated Evaluation Report, and communications between the Corps and Congress on this topic) taken to address the impact of MRGO on the environment, in particular bank erosion and salinity.

Nancy Powell
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Subject matter: Hydrology of MRGO

St. Paul Fire and Marine Insurance Company
Travelers Companies, Inc.
One Tower Square
Hartford, CT 06183

Subject matter: Applicable St. Paul Fire and Marine Insurance Company policies

Stephen C. Roe
14054 West Cornell Avenue
Lakewood, CO 80228

Subject matter: WGII's work for the U.S. Army Corps of Engineers in the East Bank Industrial Area of New Orleans between July 1999 and June 2001, pursuant to Task Order 26

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Subject matter: Maintenance of the MRGO

John Saia
U.S. Army Corps of Engineers
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New Orleans, LA 70160-0267
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7400 Leake Avenue
New Orleans, LA 70118
Subject matter: NEPA compliance and Environmental Impact
Statements/Environmental Assessments concerning the MRGO; Corps' budget,
appropriations, proposals, and requests associated with construction, operation,
and maintenance of the MRGO

Phillip L. Staggs
225 S. Tropical Trail
Meritt Island, FL 32952
Subject matter: WGII's work for the U.S. Army Corps of Engineers in the East
Bank Industrial Area of New Orleans between July 2000 and April 2005, pursuant
to Task Order 26

Gerard S. Satterlee, Jr., P.E.
1100 Poydras St., Suite 1550
New Orleans, LA 70163
Subject matter: Levee design, construction, and maintenance

Spencer, Stevan G., P.E.
Executive Director - Orleans Levee District
New Orleans, LA 70122
Subject matter: The GIWW and the IHNC

David V. "Vann" Stutts
U.S. Army Corps of Engineers

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Subject matter: Design, construction and maintenance of the MRGO

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Subject matter: Design, construction and maintenance of the MRGO

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Subject matter: Effects of storm surge on the MRGO

EXPERT WITNESSES

EXPERT	SPONSORING PARTY	SUBJECT MATTER/ EXPERTISE
John Barras Geographer Nation Wetlands Research Center Coastal Restoration Field Sta. Louisiana State University U.S. Geological Survey	The United States	Area: wetlands and habitat mapping
Robert H. Bass Hydraulic Engineer Hydraulics and Hydrology Branch Engineering Division New Orleans District U.S. Army Corps of Engineers	The United States	Area: HEC-RAS modeling
Charles T. Brigden Clarion Associates, Inc. 601 South LaSalle Street Suite 600 Chicago, IL 60605	Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board	commercial and private real estate appraisal, feasibility studies, and market studies
Louis D. Britsch Geologist Engineering Division New Orleans District U.S. Army Corps of Engineers	The United States	geologic/geomorphic development; mapping/analysis/causes of land loss
Prof. Robert A. Dalrymple Civil Engineering Department 210 Latrobe Hall Johns Hopkins University Baltimore, MD 21218	Washington Group International, Inc.	civil and coastal engineering (including storm surge, waves, water flow, overtopping and tides) in connection with the breaches along the eastside of the Industrial Canal

EXPERT	SPONSORING PARTY	SUBJECT MATTER/ EXPERTISE
<p>Stephen R. DeLoach P.E., L.S. Associate Director of Engineering, Design and Construction Smithsonian Institution</p>	<p>The United States</p>	<p>Area: LIDAR and datums</p>
<p>Bruce A. Ebersole, P.E. Chief, Flood & Storm Protection Division Coastal & Hydraulics Laboratory, USACE</p>	<p>The United States</p>	<p>civil hydrology engineeringhydrodynami c loadings/levee walls/ influences of MRGO</p>
<p>Steve Fitzgerald Harris County Flood Control District, Houston, TX</p>	<p>The United States</p>	<p>hydrology/interior drainage</p>
<p>Michael W. Flores, P.E. GCR & Associates, Inc. UNO Research and Technology Park 2021 Lakeshore Drive Suite 100 New Orleans, LA 70122</p>	<p>Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board</p>	<p>land surveying</p>
<p>Suzanne Hawes Project Manager for the Environment New Orleans District U.S. Army Corps of Engineers</p>	<p>The United States</p>	<p>Area: wetlands and environmental compliance</p>
<p>Brian Jarvinen Formerly with National Hurricane Center</p>	<p>The United States, Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, Sewerage & Water Bd, and Washington Group International, Inc.</p>	<p>meteorology/storm surge research, modeling and reporting/results of storm surge events and effects</p>

