

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 DISCLOSURE OF EXPERT WITNESSES

STUART L. SOMACH, ESQ.*
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ROBERT B. HOFFMAN, ESQ.
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**Counsel of Record*

May 31, 2019

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Pursuant to Rule 26(a)(2) of the Federal Rules of Civil Procedure, and the Case Management Plan executed by the Honorable Michael J. Melloy, Special Master, on September 6, 2018, and amendments thereto, Plaintiff, State of Texas (Texas) hereby discloses the identities of the following retained experts:

1. Robert J. Brandes, P.E., Ph.D.
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(512) 342-3233
2. Lydia R. Dorrance, Ph.D.
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(415) 967-6000
3. William R. Hutchison, Ph.D., P.E., P.G.
9305 Jamaica Beach
Jamaica Beach, TX 77554
(512) 745-0599
4. Colin P. Kikuchi, Ph.D.
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5. Joel Kimmelshue, Ph.D., CPSS
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6. Scott Miltenberger, PhD
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7. Staffan W. Schorr
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8. David Sunding, Ph.D.
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In accordance with Rule 26(a)(2)(B) of the Federal Rules of Civil Procedure, and the Case Management Plan executed by the Honorable Michael J. Melloy, Special Master, on September 6, 2018, and amendments thereto, and agreement between the parties, written reports prepared and signed by the above-referenced retained experts are served concurrently herewith. All written reports and supporting data, files, and references are available to download here:

<https://somachlaw.sharefile.com/d-sce52e1d82124c9da>

The documents will remain available to download for 30 days, after which time, the link will expire. Thereafter, the documents will be available through the Veritext vault.

Pursuant to Rule 26(a)(2)(C) of the Federal Rules of Civil Procedure, and the Case Management Plan executed by the Honorable Michael J. Melloy, Special Master, on September 6, 2018, and amendments thereto, Texas discloses the following non-retained experts:

1. John E. Balliew, P.E.
President & CEO
El Paso Water Utilities Public Service Board, City of El Paso
1154 Hawkins Blvd.
El Paso, TX 79925

Subject matter: (1) city, county, special district, political subdivision, state and/or federal agency contracts, agreements, regulation, action, inaction, and/or oversight related to and/or impacting the Project and/or Compact; (2) analyses of the evolution of consumptive use and the impacts therefrom; and (3) injuries sustained and/or damages incurred by Texas.

2. Al Blair
District Engineer, El Paso County Water Improvement District #1
13247 Alameda Ave.
Clint, TX 79836

District Engineer, Hudspeth County Underground Water
Conservation District #1
71920 Texas Highway 20
Fort Hancock, TX 79839

Subject matter: (1) the management and administration of the Compact; (2) technical analyses, management and operation of the Project, including but not limited to issues related to Project deliveries, surface water flows and diversions, groundwater pumping and/or the interconnections between Rio Grande surface flow and groundwater; (3) intrastate, interstate, and/or international surface and groundwater operations and management issues in the Rio Grande watershed; (4) Project and Compact accounting; (5) city, county, special district, political subdivision, state and/or federal agency contracts, agreements, regulation, action, inaction, and/or oversight related to and/or impacting the Project and/or Compact; (6) analyses of agricultural management and practices; (7) analyses of the evolution of consumptive use and the impacts therefrom; and (8) injuries sustained and/or damages incurred by Texas.

3. Gary L. Esslinger
Elephant Butte Irrigation District Manager and Treasurer
530 S. Melendres St.
Las Cruces, NM 88005

Subject matter: (1) the management and administration of the Compact; (2) technical analyses, management and operation of the Project, including but not limited to

issues related to Project deliveries, surface water flows and diversions, groundwater pumping and/or the interconnections between Rio Grande surface flow and groundwater; (3) intrastate, interstate, and/or international surface and groundwater operations and management issues in the Rio Grande watershed; (4) Project and Compact accounting; (5) city, county, special district, political subdivision, state and/or federal agency contracts, agreements, regulation, action, inaction, and/or oversight related to and/or impacting the Project and/or Compact; (6) analyses of agricultural management and practices; and (7) analyses of the evolution of consumptive use and the impacts therefrom.

4. Art Ivey
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Subject matter: (1) city, county, special district, political subdivision, state and/or federal agency contracts, agreements, regulation, action, inaction, and/or oversight related to and/or impacting the Project and/or Compact; (2) analyses of agricultural management and practices; (3) analyses of the evolution of consumptive use and the impacts therefrom; and (4) injuries sustained and/or damages incurred by Texas.

5. J. Phillip King
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Subject matter: (1) city, county, special district, political subdivision, state and/or federal agency contracts, agreements, regulation, action, inaction, and/or oversight related to and/or impacting the Project and/or Compact; (2) analyses of agricultural management and practices; (3) analyses of the evolution of consumptive use and the impacts therefrom; and (4) injuries sustained and/or damages incurred by Texas.

Texas reserves the right to rely upon and use the testimony of any and all expert witnesses identified by all parties to this action and to present rebuttal testimony to any such witness through those listed here or other expert witnesses. Texas also reserves the right to amend or supplement this disclosure pursuant to Federal Rules of Civil Procedure 26(a)(2) and 26(e).

Dated: May 31, 2019

Respectfully submitted,

s/ Stuart L. Somach

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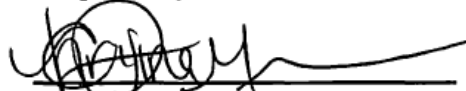
Defendants.

OFFICE OF THE SPECIAL MASTER

CERTIFICATE OF SERVICE

This is to certify that on this 31st day of May 2019, I caused a true and correct copy of **THE STATE OF TEXAS'S DISCLOSURE OF EXPERT WITNESSES** 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,


Christina Garro

Dated: May 31, 2019

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