

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

STATE OF NEW MEXICO ex rel.)
State Engineer,)
)
Plaintiff,)
v.)
)
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.)
_____)

NO. 66cv6639 WJ/WPL

**ORDER DENYING PLAINTIFF THE STATE OF NEW MEXICO’S MOTION FOR
DEFAULT JUDGMENT REGARDING SUBFILE RG- 30627 AS MOOT**

THIS MATTER having come before the Court on Plaintiff the State of New Mexico’s March 26, 2014 *Motion for Default Judgment* (No. 8293) regarding the domestic well water right claims of Anthony R. Duran and Donna L. Duran under subfile AAM-RG-30627, the Defendants having since filed their answer and the Court having entered its *Initial Scheduling Order, Subfile RG-30627 (Duran) and PM-89217 (Gossein)* [Doc. No. 9952} governing the litigation of their claims, and the Court otherwise being fully advised in the premises, hereby

ORDERS that the States *Motion* is dismissed as being moot.

IT IS SO ORDERED

THE PARTIES ARE NOTIFIED THAT WITHIN 20 DAYS OF SERVICE of a copy of this order, report, or recommendation, they may file written objections with the Clerk of the Court pursuant to Federal Rule of Civil procedure 53(f)(2). A party must file any objections with the Clerk of the Court within the twenty-day period if that party wants the District Judge to hear their objections. If

no objections are filed within the twenty-day period, the District Judge may adopt the order, report of recommendations in whole.

/s/ Pierre Levy
Pierre Levy, Special Master

January 21, 2015

CERTIFICATE OF SERVICE

I hereby certify that on the date of filing I caused the foregoing to be filed electronically through the CM/ECF system which caused the parties on the electronic service list as of the time of filing, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail.

/s/ Pierre Levy
Pierre Levy