

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

UNITED STATES OF AMERICA	)	
and	)	No. 01cv00072-MV-WPL
STATE OF NEW MEXICO, ex rel. STATE	)	
ENGINEER,	)	ZUNI RIVER BASIN
Plaintiffs,	)	ADJUDICATION
v.	)	
	)	<b>Subfile No. ZRB-2-0098</b>
A & R PRODUCTIONS, et al.	)	
Defendants.	)	
_____	)	

**NOTICE OF BRIEFING COMPLETE RE: MOTIONS FOR SUMMARY JUDGMENT**

Pursuant to D.N.M.LR-Civ. 7.4(e) and the *Order Setting Pretrial Deadlines and Adopting Joint Status Report* (September 5, 2014) (Doc. 2991), and the Orders granting joint motions to modify scheduling order deadlines (Docs. 3030, 3039 and 3056), the Plaintiff United States of America (“United States”) hereby certifies that motions for summary judgment are ready for decision. The following have been submitted for resolution by the Court:

1. Defendants’ *Motion For Partial Summary Judgment* filed June 26, 2015 (Doc. 3059) and *Memorandum In Support Of Motion For Summary Judgment* (Doc. 3059-1); and
2. *United States’ Response to Defendants’ Motion For Partial Summary Judgment, Cross-Motion For Summary Judgment On All Remaining Issues Of Dispute, And Memorandum In Support* filed August 18, 2015 (Doc. 3076).

Defendants’ Reply to Cross-Motion was due on September 2, 2015. Defendants’ did not file a reply. Pursuant to Local Rule D.N.M.LR-Civ. 7.1(b), “failure to file and serve a reply in

support of a motion within the time prescribed for doing so constitutes consent that briefing on the motion is complete.”

Defendants’ Response to the United States Cross-Motion was due on September 2, 2015. Defendants’ did not file a response. Pursuant to Local Rule D.N.M.LR-Civ. 7.1(b), “failure of a party to file and serve a response in opposition to a motion within the time prescribed for doing so constitutes consent to grant the motion.”

Dated: September 4, 2015.

Electronically Filed

/s/ Andrew “Guss” Guarino  
Andrew “Guss” Guarino  
United States Department of Justice  
South Terrace, Suite 370  
999 18th St. Denver, CO 80202  
(303) 844-1343

Bradley S. Bridgewater  
U.S. Department of Justice  
South Terrace, Suite 370  
999 18th St.  
Denver, CO 80202  
(303) 844-1359

COUNSEL FOR THE UNITED STATES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 4, 2015, I filed the foregoing *Notice of Completion* 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.

/s/ Andrew "Guss" Guarino  
Andrew "Guss" Guarino