EXPERT	SPONSORING PARTY	SUBJECT MATTER/ EXPERTISE
<p>William Klein, Jr. General Biologist, Ecological Planning and Restoration Section, Environmental Branch, New Orleans District U.S. Army Corps of Engineers</p>	<p>The United States</p>	<p>wetlands/environmental compliance</p>
<p>Paul D. Kuhlmeier, Ph.D., P.E., P.G. 5296 E. Softwood Drive Boise, ID 83716</p>	<p>Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board</p>	<p>hydrology, hydraulics, and hydrological and geological engineering</p>
<p>Dr. Reed L. Mosher Chief Structural Mechanics Division, USACE</p>	<p>The United States</p>	<p>civil geotechnical engineering/project evaluation/ performance assessment</p>
<p>Erik L. Nelson, Ph.D., P.E. 2740 Dallas Parkway Suite 220 Dallas, TX 75093</p>	<p>Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board</p>	<p>architectural engineering</p>
<p>Billy R. Prochaska, P.E. 9935 Hillyard Baton Rouge, LA 70809</p>	<p>Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board</p>	<p>geotechnical engineering</p>
<p>Dr. Donald T. Resio Senior Scientist Coastal & Hydraulics Laboratory U.S. Army Corps of Engineers</p>	<p>The United States</p>	<p>hydrodynamic forces/oceanography/ wind and wave interaction and probability analysis</p>

EXPERT	SPONSORING PARTY	SUBJECT MATTER/ EXPERTISE
James A. Richardson, Ph.D. 3200 CEBA Building Louisiana State University Baton Rouge, LA 70803	Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board	economics
Gregory C. Rigamer GCR & Associates, Inc. UNO Research and Technology Park 2021 Lakeshore Drive Suite 100 New Orleans, LA 70122	Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board	demographics, cultural heritage and urban planning
Richard W. Roddewig, MAI Clarion Associates, Inc. 601 South LaSalle Street Suite 600 Chicago, IL 60605	Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, and Sewerage & Water Board	commercial and private real estate appraisal, feasibility studies, and market studies
Deborah Senn, Esq. Deborah Senn Expert Services Seattle, Washington	The United States	insurance
Francisco Silva-Tulla, Sc.D., P.E. and T. William Lambe, Sc.D., P.E. GeoEngineering and Environment 12 Baskin Road Lexington, MA 02421	Washington Group International, Inc.	civil and geotechnical engineering relating to the cause of failure of the levee/ floodwalls along the eastside of the Industrial Canal

EXPERT	SPONSORING PARTY	SUBJECT MATTER/ EXPERTISE
<p>Michael W. Truax, MAI Truax, Robles & Baldwin, LLC 3045 Ridgelake Drive Suite 100 Metairie, LA 70002</p>	<p>Orleans Levee District, East Jefferson Levee District, Lake Borgne Levee District, Sewerage & Water Board, and Washington Group International, Inc.</p>	<p>commercial and private real estate appraisal</p>
<p>Prof. Kerry D. Vandell The Paul Merage School of Business, University of California-Irvine 429 SB Irvine, CA 92697</p>	<p>Washington Group International, Inc.</p>	<p>economics; proposed class allegations of diminution of real estate values</p>
<p>Dr. Joannes Westerink Dept. Of Civil Engineering & Geological Sciences, University of Notre Dame</p>	<p>The United States</p>	<p>storm surge modeling</p>
<p>Dr. Thomas F. Wolff Associate Dean for Graduate Studies, College of Engineering Michigan State University</p>	<p>The United States</p>	<p>geotechnical engineering</p>

Dated: October 20, 2008

Respectfully submitted,

/s/Gary M. Zwain

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing MRGO Defendants' Thirteenth Preliminary List of Witnesses For Potential Witnesses Trial has been served upon all counsel of record through the Court's CM/ECF electronic filing system or by placing same in the United States mail, postage prepaid and properly addressed, this 20th day of October, 2008.

/s/Heather S. Lonian