

No. 141, Original

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**In The  
SUPREME COURT OF THE UNITED STATES**

STATE OF TEXAS,

*Plaintiff,*

v.

STATE OF NEW MEXICO and  
STATE OF COLORADO,

*Defendants.*

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**OFFICE OF THE SPECIAL MASTER**

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**MOTION OF ELEPHANT BUTTE IRRIGATION DISTRICT  
TO PARTICIPATE TELEPHONICALLY AT  
IN-PERSON SCHEDULING CONFERENCE TO BE CONDUCTED ON  
AUGUST 28, 2018 IN DENVER, COLORADO**

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*\*Counsel of Record*

Attorney for Elephant Butte Irrigation District

July 26, 2018

**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.*

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**OFFICE OF THE SPECIAL MASTER**

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**MOTION OF ELEPHANT BUTTE IRRIGATION DISTRICT  
TO PARTICIPATE TELEPHONICALLY AT  
IN-PERSON SCHEDULING CONFERENCE TO BE CONDUCTED ON  
AUGUST 28, 2018 IN DENVER, COLORADO**

COMES NOW the Elephant Butte Irrigation District (“EBID”), by and through its counsel of record Samantha R. Barncastle of the Barncastle Law Firm, and hereby moves the Special Master for permission to allow counsel to participate telephonically at the In-Person Scheduling Conference to be conducted on August 28, 2018 at 9:00 a.m. in the Division II Courtroom, U.S. Court of Appeals for the Tenth Circuit, Byron White United States Courthouse, 1823 Stout Street, Denver, Colorado, and in support thereof states to the Special Master as follows:

1. The Special Master issued a Notice of In-Person Scheduling Conference on June 1, 2018, scheduling an In-Person

Scheduling Conference in this proceeding on Tuesday, August 28, 2018 at 9:00 a.m. in Denver, Colorado.

2. Counsel for EBID resides in Las Cruces, New Mexico and will be on maternity leave from July 30 - September 30, 2018 and is unable to travel during said time.

3. Counsel for EBID would like the opportunity to address the matters to be discussed at the Scheduling Conference, if allowed of Amici by the Court. At the very least, counsel would like to listen to the Scheduling Conference.

4. Counsel for EBID is able to participate in the Scheduling Conference telephonically, and hereby requests permission from the Special Master to do so. Counsel for EBID can be reached telephonically at 575-202-2705 or, alternatively, will call in for the Scheduling Conference as directed by the Special Master.

**WHEREFORE**, EBID prays that the Special Master issue an Order granting permission to EBID's counsel to telephonically participate in the Scheduling Conference on August 28, 2018 at 9:00 a.m.

Respectfully submitted this 26<sup>th</sup> day of July, 2018.

BARNCASTLE LAW FIRM, LLC

By  \_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

On the 26<sup>th</sup> day of July, 2018, the Motion of Elephant Butte Irrigation District to Participate Telephonically at In-Person Scheduling Conference to be Conducted on August 28, 2018 in Denver, Colorado was served via electronic mail as indicated, upon those individuals on the Service List attached hereto.

By  \_\_\_\_\_  
Samantha R. Barncastle

**SERVICE LIST FOR ALL PARTIES**

**In The Supreme Court of the United States, Original No. 141  
STATE OF TEXAS v. STATE OF NEW MEXICO and STATE OF COLORADO**

**PARTIES<sup>1</sup>**

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## SPECIAL MASTER

<b>Special Master</b>	<p><b>Honorable Michael J. Melloy</b>  <i>Special Master</i>            United States Circuit Judge            111 Seventh Avenue, S.E., Box 22            Cedar Rapids, IA 52401</p> <p>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</p>	<p>(319) 432-6080  <a href="mailto:TXvNM141@ca8.uscourts.gov">TXvNM141@ca8.uscourts.gov</a></p> <p>(314)244-2400  <a href="mailto:TxvNM141@ca8.uscourts.gov">TxvNM141@ca8.uscourts.gov</a></p>
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**\*\*Updated 4/16/2018**

Corrected the spelling of Pricilla M. Hubenak to Priscilla M. Hubenak and added her e-mail address [Priscilla.Hubenak@oag.texas.gov](mailto:Priscilla.Hubenak@oag.texas.gov) to the Service list.

**\*\*Updated 4/18/2018**

Added Toby Crouse ([toby.crouse@ag.ks.gov](mailto:toby.crouse@ag.ks.gov)) as the Solicitor General for the State of Kansas and removed Stephen R. McAllister.

**\*\*Updated 4/24/2018**

Added Clerk of Court information and updated Special Master e-mail address.