

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA)	
and)	
STATE OF NEW MEXICO, <i>ex rel.</i> STATE)	
ENGINEER,)	
)	
Plaintiffs,)	No. 01cv00072 BB/WDS
)	
and)	
)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,)	ADJUDICATION
)	
Plaintiffs in Intervention,)	
)	
v.)	
)	
A & R PRODUCTIONS, et al.)	
)	
Defendants.)	
)	

APPLICATION FOR ENTRY OF DEFAULT

The Plaintiff United States of America (“United States”) hereby requests the Clerk of the Court, pursuant to Fed. R. Civ. P. 55(a) to enter the default of the following named defendants for failure to answer or otherwise plead; and the undersigned certifies that no Subfile Answer, appearance, or other pleading has been served upon the Plaintiffs’ attorneys with respect to the indicated subfiles:

Defendant	Subfile
Marvin J. Allen	ZRB-2-0042
Eugenio Landavazo	ZRB-2-0060
John Benjamin	ZRB-2-0062
Katherine L. Brown	ZRB-3-0019

Candy Kitchen Volunteer Fire Department	ZRB-3-0025
Larry L. Copeland	ZRB-3-0038
Sandi L. Copeland	ZRB-3-0038
James Green, Trustee for Tribal Trust	ZRB-3-0065
Deborah Green, Trustee for Tribal Trust	ZRB-3-0065
Piera Medici	ZRB-3-0110
Adrian Stewart	ZRB-3-0151
Geraldine Stewart	ZRB-3-0152
William R. Whitmore	ZRB-3-0166
Patricia E. Whitmore	ZRB-3-0166
Brianna Clark	ZRB-3-0180
Sean Ludden	ZRB-3-0180
Marcia Ludden	ZRB-3-0180

The United States also requests the Clerk of the Court, pursuant to Fed. R. Civ. P. 55(a) to enter the default of the following named defendants for failure to timely file with the Court a Subfile Answer or sign and return the last-offered Consent Order. The undersigned certifies that no Subfile Answer concerning the indicated subfiles has been filed with the Court and served on counsel for the Plaintiffs, as required by the applicable Procedural and Scheduling Order:

Defendant	Subfile
Richard Davis Mallery Revocable Trust ^{1/}	ZRB-1-0058 and ZRB-5-0050

^{1/} Richard Davis Mallery filed a timely Answer (Doc. No. 248) to the Amended Complaint, but has never filed or served a Subfile Answer concerning Subfiles ZRB-1-0058 and ZRB-5-0050, as required by the applicable Procedural and Scheduling Order.

Daniel Meech ²	ZRB-1-0147
Patricia Meech	ZRB-1-0147
Woodson Allen Trustee ³	ZRB-2-0006

Dated: June 4, 2008

Electronically Filed

/s/ Bradley S. Bridgewater

BRADLEY S. BRIDGEWATER
U.S. Department of Justice
1961 Stout Street - 8th Floor
Denver, CO 80294
(303) 844-1359

COUNSEL FOR THE UNITED STATES

² Daniel Meech and Patricia Meech filed a timely Answer (Doc. No. 1622) to the Amended Complaint following service of a summons, but have never filed or served a Subfile Answer concerning Subfile ZRB-1-0147, as required by the applicable Procedural and Scheduling Order.

³ Woodson Allen filed a timely Answer (Doc. No. 248) to the Amended Complaint, but has never filed or served a Subfile Answer concerning Subfile ZRB-2-0006, as required by the applicable Procedural and Scheduling Order.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on June 4, 2008, I filed the foregoing *Application for Entry of Default* electronically through the CM/ECF system, which caused CM/ECF participants to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

AND I FURTHER CERTIFY that on such date I served the foregoing on the following non-CM/ECF participants in the manner indicated:

Via Regular Mail:

Eugenio Landavazo
P.O. Box 721
Zuni, NM 87327

Katherine L. Brown
P.O. Box 581
Ramah, NM 87321

John Benjamin
5 Via La Puente
Gallisteo, NM 87540

Candy Kitchen Volunteer Fire Dept
Star Rt. 61, Box 4011
Ramah, NM 87321

Larry L. Copeland & Sandi L. Copeland
28 Al Seery
Belen, NM 87002

Piera Medici
1420 Crescent Dr., N.W.
Albuquerque, NM 87105

Adrian Stewart
P.O. Box 729
Ramah, NM 87321

Geraldine Stewart
633 Louisiana SE, Apt. D
Albuquerque, NM 87108

William R. Whitmore &
Patricia E. Whitmore
P.O. Box 1608
Tomball, TX 77377

James Green & Deborah Green, Trustees
for Tribal Trust
HR 60, Box 11
Fence Lake, NM 87315

Brianna Clark, Sean Ludden &
Marcia Ludden
P.O. Box 576
Ramah, NM 87321

_____/s/_____
Bradley S. Bridgewater