

Description

D-1116-AF-01-80, AF-01-82, [REDACTED]
State of New Mexico, ex rel. The State Engineer V. James Curtis Walters

State of New Mexico
County of San Juan
In The District Court

State of New Mexico, ex rel. The State Engineer
Plaintiff,

vs.

The United States of America, et al.
Defendants,

vs.

The Jicarilla Apache Tribe and the Navajo Nation
Defendant-Intervenors,

Judge: James J. Wechsler
Type of Proceeding: Request for Mediation
For the Plaintiff: Gary Storm, OSE
For the Defendants: Pro Se
Monitor: Loressa Paris

Legend:

EX – Exhibit
J – Judge
M – Monitor
W - Witness

Date

12/4/2014

Location

CourtRoom4

<u>Time</u>	<u>Speaker</u>	<u>Note</u>
<u>8:03:00 AM</u>	J	CALLS CASES
<u>8:03:56 AM</u>	P	GARY STORM
<u>8:04:05 AM</u>	D	JAMES CURTIS WALTERS
<u>8:04:12 AM</u>	J	TELEPHONIC CONFERENCE
<u>8:04:59 AM</u>		READ YOUR REJECTIONS
<u>8:05:31 AM</u>		PURPOSE TO DETERMINE WHERE TO GO FROM HERE
<u>8:06:29 AM</u>	J- STORM	WHAT COURSE OF ACTION DOES STATE BELIEVE BEST MANNER TO PROCEED
<u>8:06:47 AM</u>	P	ST HAS CONVERSED WITH DEF OVER PAST YEAR
<u>8:06:59 AM</u>		DO NOT BELIEVE HE FULLY UNDERSTANDS THE PROCESS AND ST POSITION
<u>8:07:12 AM</u>		REASON FOR REQUESTING MEDIATION TO HELP BETTER UNDERSTAND
<u>8:07:25 AM</u>	J	MR SOTRM COME CLOSER
<u>8:07:55 AM</u>	P	RESTATING SO DEF CAN HEAR
<u>8:08:03 AM</u>	D	I AGREE
<u>8:08:06 AM</u>	J	HAS THERE BEEN A FIELD VISIT
<u>8:08:13 AM</u>	P	YES EXPLAINS
<u>8:09:05 AM</u>	J-D	HOW DO YOU FEEL ABOUT IT
<u>8:09:20 AM</u>	D	AGREE
<u>8:09:34 AM</u>	J	WILL PROCEED WITH MEDIATION SINCE BOTH PARTIES AGREE
<u>8:09:49 AM</u>		ANTICIPATE ENTERING AN ORDER NEXT WEEK
<u>8:10:19 AM</u>		YOU WILL BE CONTACTED BY THE MEDIATOR AND GIVEN THE OPPORTUNITY TO PUT CASE TOGETHER AND EXCHANGE INFORMAITON GOING INTO MEDIAITON
<u>8:11:12 AM</u>		MEDIATOR WILL SET SCHEDULE
<u>8:11:19 AM</u>		HOPE ABLE TO RESOLVE IN MEDIATION
<u>8:11:40 AM</u>		IF NOT ABLE TO DO THAT THEN I WILL SET ON A TRIAL TRACK
<u>8:12:01 AM</u>		ANY QUESTION
<u>8:12:05 AM</u>	D	NO
<u>8:12:08 AM</u>	P	ONLY CONCERN IS WHERE IT WILL BE HELD
<u>8:12:23 AM</u>	D	WOULD PREFER TO COME TO FARMINGTON
<u>8:12:38 AM</u>	J	THINK IT WOULD BE MORE EFFECTIVE IF YOU ARE PRESENT BUT UP TO MEDIATOR
<u>8:13:15 AM</u>	P	WILL YOU CONSIDER SANTA FE
<u>8:13:31 AM</u>	D	YES
<u>8:13:36 AM</u>	J	AGAIN LEAVE TO MEDIATOR
<u>8:14:08 AM</u>	J	WHILE ON THE RECORD LIKE TO REQUEST THE STATE TO FILE IN INDIVIDUAL SUBFILES
<u>8:15:20 AM</u>		EXPLAINS TO DEF
<u>8:15:32 AM</u>		ASK MR STORM TO REFILE IN SUBFILES IN FUTURE

<u>8:15:49 AM</u>	P	I UNDERSTAND AND WILL
<u>8:15:57 AM</u>	J	NOT ONLY OBJECTION BUT ANY DOCUMENT FILED IN THE FUTURE
<u>8:16:35 AM</u>		ANYTHING FURTHER
<u>8:16:46 AM</u>		YOU WILL RECIEVE AND ORDER AND CONTACT WITH MEDIATOR
<u>8:16:58 AM</u>		ADJOURNED