

1 Doreen N. McPaul
Attorney General
2 NAVAJO NATION DEPARTMENT OF JUSTICE
PO Drawer 2010
3 Window Rock, Navajo Nation (AZ) 86515
928.871.7510
4

5 Jeffrey S. Leonard SBA #003809
Judith M. Dworkin SBA #010849
6 M. Kathryn Hoover SBA #013266
Evan F. Hiller SBA #028214
7 Candace D. French SBA # 034113
SACKS TIERNEY
8 4250 N. Drinkwater Blvd., 4th Floor
Scottsdale, AZ 85251-3693
9 480.425.2600
Jeffrey.Leonard@SacksTierney.com
10 Judith.Dworkin@SacksTierney.com
Kathryn.Hoover@SacksTierney.com
11 Evan.Hiller@SacksTierney.com
Candace.French@SacksTierney.com
12 *Attorneys for the Navajo Nation*

13
14 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
15 **IN AND FOR THE COUNTY OF APACHE**

16 IN RE THE GENERAL ADJUDICATION
17 OF ALL RIGHTS TO USE WATER IN
THE LITTLE COLORADO RIVER
18 SYSTEM AND SOURCE

Contested Case No. CV6417-300

**[PROPOSED] ORDER APPROVING
STIPULATED MOTION TO AMEND
PHASE I CASE MANAGEMENT
ORDER RE: HARVEY**

19
20
21 Pursuant to the October 19, 2022 Stipulated Motion to Amend Phase I Case
22 Management Order re: HARVEY, and good cause appearing:

23 IT IS ORDERED that claims for federal reserved water rights for stockponds, stock
24 watering, wildlife, and DCMI water uses shall be tried on the amended Phase I litigation
25 schedule below.
26
27
28

Amended Case Schedule – Phase I

1		
2	October 14, 2022	Deadline for depositions of Gretchen Greene, Carolyn Liebler, Jeffrey Tayman, David Swanson, Jonathan Taylor Liechty, Erin Young, Wes Whiting, Tim Westover, Jeremy Peters, Brian Richards, Paul Ramsey, Justin Johnson, Randy Sullivan, and Robert Pena, and the disclosure of documents related to those specific depositions
3		
4		
5		
6	October 20, 2022	Deadline for deposition of Edward Harvey, and the disclosure of documents related to that specific deposition
7		
8	October 28, 2022	Deadline for deposition of Jim Chang, and the disclosure of documents related to that specific deposition
9		
10	November 18, 2022	Rebuttal report from William Greenslade due
11	November 21, 2022	Dispositive motion deadline, except for dispositive motions that involve material facts about livestock and wildlife watering or stockponds and require the deposition testimony of Christopher Banet or Tamzen Stringham and dispositive motions that involve material facts about groundwater modelling and require the deposition testimony of William Greenslade, Neil Blandford, or Mark Nicholls
12		
13		
14		
15	December 16, 2022	Deadline for depositions of Christopher Banet, Tamzen Stringham, William Greenslade, Neil Blandford, and Mark Nicholls, and the disclosure of documents related to those specific depositions
16		
17		
18	January 4, 2023	Responses to dispositive motions due
19	January 13, 2023	Deadline for motions in limine
20		Deadline for dispositive motions that involve material facts about livestock and wildlife watering or stockponds and require the deposition testimony of Christopher Banet or Tamzen Stringham (“Livestock Motions”) and for dispositive motions that involve material facts about groundwater modelling and require the deposition testimony of William Greenslade, Neil Blandford, or Mark Nicholls (“Groundwater Motions”)
21		
22		
23		
24	January 24, 2023	Replies in support of dispositive motions due
25		
26	February 17, 2023	Responses to Livestock Motions and Groundwater Motions due
27	March 9, 2023	Replies to Livestock Motions and Groundwater Motions due
28		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

March 27, 2023	Joint pre-trial statement due
April 10, 2023	Trial begins

DATED this 26th day of October 2022.



Susan Ward Harris
Special Master

SACKS TIERNEY P.A., ATTORNEYS
4250 NORTH DRINKWATER BOULEVARD
FOURTH FLOOR
SCOTTSDALE, ARIZONA 85251-3693