

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

10/07/2014

CLERK OF THE COURT  
Form V000

SPECIAL MASTER GEORGE A. SCHADE, JR.

T. Springston  
Deputy

Contested Case No. W1-11-232

FILED: October 16, 2014

In Re San Pedro Riparian National  
Conservation Area (Consolidated)

Contested Case No. W1-11-232

In Re Telephonic Conference

**MINUTE ENTRY**

9:01 a.m. This is the time set for a telephonic status conference before the Special Master set for October 7, 2014 at 9:00 a.m. (MST) to discuss the status of the current briefing schedule. Appearing telephonically are: William P. Sullivan on behalf of the Sierra Vista Parties (including City of Sierra Vista, Pueblo Del Sol Water Company and Liberty Utilities (Bella Vista Water Company) Corp.); Sean T. Hood on behalf of Freeport Minerals Corporation; R. Lee Leininger and John L. Gaudio on behalf of the United States; Scott M. Deeny, John B. Weldon Jr., Patrick B. Sigl and Lisa M. McKnight on behalf of Salt River Project; Gregory L. Adams on behalf of ASARCO LLC; Julia M. R. Kolsrud and Joe P. Sparks on behalf of the San Carlos Apache Tribe and Tonto Apache Tribe; Susan B. Montgomery on behalf of Yavapai-Apache Nation; Janet L. Miller on behalf of the Arizona Department of Water Resources; and David A. Brown on behalf of Arizona Cattle Growers' Association, Aztec Land and Cattle Company Ltd, St. David Irrigation District, and other claimants.

Court reporter Michael Babicky is present.

Discussion is held regarding the status of the case and deadlines concerning discovery requests, completion of discovery, and filing of expert witness reports.

Mr. Leininger estimates that 35,000 electronically stored documents require review before providing the documents to the other parties and requests an extension of the deadline to April 10, 2015. He anticipates no motion for protective order.

The Special Master inquires about filing concurrent expert witness reports and waiving rebuttal expert reports.

Mr. Hood advises the Special Master that simultaneous expert reports are inefficient and requests a 45-day staggered schedule between reports filed by the United States and reports filed by other parties.

Discussion is held regarding waiving rebuttal expert reports. The Special Master and several counsel agree that rebuttal reports may be skipped.

Case progression is discussed. Counsel agree to update the Special Master as to case status on November 21, 2014, following the conclusion of the *In re Fort Huachuca* conference.

The Special Master encourages the parties to expedite this case and proceed to an evidentiary hearing before the Court.

**IT IS ORDERED** that the United States shall provide the electronically stored information and other documents requested through discovery no later than **April 10, 2015**.

**IT IS FURTHER ORDERED** that the filing of expert witness reports shall be staggered.

**IT IS FURTHER ORDERED** that rebuttal expert reports will not be allowed.

A written order will be prepared setting new time lines for the completion of discovery, filing of expert witness reports and setting a status conference.

9:32 a.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 dated July 15, 2014.