

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

02/08/2018

CLERK OF THE COURT
Form V000

HONORABLE MARK H. BRAIN

M. ASKEW
Deputy Clerk

W1-11-232

FILED: 02/12/2018

In re: San Pedro Riparian National Conservation Area

W1-11-232

MINUTE ENTRY

Courtroom 1201 CCB

1:34 p.m. This is the time set for Oral Argument regarding the following pending Motions: United States' Motion to Reset Trial, United States' Motion to Supplement Expert Disclosures, Freeport Mineral's Corporation's Response in Opposition to the Government's Motion to Supplement Expert Disclosures, and Freeport Minerals Corporation's Motion to Exclude Untimely Supplemental Expert Work.

The following attorneys are present in the courtroom: Carrie Brennan on behalf of Arizona State Land Department; Monique Coady on behalf of City of Phoenix; Michael Foy on behalf of SRP; John Gaudio on behalf of U.S. Department of Interior – BLM; David Gehlert on behalf of U.S. Department of Justice; Brian Heiserman and Sean Hood on behalf of Freeport Minerals; Lee Leininger on behalf of United States; and Kimberly Parks on behalf of Arizona Department of Water Resources.

The following attorneys appear telephonically: Robert Anderson on behalf of Liberty (Bella Vista Water) Corp; Sara Ransom on behalf of Cochise County; Joe Sparks on behalf of San Carlos Apache Tribe; William Sullivan on behalf of City of Sierra Vista; Laurel Herrmann on behalf of San Carlos Apache Tribe; and Jay Tomkus on behalf of Yavapai-Apache Nation and Pascua Yaqui Tribe.

Court reporter, Christine Coaly is present and a recording of the proceedings in made digitally.

The Court has received and reviewed the United States' Motion to Reset Trial, United States' Motion to Supplement Expert Disclosures, Freeport Mineral's Corporation's Response in Opposition to the Government's Motion to Supplement Expert

Disclosures, and Freeport Minerals Corporation's Motion to Exclude Untimely Supplemental Expert Work.

Statements are presented to the Court regarding United States' Motion to Reset Trial.

IT IS ORDERED vacating the Trial dates set for 04/10/2018 through 05/24/2018.

IT IS FURTHER ORDERED setting a Scheduling Conference on **03/01/2018 at 1:30 p.m.** before this division to address setting Trial dates.

Oral argument is presented to the Court regarding Freeport Minerals Corporation's Motion to Exclude Untimely Supplemental Expert Work and United States' Motion to Supplement Expert Disclosures.

IT IS ORDERED denying Freeport Minerals Corporation's Motion to Exclude Untimely Supplemental Expert Work.

IT IS FURTHER ORDERED granting the United States' Motion to Supplement Expert Disclosures.

1:57 p.m. Matter concludes.

A copy of this order is mailed to all persons listed on the court approved mailing list for Contested Case No. W1-11-232.

Instructions for telephonic participation:

Dial: 602-506-9695 (local)
1-855-506-9695 (toll free long distance)
Dial Participant Pass Code 163622#