

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

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

01 APR 19 PM 4:09

vs.

NO. CIV-01-00072-BB/WWD/ACE

STATE OF NEW MEXICO, *ex rel*
State Engineer, A & R Productions, *et al.*,

ZUNI RIVER ADJUDICATION

Defendants.

APPLICATION FOR ADMISSION TO APPEAR PRO HAC VICE

Pursuant to Rule 83.3 of the Local Civil Rules of the United States District Court for the District of New Mexico, Mark A. Smith, Esq., a member in good standing of the United States District Court, District of New Mexico, hereby moves for the admission of John B. Weldon, Jr., M. Byron Lewis and Mark A. McGinnis to the United States District Court, District of New Mexico, pro hac vice, for purposes of specially appearing in this case along with Mark A. Smith. The following information is submitted in support of this motion:

1. Mr. Weldon is a member of the State Bar of Arizona and licensed to practice before the state courts of Arizona, the United States District Court for the District of Arizona, the United States Court of Appeals for the District of Columbia and the Ninth Circuit, and the United States Supreme Court.
2. Mr. Lewis is a member of the State Bar of Arizona and licensed to practice before the state courts of Arizona and Montana, the United States District Court for the District of Arizona, the United States Court of Appeals for the Ninth Circuit, and the United States Supreme Court.

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3. Mr. McGinnis is a member of the State Bar of Arizona and licensed to practice before the state courts of Arizona, the United States District Court for the District of Arizona and the United States Court of Appeals for the Federal Circuit.

4. The office address and telephone number for Messrs. Weldon, Lewis and McGinnis are:

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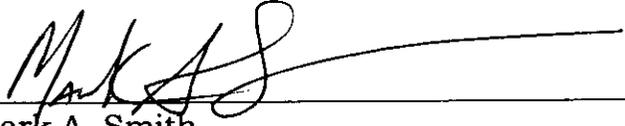
5. Messrs. Weldon, Lewis & McGinnis are in good standing and currently eligible to practice in all the courts listed in Paragraphs 1, 2 and 3 above.

6. Messrs. Weldon, Lewis & McGinnis are not currently suspended or disbarred in any court, and have not been the subject of any disciplinary complaints or proceedings.

7. Throughout this case, applicants have and will be associated with Mark A. Smith of Rodey, Dickason, Sloan, Akin & Robb, P.A., who is licensed to practice in the State of New Mexico and in the United States District Court for the District of New Mexico and who maintains law offices within the judicial district of this Court.

For these reasons, the undersigned hereby moves for the admission of Messrs. Weldon, Lewis & McGinnis to appear specially in this case, pro hac vice.

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CERTIFICATE OF SERVICE

I hereby certify that I have caused to be mailed a true and correct copy of the foregoing pleading to the following counsel of record on April 19, 2001:

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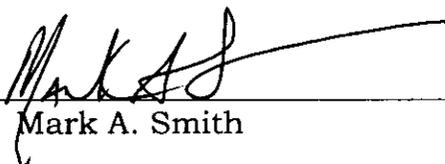
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