

DISTRICT COURT  
SAN JUAN COUNTY NM  
FILED

STATE OF NEW MEXICO, 2012 DEC 14 PM 3:36-1116-CV-75-184  
STATE ENGINEER,

HON. JAMES J. WECHSLER  
Presiding Judge

Plaintiffs,

v.

SAN JUAN RIVER ADJUCICATION

THE UNITED STATES OF AMERICA et al.,

Cause No. AB-07-1  
Claims of the Navajo Nation

Defendants,

DESCRIPTIVE SUMMARY: Defendants B Square Ranch, LLC et al.'s Identification of Expert Witnesses.

NAME OF PARTY: Defendants B Square Ranch, LLC et al.

NUMBER OF PAGES: 3

DATE OF FILING: December 14, 2012 by electronic service and December 14, 2012 by facsimile with Court Clerk

**DEFENDANTS B SQUARE RANCH, LLC ET AL.'S  
IDENTIFICATION OF EXPERT WITNESSES**

**INTRODUCTION**

As previously stated in pleadings and documents filed by Defendants B Square Ranch, LLC et al. in the above-styled action, it should be of **no surprise** to the Settling Parties and to the Court that Defendants B Square Ranch, LLC et al. and the other Non-Settling Parties are not be able to adequately respond to the discovery requests by the Settling Parties, the identification of witnesses and exhibits, and to the scheduling orders issued by the Court. As stated in the previous motions to extend deadlines by the Non-Settling Parties, Defendants B Square Ranch et al. and other Non-Settling Parties

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have not had sufficient time to review the documents originally, subsequently and currently being produced by the Settling Parties. Further, Defendants B Square Ranch et al. and other Non-Settling Parties have not been able to complete sufficient discovery to adequately prepare their cases.

Defendants B Square Ranch, LLC et al. only became involved in the above-styled action through the Entry of Appearance by its counsel on October 19, 2011. Defendants B Square Ranch, LLC et al. and their counsel, unlike the Settling Parties, cannot devote full time and unlimited funds to the above-styled law suit because they have limited access to resources, personnel and counsel.

The current scheduling orders entered in the above-styled action are denying fundamental due process to Defendants B Square Ranch et al. and the other Non-Settling Parties to: (i) fully protect their rights and interests in the above-styled action; (ii) comply with the orders of the Court; (iii) examine the discovery that has provided by Settling Parties; (iv) request additional discovery from the Settling Parties, if needed; (v) to adequately object, respond or answer the current discovery requests of the Settling Parties, (vi) fully develop objections or responses to the proposed Settlement Agreement; and (vii) make a knowledgeable and informed decision whether to approve or oppose the proposed Settlement Agreement.

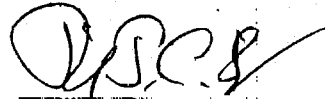
**IDENTIFICATION OF EXPERT WITNESSES**

Pursuant to Paragraph 2 of the Corrected Order Summarizing Discovery Activities Discussed at the November 6, 2012 Discovery Conference, Defendants B Square Ranch, LLC et al. identifies the following persons who may be employed or who may testify as expert witnesses in the above-styled action:

- Expert witnesses identified by Settling Parties
- Expert witnesses identified by other Non-Settling Parties
- Additional expert witnesses identified in the ongoing discovery
- Expert rebuttal witnesses as necessary

- In addition to being a fact witness, Tommy Bolack, Manager of Defendant B Square Ranch, LLC, may also qualify as an expert witness in the above-styled action.

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