

STATE OF NEW MEXICO
COUNTY OF DOÑA ANA
THIRD JUDICIAL DISTRICT

STATE OF NEW MEXICO *ex rel.*)
OFFICE OF THE STATE ENGINEER,)
)
Plaintiff,)
)
vs.)
)
ELEPHANT BUTTE IRRIGATION DISTRICT, *et al.*,)
)
Defendants.)
_____)

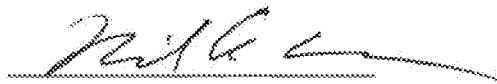
No. CV 96-888
Hon. James J. Wechsler

STATE'S MEDIATION REPORT FOR THE STATUS CONFERENCE
APRIL 19, 2018

COMES NOW the plaintiff, State of New Mexico ("State"), by and through its undersigned counsel, and pursuant to the requirement of Section H.8 of the Seventh Amended Order Regarding Stream Adjudication Procedures, filed November 19, 2014 ("Seventh Amended Procedural Order"), tenders this report on the status of all subfiles for which Offers of Judgment/Stipulated Subfile Orders have been served under the Fifth through Seventh Amended Procedural Orders, and a Form C Objection has been filed, but no subfile order has been entered.

Table 1 identifies all subfiles with outstanding objections. The State has noted on the table whether the subfiles have been referred to mediation, are in trial, or have not been referred to mediation pending further negotiations with the claimant.

Respectfully submitted this 11 day of April 2018.



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TABLE I. MEDIATION REPORT FILED FOR THE APRIL 19, 2018 STATUS CONFERENCE

Subfile #	Objection Filed	Mediation Requested	Mediation		Comments
			Order Filed	Order Filed	
LRN 280030016	3/12/2018	4/6/2017	11/13/2017	11/13/2017	Mediation held. Revised Offer of Judgment sent.
LRN 280030017	3/13/2018	4/6/2017	11/13/2017	11/13/2017	Mediation held. Revised Offer of Judgment sent.
LRN 280030036	6/23/2001	7/12/17	11/13/2017	11/13/2017	Mediation not yet scheduled.
LRN 280060241	7/19/2001	7/12/2017	11/13/2017	11/13/2017	Request for mediation to be withdrawn.
LRN 280080244	12/30/2016	3/13/2017	3/24/2017	3/24/2017	Mediation not yet scheduled.
LRN 280090167	3/26/2004	7/3/2017	11/13/2017	11/13/2017	Mediation not yet scheduled.
LRO 280240002	2/4/2013	5/15/2017	1/8/2018	1/8/2018	Mediation scheduled for 4/13/2018.
LRO 280240002	1/16/2013	5/15/2017	11/13/2017	11/13/2017	Mediation scheduled for 4/13/2018.

Mediation Requested

LRN 280080106	7/20/2001	1/30/2018
LRN 280080185	6/7/2017	3/15/2018
LRN 280120111	1/14/2003	2/5/2018
LRO 280071004	3/3/2017	3/15/2018
LRO 280309002	08/2011 (verbal)	(To be referred)
LRO 280361071	5/25/2017	3/15/2018
LRS 280030029	10/9/2003	11/6/2017
LRS 280110054	10/20/2017	3/16/2018
LRS 280120009	5/30/2017	3/15/2018
LRS 280130068	8/28/2017	12/8/2017
LRS 280130074	12/30/15	3/15/2018

Note: LRR-28-002-1003, LRR-28-004-0105-B, LRS-28-005-0096, also have had a request for mediation but the request has been placed on hold.

In Trial

LRO 280040005	8/10/2011	8/22/2012	10/9/2012	10/9/2012	On appeal.
LRO 280040007					Pending for submission of final order.

Mediation Not Recommended at This Time.
Subfiles are arranged by current status

<u>Subfile</u>	<u>Date of Obj</u>
<u>Signed Stipulated Order</u>	
LRN 280140201	6/8/2016
LRS 280051067	04/06/15
<u>Objection Dropped</u>	
LRR 280050008	7/1/2008
<u>Revised Offer Sent</u>	
LRN 280080327 A	5/4/2017
<u>Revised Offer Pending</u>	
LRO 280091087	5/24/2013
LRS 280110052	10/2/2017
LRS 280181100	9/23/2008
LRS 280211021	10/24/2008
<u>Researching Objection</u>	
LRO 280079001	06/19/09
LRO 280331001	3/26/2012
<u>Field work Needed</u>	
LRO 280221006	3/14/2012
LRS 280027077	5/26/2017
LRS 280100154	1/18/2018
<u>Awaiting Information/Documentation from Claimant</u>	
LRN 280090043	12/12/2017
LRN 280090043 A	12/12/2017
LRO 280280001 A	3/22/2017
LRS 280130090	10/8/2008

Working with Claimant to Resolve Objection

LRN	280090076	12/1/2017
LRN	280098003	11/16/2017
LRN	280120112 A	9/16/2013
LRS	280100141	11/16/2017
LRS	280120014	5/8/2017
LRS	280120015	6/22/2017

On Hold Pending Determination of SSI

LRN	280120228	8/26/2013
LRN	280120229	8/26/2013
LRN	280120277	8/26/2013
LRO	280270002	2/11/2013
LRS	280090055	7/17/2009
LRS	280100121	10/20/2016
LRS	280100121 A	10/21/2016
LRS	280100121 B	10/22/2016
LRS	280107019	10/26/2016