

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

◆

**STATE OF NEW MEXICO'S
JUNE 7, 2019 STATUS REPORT**

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June 7, 2019

COMES NOW the State of New Mexico and respectfully submits this status report to the Special Master pursuant to Paragraph 5 of the Case Management Plan.

Since New Mexico filed its previous Status Report on May 3, 2019, the following developments have occurred in *Texas v. New Mexico and Colorado*, No. 141, Original: the State of Texas has issued subpoenas requesting production of documents from, and the right to inspect the properties of, approximately 19 farms in southern New Mexico and Texas. Second, on May 28, 2019, the United States submitted its First Set of Discovery Requests to the State of New Mexico. Third, New Mexico received documents produced by Elephant Butte Irrigation District (“EBID”) in response to New Mexico’s First Request for Production of Documents from EBID. New Mexico uploaded these non-party disclosures to the Veritext Vault on May 28, 2019. New Mexico continues to gather responsive documents and intends to make a supplemental disclosure of documents in the near future. New Mexico will disclose any additional relevant documents it uncovers as expeditiously as possible.

On May 31, 2019, Texas and the United States made their initial expert disclosures pursuant to the Case Management Plan and Federal Rule of Civil Procedure 26. New Mexico is reviewing these disclosures and preparing its own disclosures for October 31, 2019, pursuant to the Case Management Plan.

The parties also conducted one additional deposition. On May 7, the parties deposed Estevan Lopez, former director of New Mexico’s Interstate Stream Commission and former Commission of the Bureau of Reclamation. The depositions of 6 additional witnesses are currently scheduled to occur in July, August, and September, 2019. New Mexico intends to notice additional depositions in the near future, and understands Texas intends to do so, as well.

Respectfully submitted this 7th day of June, 2019,

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CERTIFICATE OF SERVICE

This is to certify that on the 7th of June, 2019, I caused true and correct copies of the **State of New Mexico's June 7, 2019 Status Report** to be served by e-mail and U.S. Mail on the Special Master and by e-mail to all counsel of record and interested parties on the Service List, attached hereto.

Respectfully submitted this 7th day of June, 2019.

/s/ Michael A. Kopp _____

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