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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF APACHE

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

CV 6417-203

ORDER REGARDING OBJECTIONS TO  
EXHIBITS AND TRIAL DATES

HSR INVOLVED: Hopi Reservation HSR

DESCRIPTIVE SUMMARY: Dates set for filing objections to listed exhibits required by Rule 16(g) and additional dates set for trial.

NUMBER OF PAGES: 3

DATE OF FILING: August 6, 2018

On August 1, 2018, a pretrial conference was held to address: (1) objections to exhibits;  
and (2) trial dates.

1 Objections to Exhibits

2 Counsel for the LCR Coalition reported that approximately 2,700 exhibits will be listed  
3 in the Joint Pretrial Statement. He argued that filing objections to the exhibits other than  
4 objections to authenticity or foundation would be unduly burdensome and that all other  
5 objections should be reserved for trial. At the pretrial conference, the parties entered into no  
6 stipulations with respect to objections to exhibits except that custodians of records would not be  
7 required for admission of an exhibit. Ariz. R. Civ. P. 16(g)(2)(E) directs that “[e]ach party must  
8 list any objection to an exhibit and the basis for that objection” in a Joint Pretrial Statement.  
9

10 **IT IS ORDERED** that the parties shall include in the Joint Pretrial Statement to be filed  
11 on August 22, 2018, lists of objections that comply with Ariz. R. Civ. P. 16(g)(2)(E).  
12

13 Trial Dates

14 The Hopi Tribe has submitted an initial trial schedule with proposed dates and estimates  
15 of time required for each witness. The Navajo Nation has submitted an amended trial schedule.  
16 The LCR Coalition orally estimated the potential duration of the trial based on the information  
17 provided to it and the proposed daily trial schedule. Given the parties’ estimates with respect to  
18 the length of the trial, it appears that additional trial time must be allotted each week to reduce  
19 the amount of time by which the next phase of the trial must be delayed to accommodate the  
20 parties’ need to complete discovery.  
21

22 **IT IS FURTHER ORDERED** that the trial schedule through December 28, 2018, will  
23 be as follows:  
24

- 25 1. Trial will begin at 10:30 on September 11, 2018.  
26 2. Trial on September 14, 2018, will be held from 2:30 - 4:00 and 4:15 - 5:00.  
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- 1 3. Trial will not be held on September 19, 2018.  
2 4. Trial will not be held on November 12, November 22, November 23, December 24,  
3 and December 25, 2018.  
4 5. Except as provided above, trial will be held on Monday through Friday, beginning at  
5 10:30 - 12:00; 1:30 - 3:00; and 3:15 - 4:45.

6  
7 **IT IS FURTHER ORDERED** that each party may make a concise opening statement  
8 not to exceed 15 minutes regarding the facts that it proposes to establish by evidence at trial.  
9 The order of opening statements shall be as follows: counsel for the Hopi Tribe, United States,  
10 LCR Coalition, Navajo Nation, Salt River Project, Arizona State Land Department, City of  
11 Flagstaff, and counsel for any other Objector represented at trial. Any Objector may defer  
12 making an opening statement until after the close of the Claimants' presentation of evidence.

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14   
15 SUSAN WARD HARRIS  
16 Special Master

17  
18 On August 6, 2018, the original of the foregoing was  
19 mailed to the Clerk of the Apache County Superior Court  
20 for filing and distributing a copy to all persons listed on  
the Court-approved mailing list for CV 6417-203.