

DISTRICT COURT  
SAN JUAN COUNTY NM  
FILED  
2013 NOV 27 AM 11:26

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

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

D-1116-CV-75-184  
HON. JAMES J. WECHSLER  
Presiding Judge

vs.

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

SAN JUAN RIVER  
GENERAL STREAM  
ADJUDICATION

THE JICARILLA APACHE TRIBE AND THE  
NAVAJO NATION,

AB-07-1  
Claims of the Navajo Nation

Defendant-Intervenors.

NAME OF PARTY: The United States of America

DESCRIPTIVE SUMMARY: Notice of the United States' objection to the B-Square Ranch Motion for Extension of Time to File Notice of Appeal and notice that counsel for the United States will be unavailable from December 16, 2013 through, and including, January 3, 2014.

NUMBER OF PAGES: 2

DATE OF FILING: November 27, 2013

NOTICE OF OBJECTION AND COUNSEL'S UNAVAILABILITY 12/16/2013 –  
01/03/2014

On November 26, 2013, B-Square Ranch, *et al.* filed their *Motion for Extension of Time to File Notice of Appeal* ("Motion"). In their Motion, B-Square Ranch incorrectly informed the Court that other than the Navajo Nation "all other Settling and Non-Settling Parties were notified but did not consent nor object to this [Motion]." Motion at 3 (emphasis added). On November 25, 2013, undersigned counsel informed counsel for B Square Ranch by reply e-mail that the United States opposed the Motion. To the extent that the Court does not deny the Motion before

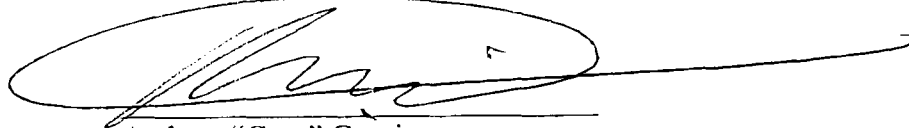
a response is due, the United States intends to respond with the Navajo Nation on the Motion and describe that no good cause supports the Motion.

Further, undersigned counsel informs the Court and all participants to this Navajo *Inter Se* proceeding that undersigned counsel will be unavailable from December 16, 2013 through, and including, January 3, 2014. During that time, undersigned counsel will not have the ability to access mail, telephone, or electronic communication services. The United States has no original or responsive pleading due to the Court during the period of undersigned counsel's unavailability.

DATED this 26th day of November, 2013.

Respectfully Submitted,

UNITED STATES OF AMERICA



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**CERTIFICATE OF SERVICE**

I hereby certify that on this 27th day of November 2013 a true and accurate copy of this *Notice of Objection and Counsel's Unavailability 12/16/2013 – 01/03/2014* was served by attaching an electronic copy to an email sent to the following addresses: [wnavajointerse@nmcourts.gov](mailto:wnavajointerse@nmcourts.gov). In addition, an electronic copy of this document was sent by e-mail to the list of persons identified in the Court's order of November 16, 2012.

