

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

Before the Honorable Bruce D. Black  
United States District Judge

Clerk's Minutes

Case No.: Civ./Cr. 01 cv 00072 Date: 04-30-01

Title: U.S. v. A+R Luni River Basin Adj

Courtroom Clerk: L. Sorrell P. Fyfe L. Schmidt A. Neff D. Bushnell

Court Reporter: Jennifer Bean / Interpreter: \_\_\_\_\_

Albuquerque  Las Cruces  Santa Fe  Roswell  Bench warrant ordered

Type of Proceeding: Hearing re Motion to Revoke App. of Special Master

ATTORNEYS PRESENT:

Plaintiff(s):

Charles O'Connell  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant(s):

~~Dr. Sanders~~  
Ted BAGLEY  
William STRIPP  
Jane Mary  
\_\_\_\_\_  
\_\_\_\_\_

PROCEEDINGS:

9:02 Court Opened

W.S. motion to a special master

- exceptional - no explicit reason
- Powers - no specificity in duties
  - time
  - how to request review of decision
  - ART 3 judge
- clearly erroneous re findings
- delay caused by appointment

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Congestion of Court Docket

Must make findings - no conditions

Why those merit a SM.

Behalf of Petants - jury demand

Like anti-trust cases - must locate

Rule 41 motions

wants findings of fact + conclusions of law  
wants cert<sup>to</sup> for appeal - right away

JB Revise

Scope of Reference - Specific  
Manual for Complex litigation

Mo Jabrin Copy of Resume  
9:25 break 9:45

Attach to Order on  
Exhibits

Supplemental Brief 10 days

US supports appt of SM

NM - no specific opinion but generally supports SM system

1000 End