

No. 141, Original

IN THE
SUPREME COURT OF THE UNITED STATES

STATE OF TEXAS,

Plaintiff,

v.

STATE OF NEW MEXICO AND
STATE OF COLORADO,

Defendants.

OFFICE OF THE SPECIAL MASTER

**THE STATE OF TEXAS'S NOTICE OF EXHIBIT
DISCLOSURES AND OBJECTIONS**

STUART L. SOMACH, ESQ.*
ANDREW M. HITCHINGS, ESQ.
ROBERT B. HOFFMAN, ESQ.
FRANCIS M. GOLDSBERRY II, ESQ.
THERESA C. BARFIELD, ESQ.
SARAH A. KLAHN, ESQ.
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**Counsel of Record*

October 11, 2021

In response to the Special Master's September 16, 2021 Order regarding Remote Trial Proceedings, the State of Texas provides the following exhibit disclosures and objections for Robert Rios. As of this filing, the parties anticipate that Mr. Rios is expected to testify on October 12, 2021. Accordingly, the State of Texas provides the following:

Attachment 1: The Robert Rios direct-examination exhibit index, which identifies the State of New Mexico's objections.

Attachment 2: The Robert Rios cross-examination exhibit index, which identifies the State of Texas's objections.

All exhibits, indexes, and related exhibits have been uploaded to Box.com and are available for the parties to access and download. In an effort to resolve these objections, the parties have met and conferred in good faith.

Respectfully submitted,

Dated: October 11, 2021

s/ Stuart L. Somach
STUART L. SOMACH, ESQ.*
ANDREW M. HITCHINGS, ESQ.
ROBERT B. HOFFMAN, ESQ.
FRANCIS M. GOLDSBERRY II, ESQ.
THERESA C. BARFIELD, ESQ.
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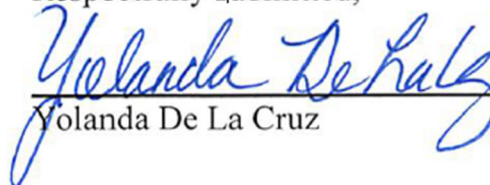
Defendants.

OFFICE OF THE SPECIAL MASTER

CERTIFICATE OF SERVICE

This is to certify that on this 11th day of October 2021, I caused a true and correct copy of **THE STATE OF TEXAS'S NOTICE OF EXHIBIT DISCLOSURE AND OBJECTIONS** to be served upon all parties and *amici curiae*, by and through the attorneys of record and/or designated representatives for each party and *amicus curiae* in this original action. As permitted by order of the Special Master, and agreement among the parties, service was effected by electronic mail to those individuals listed on the attached service list, which reflects all updates and revisions through the current date.

Respectfully submitted,


Yolanda De La Cruz

Dated: October 11, 2021

SERVICE LIST FOR ALL PARTIES AND AMICI CURIAE

SPECIAL MASTER

Special Master	Honorable Michael J. Melloy <i>Special Master</i> United States Circuit Judge 111 Seventh Avenue, S.E. Box 22 Cedar Rapids, IA 52401 Michael E. Gans, Clerk of Court United States Court of Appeals – Eighth Circuit Thomas F. Eagleton United States Courthouse 111 South 10th Street, Suite 24.329 St. Louis, MO 63102	TXvNM141@ca8.uscourts.gov (319) 432-6080 TXvNM141@ca8.uscourts.gov (314) 244-2400
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 (Service via Electronic Mail)

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In the Supreme Court of the United States, Original No. 141
State of Texas v. State of New Mexico and State of Colorado

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In the Supreme Court of the United States, Original No. 141
State of Texas v. State of New Mexico and State of Colorado

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In the Supreme Court of the United States, Original No. 141
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In the Supreme Court of the United States, Original No. 141
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In the Supreme Court of the United States, Original No. 141
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ATTACHMENT 1

New Mexico's Objection to Rios Direct Testimony

Trial Exhibit No.	ProdBeg	ProdEnd	Date	Subject/Title	Category A, B, C	Category B Objections	Category C Objections	Objection Notes	Offer	Admit(A) Not Admit (NA)
TX-DEMO-RIOS				Robert Rios Demonstrative	A					
TX-DEMO-BLAIR_13				Al Blair Demonstrative Exhibit	A					
TX-DEMO-BLAIR_15				Al Blair Demonstrative Exhibit	C		Proponent Cannot Lay a Foundation			
TX-DEMO-Reyes-03				Jesus Reyes Demonstrative	A					
Reyes, Jesus_Demo_04				EPCWID1_Units_Map	A					

ATTACHMENT 2

Texas Objections to New Mexico Cross-Examination to Rios Direct Testimony

Trial Exhibit No.	ProdBeg	ProdEnd	Date	Subject/Title	Category (A, B, C)	Category B Objections (Cite Fed. R. Evid.)	Category C Objections (Cite Fed. R. Evid.)	Notes	Offer	Admit (A) Not Admit (NA)
NM-2058	Rios-DepoEX0005_00001	Rios-DepoEX0005_00001	1/1/2020	Small Tract Irrigation Schedule for 2020	A					
NM-2062	Rios-DepoEX0013_00001	Rios-DepoEX0013_00031	1/30/1989	Operational Guide for District Headings in Unit 6B	B,C	TX Objects- Relevance, Confusion, Waste of Time (Fed. R. Evid. 401, 403)	Texas Objects to Foundation (Fed. R. Evid. 602)			
NM-2372	US0365087	US0365090	9/19/2002	Rio Grande Project - Water Operations Meeting Agenda and Minutes	B,C	TX Objects - Hearsay (Fed. R. Evid. 802)	Texas Objects to Foundation (Fed. R. Evid. 602)			
NM-2464	US0599457	US0599474	4/11/2018	Rio Grande Project - Operations Manual, Recommendation of Changes on 03/13/2018	See notes			ADMITTED		