

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

DISTRICT OF NEW MEXICO
 DISTRICT COURT

03 OCT 14 PM 2:50

Robert M. Mallery
 DISTRICT ATTORNEY

UNITED STATES OF AMERICA,)
 for itself and as Trustee for the)
 Zuni Indian Tribe, Navajo Nation and)
 Ramah Band of Navajos,)
 and)
 STATE OF NEW MEXICO, *ex rel.*)
 STATE ENGINEER,)
 Plaintiffs,)

01-CV-00072-BDB/WDS (ACE)

and)
 ZUNI INDIAN TRIBE and)
 NAVAJO NATION,)
 Plaintiffs-in-Intervention,)

ZUNI RIVER BASIN
 ADJUDICATION

v.)
)
 STATE OF NEW MEXICO,)
 COMMISSIONER OF PUBLIC LANDS)
 and A & R PRODUCTIONS, *et al.*,)
 Defendants.)

**ZUNI INDIAN TRIBE'S UNOPPOSED MOTION FOR EXTENSION OF TIME
 TO RESPOND TO DEFENDANTS MALLERY, ET AL.'S
 MOTION TO DISMISS OR STAY FILING OF LIS PENDENS**

The Zuni Indian Tribe, through undersigned counsel, respectfully moves the Court for an extension of time, up to and including October 28, 2003, in which to respond to Defendants Mallery, et al.'s Motion to Dismiss Without Prejudice Pursuant to Fed. R. Civ. P. 41(B) For Failure to Prosecute Or in the Alternative to Stay Filing of *Lis Pendens*. As grounds for this Motion, counsel for the Zuni Indian Tribe states that due to other imminent deadlines, additional time is needed to respond to the matters raised in Defendants' Motion to Dismiss. Counsel for Defendants Mallery, et al. has no objection to this Motion. A proposed form of Order is submitted herewith.

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Respectfully submitted,

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