

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

Before the Honorable William P. Lynch, United States Magistrate Judge

Clerk's Minutes

Case: U.S.A. et al. v. A & R Prods. et al.
Case No.: 01-cv-0072 MV/WPL
Subfile No: ZRB-2-0098
Date: April 14, 2014
Attorney for Plaintiff: Andrew Guarino (USA)
Edward C. Bagley (NM)
Attorney for Defendant: Peter Shoenfeld (Yates Ranch Property, LLP & Jay Land, Ltd.)
Clerk: jbe
Type of Proceeding: Pretrial conference
Proceedings Commenced: 8:33 a.m.
Court in Recess: 9:02 a.m.
Total Time: **29 minutes**

Proceedings: As described in the Joint Status Report (Doc. 2955), two matters are disputed: (1) the burdens of the parties with respect to water rights in excess of those recognized by Plaintiffs in the most recent proposed Consent Order, and (2) the extent to which consideration water rights previously adjudicated in ZRB-1-0075 are included in the scope of this subfile action. Defendant will file a brief memorandum setting forth its positions of law by April 28, 2014. Responsive briefing will follow the timing set forth in the Local Rules.

Otherwise, the Court sees no problems with the discovery limitations and procedures proposed by the parties in the Joint Status Report. The Court will issue an order adopting these proposals once the two preliminary issues are resolved.