

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

UNITED STATES OF AMERICA and
STATE OF NEW MEXICO *ex rel.*,
STATE ENGINEER,

Plaintiffs,

v.

A & R PRODUCTIONS et al.,

Defendants.

CV 1-72 MV/WPL

ZUNI RIVER BASIN
ADJUDICATION

Subfile No. ZRB-1-0092

SECOND SCHEDULING ORDER


In light of Mr. Bagley's absence at the Initial Scheduling Conference ("ISC") on May 6, 2015, and Mr. Schnaidt's indication that he intended to send the Plaintiffs a letter relating to the Joint Status Report and Provisional Discovery Plan ("JSR"), I will reset the ISC and associated deadlines.

The Plaintiff is responsible for filing the JSR by **May 20, 2015, at 5:00 p.m.** A Rule 16 initial scheduling conference will be held by telephone on **May 27, 2015, at 8:30 a.m. at the Court's "meet-me" line, (505) 348-2356.** A reliable long-distance carrier is recommended to ensure sound quality. This line can only accommodate up to five telephone lines, including the Court's; if the parties anticipate that they will exceed this capacity, they must contact the Court immediately so that alternative arrangements may be made. Counsel should be prepared to discuss discovery needs and scheduling, all claims and defenses, initial disclosures, and the timing of expert disclosures and reports under Federal Rule of Civil Procedure 26(a)(2). Counsel should also be prepared to discuss the use of scientific evidence and whether a *Daubert* hearing

is needed.¹ In addition, we will discuss settlement prospects and alternative dispute resolution possibilities. Client attendance is not required.

The parties are reminded that absence or tardiness will result in sanctions, pursuant to the Court's reminder at the attempted ISC held on May 6, 2015. (*See* Doc. 3043.)

IT IS SO ORDERED.



William P. Lynch
United States Magistrate Judge

¹ *See Daubert v. Merrell Dow Pharm.*, 509 U.S. 579 (1993).

A true copy of this order was served on the date of entry--via mail or electronic means--to counsel of record and any pro se party as they are shown on the Court's docket.