

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

STATE OF TEXAS,

Plaintiff,

v.

STATE OF NEW MEXICO and

STATE OF COLORADO,

Defendants,

UNITED STATES OF AMERICA,

Intervenor.

O R D E R

Upon consideration of Joint Status Report of Amici Curiae El Paso County Water Improvement District No. 1 (EP1) and Elephant Butte Irrigation District (EBID) and Request for Opportunity to Make Oral Presentations at Status Conference, cm/ecf no. 6,

IT IS HEREBY ORDERED:

1. The Request of EP1 and EBID to each make a 15-minute oral presentation at the October 23, 2024, Status Conference, cm/ecf no. 6, is GRANTED.
2. Counsel for the parties, Texas, New Mexico, and the United States, shall each have 30 minutes to present their respective positions to the Special Master, subject to extension of time by the Special Master at his discretion.
3. The Status Conference is intended to serve as a “tutorial” for the Special Master, and should not be considered as the equivalent of oral argument. Counsel for the parties shall be prepared to summarize the procedural history, all issues which are currently unresolved, and in what order they should be resolved. Counsel shall also provide to the Special Master a written list setting forth all outstanding claims of the parties.
4. To the extent any party intends to request further discovery, counsel for such party shall be prepared to explain why such discovery is needed and how, if granted, it can be best focused and narrowed.
5. The Special Master’s earlier directive in cm/ecf no. 1, ¶ 5, requiring that “two hard copies” of all filed submissions shall be mailed to the Special Master’s Chambers, is VACATED IN PART. Counsel should mail two hard copies to Chambers only when a submission exceeds 100 pages.

By order dated this 7th day of October, 2024:

s/D. Brooks Smith

Honorable D. Brooks Smith

Special Master

United States Circuit Judge

1798 Plank Road, Suite 203

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