

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEW MEXICO

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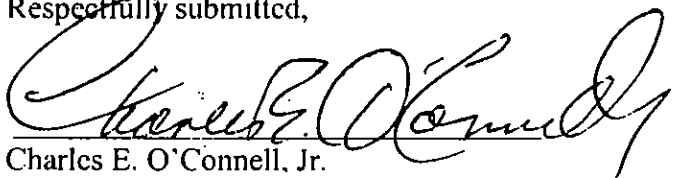
\_\_\_\_\_  
 United States,  
 )  
 )  
 Plaintiff )  
 )  
 v. )  
 )  
 A & R Productions, et al., )  
 )  
 Defendants )  
 )  
 )  
 \_\_\_\_\_

*Robert M. Marsh*  
 ZUNI RIVER STREAM  
 SYSTEM ADJUDICATION  
 \* \* \* \* \*  
 RE: SPECIAL MASTER'S REPORT/  
 RECOMMENDATIONS ON  
 REQUEST FOR ATTORNEYS'  
 FEES AND COSTS  
 \* \* \* \* \*  
 UNITED STATES'  
 MOTION FOR ACTION

Defendant Paul Davis and the Paul Davis and JoAnn V. Davis Revocable Trust moved for an award of attorneys fees and costs against the United States for the time and expense in responding to the United States' Motion to Drop/Dismiss Defendant Parties (Docket Nos. 294 and 296). The Special Master, in the Report and Recommendations on Request for Attorneys' Fees and Costs, recommended that the motion be denied (Docket No. 307).

The United States, pursuant to Rule 53(c)(2), Fed. R. Civ. P., herewith moves for action in accordance with the Special Master's recommendation.

Dated this 11<sup>th</sup> day of February, 2004

Respectfully submitted,  
  
 Charles E. O'Connell, Jr.  
 United States Trial Attorney

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## CERTIFICATE OF SERVICE

I hereby certify that on or before this 11<sup>th</sup> day of February, 2004, a true and correct copy of the foregoing was served by United States Postal Service first class, postage pre-paid mail to the following:

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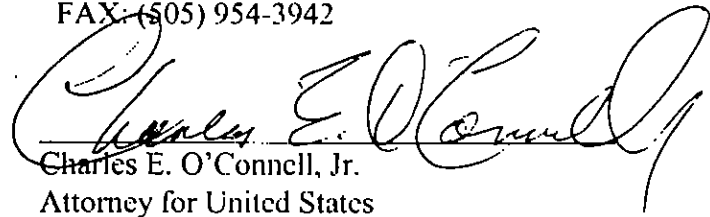
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