

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

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

v.

No. Civ. 66-06639 WJ/WPL

R. LEE AAMODT *et al.*

Final *Inter Se* Proceedings

Defendants,

and

UNITED STATES OF AMERICA,
PUEBLO DE NAMBÉ,
PUEBLO DE POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,

Plaintiffs-in-Intervention.

ORDER DISMISSING *INTER SE* OBJECTIONS WITH PREJUDICE

THIS MATTER is before the Special Master, entered pursuant to the Order of Reference [Doc. No. 6336], as amended [Doc. No. 7736]. In its Order of Reference, the Court directed the Special Master to “hear and determine all claims and contentions of the parties... relating to...the final *inter se* phase of this adjudication.” Order of Reference at 4.

The Court’s Order Granting Plaintiff the State of New Mexico’s Motion to Establish Procedures for Final *Inter Se* Proceeding and Entry of a Final Judgment and Decree [Doc. No. 10761], entered on September 9, 2016 [Doc. No. 10849], mandated that “[p]ersons who timely file *inter se* objections and the affected subfile parties/defendants **shall** be required to attend a scheduling

conference with the Court in Santa Fe, to be held within 14 days of the deadline for filing objections.” *Id.* ¶ D(1) (emphasis added). The Special Master’s notice of a first final *inter se* status conference, filed on January 25, 2017 [Doc. No. 11304], mandated that any party who filed an *inter se* objection and who fails to attend the scheduling conference will be deemed to have waived any such objection. No party objected to the Special Master’s notice of status conference.

The Special Master held an on-the-record status conference on February 7, 2017. The following persons or parties who had filed *inter se* objections failed to appear: ¹

<u>Docket Number</u>	<u>Filing Party</u>
11219	Isaac Archuleta
11220	Isaac Archuleta
11221	Jose P. Archuleta
11222	Jose P. Archuleta
11223	Dalila Archuleta
11224	Pete Archuleta
11225	Pete Archuleta
11269	David Woodard
11273	Joe S. R. Pacheco
11274	Herbert Salgado
11275	Judith Salgado
11276	Judy Cordova
11277	Judy Salgado
11281	Mary Isabel Hill
11284	Darlene Valdez Gallegos et al.
11292	Jeffrey Archuleta
11297	Thomas Campbell Watson
11298	Guscap, LLC
11299	James E. Parkman, Jr.
11302	Bennie Trujillo et al.
11310	Rosa Rajkovic

¹ Objectors Rosa Rajkovic [Doc. No. 11310] and Ramon Martinez [Doc. No. 11311] both filed late objections and were not listed on the notice of status conference or certificate of service therefor. However, the Special Master held a telephone conference with each objector and Plaintiff the State of New Mexico, informed each of the status conference, and mailed each a copy of the notice.

11311

Ramon Martinez

As a result of this failure to appear, the Special Master entered an Order to Show Cause on February 8, 2017, ordering the persons or parties named herein to show cause no later than Friday, February 24, 2017 why their *inter se* objections should not be denied for failure to appear at the status conference. Order to Show Cause [Doc. No. 11376]. The Order to Show cause was served electronically through the Court's CM/ECF system and/or by first class United States Mail, postage prepaid, to the parties named herein, at addresses those parties listed on their *inter se* objections.

None of the parties named herein responded to the Order to Show Cause.

THEREFORE,

IT IS HEREBY ORDERED that the *inter se* objections of each and every person or party named herein are deemed waived and are hereby **dismissed with prejudice**.

THE PARTIES ARE NOTIFIED THAT WITHIN 14 DAYS OF SERVICE [Doc. No. 10791] 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 fourteen day period if that party wants the District Judge to hear their objections. If no objections are filed within the fourteen day period, the District Judge may adopt the order, report of recommendations in whole.

/s/ Pierre Levy
Pierre Levy, Special Master

February 27, 2017

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 Court's service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail, and to the parties listed herein via United States Mail, first class postage prepaid:

Isaac Archuleta
11 W. Gutierrez # 348
Santa Fe, New Mexico 87506

Isaac Archuleta
11 W. Gutierrez # 3484
Santa Fe, New Mexico 87506

Jose P. Archuleta
15, 16, 17, 18 Camino Archuleta
Santa Fe, New Mexico 87506

Jose P. Archuleta
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Dalila Archuleta
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Mary Isabell Hill
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Ramon Martinez
P.O. Box 35181
Albuquerque, New Mexico 87176

/s/ Pierre Levy
Pierre Levy