

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

STATE OF NEW MEXICO on the)	
Relation of State Engineer,)	
)	68cv07488-BB
Plaintiff,)	70cv08650-BB
)	Consolidated
vs.)	
)	RIO SANTA CRUZ
JOHN ABBOTT, et al.,)	RIO DE TRUCHAS
)	
Defendants.)	
)	

ACEQUIA DEL LLANO DE ABEYTA'S MOTION FOR EXTENSION OF TIME IN WHICH TO SUBMIT OBJECTIONS TO SPECIAL MASTER'S REPORT, AND RELATED BRIEFING

COMES NOW Acequia del Llano de Abeyta, by and through its attorneys, Stelzner, Winter, Warburton, Flores, Sanchez & Dawes, and for its Motion for Extension of Time in Which to Submit Objections to Special Master's Report and Related Briefing states:

1. Special Master Vickie L. Gabin recently issued her Report concerning Rio de Truchas Acequias Priorities and Customary Allocation Practices (Doc. No. 2728).
2. The current deadline for submitting objections to the Report is July 28, 2010.
3. Acequia del Llano de Abeyta wishes to object to the Report, and has recently retained new counsel to assist in that endeavor.
4. The matters addressed in the Special Master's report are complex, and concern a vast amount of historical, and more recent, documents. Indeed, it took Special Master Gabin more than ten years to issue her report following briefing by the parties. Moreover, the Special Master's Report lists no less than 28 volumes of depositions.

5. Counsel for Acequia del Llano de Abeyta, having only recently been retained, require time in which to review the extensive record, and relevant documents, and to prepare objections to the Report.
6. Acequia del Llano de Abeyta expects that, given the volume of materials to be reviewed and addressed, other parties may require additional time in which to object to the report, and to submit response and reply briefs.
7. Acequia del Llano de Abeyta accordingly requests that the Court extend the July 28 objection deadline for all parties by ninety (90) days--until October 26, 2010.
8. Acequia del Llano de Abeyta further requests that the Court similarly allow additional time in which to respond to objections, and reply to responses. In particular, Acequia del Llano de Abeyta asks the Court to allow the parties to file responses to objections on or before January 24, 2011, and replies to responses on or before February 23, 2011.
9. Acequia del Llano de Abeyta has sought concurrence of counsel for the State Engineer, the upper ditches, and Acequia de los Llanitos in this motion. The State Engineer and Acequia de los Llanitos do not oppose this motion. The upper ditches take no position on this motion.

WHEREFORE, Acequia del Llano de Abeyta respectfully requests that the Court enter an order setting the following deadlines:

- a. October 26, 2010 for Objections to the Special Master's Report;
- b. January 24, 2011 for Responses to Objections; and
- c. February 23, 2011 for Replies to Responses.

Respectfully submitted,

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Electronically Filed

BY: /s/ Juan L. Flores
JUAN L. FLORES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 20th day of July, 2010, I filed the foregoing electronically through the CM/ECF system, which caused the parties listed on the electronic service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail.

 /s/ Juan L. Flores
JUAN L. FLORES

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