

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

| | | |
|---|---|----------------------|
| UNITED STATES OF AMERICA |) | |
| and |) | |
| STATE OF NEW MEXICO, <i>ex rel.</i> STATE |) | |
| ENGINEER, |) | |
| |) | |
| Plaintiffs, |) | |
| |) | No. 01cv00072 BB/WDS |
| and |) | |
| |) | ZUNI RIVER BASIN |
| ZUNI INDIAN TRIBE, NAVAJO NATION, |) | ADJUDICATION |
| |) | |
| Plaintiffs in Intervention, |) | |
| |) | |
| v. |) | |
| |) | |
| A & R PRODUCTIONS, et al. |) | |
| |) | |
| Defendants. |) | |
| |) | |

APPLICATION FOR ENTRY OF DEFAULT

The Plaintiff United States of America (“United States”) hereby requests the Clerk of the Court, pursuant to Fed. R. Civ. P. 55(a) and the Special Master’s Procedural and Scheduling Orders in this action, to enter the default of the following named defendants for failure to answer or otherwise plead; and the undersigned certifies that no Subfile Answer, appearance, or other pleading has been served upon the Plaintiffs’ attorneys with respect to the indicated subfiles:

| Defendant | Subfile |
|--------------------|------------|
| Maryald A. Jose | ZRB-1-0047 |
| Dan Allen | ZRB-1-0117 |
| Mattie Oldfield | ZRB-2-0107 |
| Debbie A. Byington | ZRB-3-0022 |
| John C. Byington | ZRB-3-0022 |

| | |
|----------------------|------------|
| Konard Knoll | ZRB-3-0022 |
| Carla Ferong | ZRB-3-0022 |
| David A. Combs | ZRB-3-0035 |
| Jeanne A. Combs | ZRB-3-0035 |
| Michael E. Costello | ZRB-3-0040 |
| Yvonne H. Costello | ZRB-3-0040 |
| Bryan Godfrey | ZRB-3-0063 |
| Pearl Godfrey | ZRB-3-0063 |
| Thomas V. Grijalva | ZRB-3-0068 |
| Loretta Grijalva | ZRB-3-0068 |
| Felix B. Garcia | ZRB-3-0068 |
| Julia Garcia | ZRB-3-0068 |
| John L. Howard | ZRB-3-0081 |
| Sandra L. Howard | ZRB-3-0081 |
| Vassillios J. Mantas | ZRB-3-0100 |
| Wade Murray | ZRB-3-0118 |
| Fronnie Murray | ZRB-3-0118 |
| Jesse Sandoval | ZRB-3-0173 |
| Antonio Sandoval | ZRB-3-0173 |
| Sarah Sandoval | ZRB-3-0173 |
| Darryl Rowan | ZRB-3-0177 |
| Deanna Rowan | ZRB-3-0177 |

Dated: October 7, 2008

Electronically Filed

/s/ Bradley S. Bridgewater

BRADLEY S. BRIDGEWATER

U.S. Department of Justice

1961 Stout Street - 8th Floor

Denver, CO 80294

(303) 844-1359

COUNSEL FOR THE UNITED STATES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on October 7, 2008, I filed the foregoing *Application for Entry of Default* electronically through the CM/ECF system, which caused CM/ECF participants to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

AND I FURTHER CERTIFY that on such date I served the foregoing on the following non-CM/ECF participants in the manner indicated:

Via Regular Mail:

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_____/s/_____
Bradley S. Bridgewater