

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

UNITED STATES OF AMERICA'S SEPTEMBER 2018 STATUS REPORT

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The United States respectfully submits this September 2018 status report to the Special Master. The United States has received and is reviewing the Case Management Plan of September 2018 (“CMP”). Although paragraph 5 of the CMP requires monthly status reports to be filed with the Special Master beginning on October 1, 2018, the United States respectfully submits this status report now to address the use of the Justice Enterprise File Sharing (“JEFS”) system in lieu of the Veritext Vault for documents produced by the United States.

As directed by the Court at the August 28, 2018 status conference, the United States intends to serve an initial production of documents on or before September 30. As discussed during the status conference, the United States will upload scanned documents to the JEFS system (utilized through Box.com) and provide notice to parties of access to that cloud-based site. The parties and amici will then be able to view and download the documents produced by the United States.

On August 30, 2018, the United States submitted to all parties included in the Court’s service list its initial disclosures as required under Case Management Plan paragraphs 6.2.1.1, 6.2.1.2 and 6.2.1.3. Fact discovery commenced on September 1, 2018. Service on the parties of Requests for Production of Documents, Electronically Stored Information, and Tangible Things; Requests for Admission, and/or Interrogatories is anticipated during the coming months.

Respectfully submitted this 6th day of September, 2018,

/s/ Stephen M. Macfarlane
Stephen M. Macfarlane, Senior Attorney
United States Department of Justice

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CERTIFICATE OF SERVICE

This is to certify that on the 6th day of September, 2018, I caused a true and correct copy of **UNITED STATES OF AMERICA’S SEPTEMBER 2018 STATUS REPORT** to be served upon the Special Master via electronic and U.S. Mail, as indicated below:

Special Master

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[Judge Michael Melloy@ca8.uscourts.gov](mailto:Judge_Michael_Melloy@ca8.uscourts.gov)
TXvNM141@ca8.uscourts.gov

On the 6th day of September, 2018, **UNITED STATES OF AMERICA'S
SEPTEMBER 2018 STATUS REPORT** was served via electronic mail and/or U.S. Mail as indicated, upon those individuals listed on the Service List, attached hereto.

Respectfully submitted,

/s/ Seth C. Allison
Seth C. Allison
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