

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

**STATE OF NEW MEXICO, ex rel.
State Engineer,
Plaintiff,**

v.

66cv06639 MV-LCS-ACE

**R. LEE AAMODT, et al.,
Defendants,
and**

**UNITED STATES OF AMERICA,
PUEBLO DE NAMBE,
PUEBLO DE POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,
Plaintiffs-in-Intervention.**

MOTION FOR WITHDRAWAL OF COUNSEL

COMES NOW, Fred J. Waltz, counsel for the Defendants in the above-referenced cause who are listed in the attached Exhibit "A", and moves the Court for its order allowing his withdrawal from representation of the said Defendants in this cause. As grounds for this motion, said counsel asserts that over the past several months numerous clients on the attached list have asked him to take positions both in favor of and opposed to the settlement agreement that is presently being negotiated in this cause among Nambe Pueblo, Pojoaque Pueblo, San Ildefonso Pueblo, Tesuque Pueblo, the attached listed Defendants, and many other parties. There is now a situation where the positions of the clients of said counsel are incompatible and materially adverse to each other. To represent either position, in favor of or opposed to the present settlement agreement, would be contrary to the best interests of the other position. The aforesaid counsel cannot advocate the positions, interests, and rights of any client or group of clients against the

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