

2012 DEC 21 PM 2: 55

ELEVENTH JUDICIAL DISTRICT
COUNTY OF SAN JUAN
STATE OF NEW MEXICO

STATE OF NEW MEXICO ex rel.
State Engineer,
Plaintiff,

v.
UNITED STATES OF AMERICA, et al.,
Defendants.

v.
THE JICARILLA APACHE TRIBE and the
NAVAJO NATION,
Defendant-Intervenors.

No. CV 75-184
SAN JUAN RIVER
ADJUDICATION SUIT

Claims of the Navajo Nation
Case No.: AB-07-1

GARY L. HORNER'S SUPPLEMENTAL DISCLOSURES

SUMMARY

1. Name of party filing the present document: **Gary L. Horner**
2. Title of the present document: **GARY L. HORNER'S SUPPLEMENTAL DISCLOSURES**
3. Descriptive summary of the relief sought: **This document represents Mr. Horner's supplemental disclosures with respect to Navajo Settlement Agreement and proposed Decrees associated therewith.**
- 4: Number of pages of the present document: **4**

COMES NOW Gary L. Horner, Esq., *In Propria Persona* (hereinafter referred to in the first person), in accordance with the spirit of the Court's statements made at the November 28, 2012 hearing in the present matter. At said November 28, 2012 hearing (11:22 a.m.), the Court explained that it wanted all of the Parties' cards on the table by December 21, 2012, so that the Parties could proceed with depositions. It appears that neither pursuant to said November 28, 2012 hearing, nor pursuant to the subsequent ORDER CONCERNING THE RESPONSES AND OBJECTIONS OF THE NON-SETTLING PARTIES TO DISCOVERY REQUESTS, entered in

Horner's Supplemental Disclosures

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the present matter on November 30, 2012 ("11/30/12 Discovery Order"), did the Court specifically require the disclosure of witnesses the Parties intend to call at trial.

However, in keeping with the spirit of the Court's statements that all cards be on the table by December 21, 2012, so that the Parties could proceed with depositions, **I hereby disclose that I may call the following individuals as witnesses at the trial of the present matter.**

Gary Horner

PO Box 2497
Farmington, New Mexico 87499
(505) 326-2378
ghorner@zianet.com

John Whipple

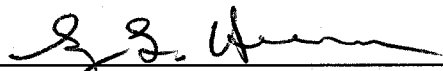
Former Basin Manager Colorado / San Juan Basin, Interstate Stream Commission
P.O. Box 25102
Santa Fe, New Mexico 87504-5102
7261 Assisi Hills Rd NE
Rio Rancho, New Mexico 87144
(505) 771-8817

Patrick Page

Deputy Construction Engineer, Bureau of Reclamation
2200 Bloomfield Highway
Farmington, New Mexico 87401-8110
(505) 324-5027
ppage@usbr.gov

I reserve the right to supplement this disclosure in the future as necessary.

Respectfully, submitted by:



GARY L. HORNER, Esq.,

December 21, 2012

Date

In Propria Persona
Post Office Box 2497
Farmington, New Mexico 87499
(505) 326-2378

PROOF OF SERVICE BY ELECTRONIC TRANSMISSION

I HEREBY CERTIFY - in accordance with the ORDER MANDATING ALTERNATIVE METHOD FOR SERVICE OF ORDERS, MOTIONS, NOTICES AND OTHER COURT PAPERS, entered in the present matter on September 28, 2011 by the Honorable James Wechsler, Presiding Judge - that a true copy of the foregoing was served on the parties and Claimants in the present matter, by attaching a copy of said document to an email sent to the following email list server(s) maintained by the Court, this 21st day of December:

wrnavajointerse@nmcourts.gov

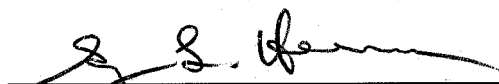
Further, in accordance with the Court's February 3, 2012 ORDER (1) GRANTING SETTLING PARTIES' MOTION TO EXTEND CERTAIN DEADLINES AND (2) SETTING SCHEDULE GOVERNING DISCOVERY AND REMAINING PROCEDURES, ¶2(a)(i), p. 2, that a true copy of the foregoing was emailed to the Discovery Document E-Repository regarding the water rights claims of the Navajo Nation, c/o Darcy Bushnell, the Stell Water Ombudsman Program of the Utton Center at the University of New Mexico School of Law, this 21st day of December, 2012, at:

bushnell@law.unm.edu

Further, pursuant to the Court's CORRECTED ORDER SUMMARIZING DISCOVERY ACTIVITIES DISCUSSED AT THE NOVEMBER 6, 2012 DISCOVERY CONFERENCE, entered in the present matter on November 19, 2012, that a true copy of the foregoing document was emailed to the following individuals, this 21st day of December, 2012.

<u>Name</u>	<u>Representing</u>	<u>Email Address</u>
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John Utton	State of New Mexico	<u>jwu@sheehansheehan.com</u>
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Andrew J. "Guss" Guarino	United States	<u>guss.guarino@usdoj.gov</u>
David W. Gehlert	United States	<u>david.gehlert@usdoj.gov</u>
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Gary Horner	In Propria persona	ghorner@zianet.com
Celina Jones	AOC	aoccaj@nmcourts.gov



 GARY L. HORNER