

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,	)	No. 01cv00072 BB/WDS
	)	
and	)	
	)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ADJUDICATION
	)	
Plaintiffs in Intervention,	)	
	)	
v.	)	
	)	
A & R PRODUCTIONS, et al.,	)	
	)	
Defendants.	)	
	)	

**CLERK'S CERTIFICATE OF DEFAULT**

I, Matthew J. Dykman, Clerk of the United States District Court, District of New Mexico, certify that the above-entitled cause was filed in the United States District Court at Santa Fe, State of New Mexico, and the records of my office indicate that service of process commanding the following defendants to appear and defend in this cause was made as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Proof of Service filed</u>
Daniel Meech	ZRB-1-0147	February 27, 2008 (Doc. #1525)
Patricia Meech	ZRB-1-0147	February 27, 2008 (Doc. #1525)
Woodson Allen Trustee	ZRB-2-0006	October 20, 2006 (Doc. #845)
John Benjamin	ZRB-2-0062	April 21, 2008 (Doc. #1732)

Katherine L. Brown	ZRB-3-0019	February 27, 2008 (Doc. #1525)
Candy Kitchen Volunteer Fire Department	ZRB-3-0025	March 14, 2008 (Doc. #1652)
Larry L. Copeland	ZRB-3-0038	August 15, 2007 (Doc. #1218)
Marcia Ludden	ZRB-3-0180	April 21, 2008 (Doc. #1732)

I, also certify, that the records of my office indicate the following defendants waived service of summons in this proceedings as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Waiver of Summons filed</u>
Marvin J. Allen	ZRB-2-0042	March 2, 2006 (Doc. #516)
Eugenio Landavazo	ZRB-2-0060	March 2, 2006 (Doc. #542)
Sandi L. Copeland	ZRB-3-0038	June 14, 2006 (Doc. #727)
Piera Medici	ZRB-3-0110	June 22, 2006 (Doc. #737)
Adrian Stewart	ZRB-3-0151	May 13, 2005 (Doc. #362)
Geraldine Stewart	ZRB-3-0152	June 30, 2006 (Doc. #749)
William R. Whitmore	ZRB-3-0166	November 20, 2006 (Doc. #872)
Patricia E. Whitmore	ZRB-3-0166	November 20, 2006 (Doc. #872)
Sean Ludden	ZRB-3-0180	January 31, 2008 (Doc. #1484)
Brianna Clark	ZRB-3-0180	January 31, 2008 (Doc. #1484)

I also certify, that the records of my office indicate that the following defendant made a voluntary appearance via an Entry of Appearance filed in this proceedings as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Voluntary Appearance</u>
Richard Davis Mallery Individually and as Trustee of the Richard Davis Mallery	ZRB-1-0058 & ZRB-5-0050	August 29, 2001 (Doc. #84)

Revocable Trust

I further certify, that the records of my office indicate the following defendants made a voluntary appearance in this proceedings by filing a Subfile Answer for Subfile No. ZRB-2-0047 as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Voluntary Appearance</u>
James Green, Trustee for Tribal Trust	ZRB-3-0065	August 9, 2006 (Doc. #789)
Deborah Green, Trustee for Tribal Trust	ZRB-3-0065	August 9, 2006 (Doc. #789)

It appears on the record that the above-named defendants have failed to plead or otherwise defend in the indicated Subfiles as provided by the Federal Rules of Civil Procedure and the Procedural and Scheduling Orders entered in this case.

WHEREFORE, I hereby certify that the above-named defendants are in default.

DATED this 18<sup>th</sup> day of June, 2008.

MATTHEW J. DYKMAN  
DISTRICT COURT CLERK

By: Maya Richman  
Deputy Clerk

