

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 MV/LFG
and	)	
	)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ADJUDICATION
	)	
Plaintiffs in Intervention,	)	
	)	
v.	)	
	)	
A & R PRODUCTIONS, et al.	)	
	)	
Defendants.	)	
_____	)	

**MOTION 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), to enter the default of the following named defendant for failure to answer or otherwise plead; and the undersigned certifies that no Request for Consultation, Subfile Answer, appearance, or other pleading required by the Procedural and Scheduling Orders entered in this case has been served upon the Plaintiffs' attorneys or filed with the Court with respect to the indicated subfile, and also that no pleading responding to the summons and complaint as required by the Federal Rules of Civil Procedure has been served upon the Plaintiffs' attorneys or filed with the Court:

<b>Defendant</b>	<b>Subfile</b>
MICHAEL PASICH	ZRB-4-0470

The United States also requests the Clerk of the Court, pursuant to Fed. R. Civ. P.

55(a), to enter the default of the following named defendants for failure to plead or otherwise defend; specifically for failure to file with the Court a Subfile Answer or sign and return the last-offered Consent Order. The undersigned certifies that no Subfile Answer has been filed with the Court and served on counsel for the Plaintiffs, as required by the applicable Procedural and Scheduling Order, and that the defendants have failed to sign and return the last-offered Consent Order for the Subfile indicated within twenty (20) days of service of *Notice that the Consultation Period has Ended*. In addition, these defendants failed to serve and file a pleading responding to the summons and complaint as required by the Federal Rules of Civil Procedure.

<b>Defendant</b>	<b>Subfile</b>	<b>Notice Filed:</b>
OLIN CLAWSON	ZRB-5-0019	October 22, 2012 (No. 2809)
JACKI CLAWSON	ZRB-5-0019	October 22, 2012 (No. 2809)

Dated: February 28, 2013

Electronically Filed

/s/ Bradley S. Bridgewater

---

BRADLEY S. BRIDGEWATER  
U.S. Department of Justice  
South Terrace, Suite 370  
999 18th Street  
Denver, CO 80202  
Phone: (303) 844-1359

COUNSEL FOR THE UNITED STATES

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on February 28, 2013, I filed the foregoing *Motion 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**

MICHAEL PASICH  
1615 W. HWY 66  
GALLUP, NM 87301

OLIN CLAWSON  
JACKI CLAWSON  
P.O. BOX 281  
RAMAH, NM 87321

\_\_\_\_\_/s/\_\_\_\_\_  
Bradley S. Bridgewater