

SUPERIOR COURT OF ARIZONA  
APACHE COUNTY

January 25, 2023

CLERK OF THE COURT

SPECIAL WATER MASTER  
SUSAN WARD HARRIS

A. Parmar  
Deputy

FILED: February 3, 2023

In re: the General Adjudication  
Of All Rights to Use Water in the  
Little Colorado River System and Source

Case No. CV6417-300

In Re: Navajo Nation

**MINUTE ENTRY**

Courtroom 613 – East Court Building

2:00 p.m. This is the time set for Status Conference to discuss the status of the appeal in Masayesva v. Zah and any proposed legislation before Special Water Master Susan Ward Harris.

The following attorneys appear in person:

- Brian J. Heiserman, David Brown, and Garrett Perkins on behalf of the LCR Coalition
- Judith M. Dworkin, Jeffrey S. Leonard, and Evan Hiller on behalf of the Navajo Nation. Candance French and Kathryn Hoover appear virtually through Court Connect.
- Mark McGinnis and Jonathan Charlton on behalf of Salt River Project (“SRP”). Katrina Wilkinson appears virtually through Court Connect.
- Julia Kolsrud and Kate Shaffer on behalf of the San Juan Southern Paiute Tribe
- Phillip Londen on behalf of the Hopi Tribe
- John Burnside observing on behalf of Arizona Public Service (“APS”)

- Kimberly Parks and Kome Akpolo appear virtually through Court Connect on behalf of the Arizona Department of Water Resources (“ADWR”)
- Gus Guarino appears virtually through Court Connect on behalf of the United States Department of Justice
- Kevin Crestin appears virtually through Court Connect on behalf of the Arizona State Land Department (“ASLD”)

A record of the proceedings is made digitally in lieu of a court reporter.

Ms. Kolsrud addresses the Court. She reports the proposed legislation is being reviewed and expected to be reintroduced within the next couple of weeks.

Ms. Dworkin addresses the Court.

Ms. Kolsrud addresses the Court regarding how to proceed if it is approved. There have been general discussions with how to proceed but she has not spoken with her clients yet.

Ms. Dworkin agrees that there have been general discussions and will continue to work with the United States and San Juan Southern Paiute Tribe.

Ms. Kolsrud requests a Status Conference in about three months.

2:08 p.m. Kevin Crestin appears in person on behalf of the Arizona State Land Department.

Mr. Guarino addresses the Court. He agrees with Ms. Dworkin’s and Ms. Kolsrud’s comments and will continue to work with the Navajo Nation and San Juan Southern Paiute Tribe.

Mr. Brown addresses the Court regarding the upcoming trial. The parties agree that trial weeks should run Monday through Thursday. The Court confirms that they have reserved Courtroom 613 for trial and that it will be heard by the new Special Water Master. By agreement of the parties, the Court will set the first Pretrial Conference in February 2023.

2:15 p.m. Matter concludes.

**LATER:**

The trial on Phase I of this case will begin on April 10, 2023 and is expected to continue until June 8, 2023. Trial will be conducted each week beginning on Monday and concluding on Thursday. Trial will begin each morning at 9:00 a.m., the lunch break shall be between 12:00 and 1:30, and proceedings will end at 4:45 p.m. Trial will be held in Courtroom 613, East Court Building, 101 West Jefferson, Phoenix, Arizona.

**IT IS ORDERED** setting a pretrial conference on February 23, 2023 following the oral arguments scheduled for the motions in limine.

**IT IS FURTHER ORDERED** that a status conference shall be held on **April 28, 2023 at 1:30 p.m.** concerning the status of the proposed legislation approved by the Navajo Nation and the San Juan Southern Paiute Tribe to obtain Congressional approval of a Treaty between the Nation and the Tribe. The status conference will be held using the Court Connect program. Instructions for Court Connect are attached below. If you receive this Order by email, click on the red box “Join Court Connect Hearing” on the attached instructions to make an appearance. If you do not receive this Order by email, log into the Court Connect program on the internet by typing <https://tinyurl.com/specialwatermaster>. If you do not have access to the internet, you may attend telephonically using the telephone number and access code included in the instructions for Court Connect. Alternatively, you may attend telephonically using the following instructions:

Instructions for telephonic appearance:  
Dial: 602-506-9695 (local)  
1-855-506-9695 (toll free long distance)  
Dial Participant Pass Code 357264#

A copy of this minute entry is provided to all parties on the Court approved mailing list.



## Court Connect Hearing Notice for In Navajo Nation

*This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear online, rather than in a physical courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.*

*All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.*

**Participants:** Please follow the steps below to participate in the remote proceeding.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

**Case Name:** In re Navajo Nation Contested Case No. CV6417-300

**Start Date/Time:** April 28, 2023 at 1:30 p.m.

**JOIN COURT CONNECT HEARING**

**Dial-in Information:** +1 917-781-4590

**Private Dial-in Information:** for privacy purposes, you can block your phone number by dialing \*67 +1 917-781-4590

**Dial-in Access Code:** 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

