

DISTRICT COURT
SAN JUAN COUNTY NM
FILED

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**ELEVENTH JUDICIAL DISTRICT COURT
COUNTY OF SAN JUAN
STATE OF NEW MEXICO**

**STATE OF NEW MEXICO, *ex rel.*
STATE ENGINEER,**

Plaintiff,

v.

**THE UNITED STATES OF AMERICA,
et al.,**

Defendants.

CV-75-184

**HON. JAMES J. WECHSLER
Presiding Judge**

**SAN JUAN RIVER
ADJUDICATION**

**Claims of Navajo Nation
Case No. AB-07-1**

NAME OF PARTY: ConocoPhillips, its subsidiaries and affiliates, ConocoPhillips Company, Burlington Resources Oil and Gas Company LP ("ConocoPhillips"), and El Paso Natural Gas Company.

DESCRIPTIVE SUMMARY: ConocoPhillips and El Paso Natural Gas Company's Supplemental Discovery Responses and Supplemental Disclosure of Potential Witnesses.

NUMBER OF PAGES: 5

DATE OF FILING: November 30, 2012.

**CONOCOPHILLIPS AND EL PASO NATURAL GAS COMPANY'S SUPPLEMENTAL
DISCOVERY RESPONSES AND DISCLOSURE OF POTENTIAL WITNESSES**

Pursuant to the Court's November 19, 2012, Corrected Order, ConocoPhillips, its subsidiaries and affiliates, ConocoPhillips Company, Burlington Resources Oil and Gas Company LP ("ConocoPhillips"), and El Paso Natural Gas Company hereby file this supplemental disclosure of potential witnesses in response to (i) the United States' Discovery Requests, specifically Interrogatory Nos. 17 and 19, and (ii) in supplement to ConocoPhillips'

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Initial Disclosures, filed on September 21, 2012, to identify witnesses it may call at a hearing or trial in this proceeding.

In supplement to the United States' Discovery Requests Interrogatory Nos. 17 and 19, and to ConocoPhillips' Initial Disclosures, ConocoPhillips identifies Carol Hines, Senior Landman, as the individual with knowledge regarding the records pertaining to ConocoPhillips' water rights. Ms. Hines may be contacted through the undersigned attorneys, below.

In addition to the foregoing disclosure on behalf of ConocoPhillips, ConocoPhillips and El Paso Natural Gas Company jointly identify the following individuals who may be called as witnesses in this matter:

1. Mr. John Whipple on matters relating to and arising out of the State of New Mexico's Technical Assessment of the San Juan River Basin in New Mexico Navajo Nation Water Rights Settlement Agreement, the bases for the Proposed Decrees, the State's claim that the Settlement Agreement will reduce or eliminate impacts on junior water rights and will provide for less than the potential water rights claims than could be secured at trial, negotiation of the Settlement Agreement, preparation of New Mexico's Depletion Schedule for the 2007 Hydrologic Determination, and any other work or reports which Mr. Whipple prepared or contributed to that relate to this matter.
2. Mr. Jim McNees on matters relating to and arising out of his work on the Quantification Analysis for the Proposed Supplemental Partial Final Judgment and Decree of the Water Rights of the Navajo Nation, filed on April 2, 2012, and any other work or reports which Mr. McNees prepared or contributed to that relate to this matter.

3. Dr. John Leeper on matters relating to and arising out of his involvement in the negotiation of the Settlement Agreement on behalf of the Navajo Nation, the Navajo Nation's claim that the Settlement Agreement will reduce or eliminate impacts on junior water rights and will provide for less than the potential water rights claims than could be secured at trial, and any other work or reports which Dr. Leeper prepared or contributed to that relate to this matter.

4. Mr. Robert Kirk on matters relating to and arising out of the Navajo Nation's answers to ConocoPhillips and El Paso Natural Gas Company's Interrogatory Nos. 1 through 6, and any other work or reports which Mr. Kirk prepared or contributed to that relate to this matter.

5. Mr. Christopher Banet on matters relating to and arising out of his involvement in the negotiation of the Settlement Agreement on behalf of the Navajo Nation, the Navajo Nation's claim that the Settlement Agreement will reduce or eliminate impacts on junior water rights and will provide for less than the potential water rights claims than could be secured at trial, and any other work or reports which Mr. Banet prepared or contributed to that relate to this matter.

6. All those individuals identified in the United States' Supplemental Disclosures, Discovery Responses, and Identification of Potential Expert Witnesses and Exhibits, filed November 8, 2012.

7. Any person identified as a potential fact or expert witness by any other party.

ConocoPhillips and El Paso Natural Gas Company reserve the right to supplement its identification of witnesses by marthe December 14, 2012, deadline imposed by the Court.

Respectfully Submitted,

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ATTORNEYS FOR CONOCOPHILLIPS AND
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 30th day of November 2012, a copy of the foregoing was served on all parties by emailing to wnavajointerse@nmcourts.gov and by separate email transmission to aoccaj@nmcourts.gov and the list of parties identified on the Court's Corrected Order Summarizing Discovery Activities Discussed at the November 6, 2012 Discovery Conference, filed on November 19, 2012.



Adam G. Rankin