

SUPERIOR COURT OF ARIZONA  
MARICIPA COUNTY

April 21, 2022

CLERK OF THE COURT

SPECIAL WATER MASTER  
SUSAN WARD HARRIS

S. Ortega  
Deputy

In Re: Magma Copper Company  
Contested Case No. W1-11-2394

FILED: 5/3/2022

In Re: The General Adjudication of all  
Rights to Use Water in the Gila River  
System and Source

W-1, W-2, W-3 and W-4 (Consolidated)

**MINUTE ENTRY**

Central Court Building – Courtroom 301

1:30 p.m. This is the time set for a virtual/telephonic Scheduling Conference via Microsoft Teams/Court Connect platform. Appearances are as follows:

- Charles L. Cahoy for the City of Phoenix
- Mark A. McGinnis for Salt River Project
- Joseph P. Sparks and Laurel A. Herrmann for the San Carlos Apache Tribe
- John LeMaster for Resolutions Copper Mining, LLC
- Kimberly R. Parks and Kome Akpolo for AZ Department of Water Resources (ADWR)
- Bradley J. Pew and Christina Jovanovic for ASARCO
- Lauren Mulhern for the Tonto Apache Tribe
- Susan B. Montgomery for the Yavapai Apache Nation Pascua Yaqui Tribe
- Thomas L. Murphy for the Gila River Indian Community

A record of the proceedings is made digitally in lieu of a court reporter.

Discussion is held regarding the status report filed by counsel for Resolution Copper Mining. Mr. LeMaster states that there is no time frame for resolution of this matter between the United States and the various surrounding tribes. Mr. Sparks states that he is aware of the lawsuit but is not directly involved and has no idea about time

frames.

The Court will not grant an indefinite stay in this matter.

1:35 p.m. R. Lee Leininger is present for U.S. Department of Justice, Environment and Natural Resources Division. Mr. Leininger concurs with John LeMaster's response and further updates the Court. He states also that the request for the stay is not a permanent stay and that he will continue to update the Court regarding the progress of the exchange and the outcome of the pending lawsuits.

The Court will set another status conference for late summer or early fall in this matter and suggests that Mr. Leininger meet and confer with Mr. LeMaster to see how the United States could become more involved in the case so it can proceed forward. This case is one of nine irrigation cases that is holding up close to 1,000 cases for claims for water rights for domestic and stock watering uses and stockponds in the subwater shed.

Based on the matters discussed on the record,

**IT IS ORDERED** granting the U.S. Department of Justice's request for a stay.

Mr. LeMaster states that he will further discuss the matter with his client.

1:40 p.m. Matter concludes.

LATER: A scheduling conference shall be held on **August 22, 2022 at 2:30 p.m.** The Scheduling Conference shall be held using the Court Connect program. Instructions for Court Connect are attached. If you receive this Order by email, click on the red box "Join Court Connect Hearing" on the attached instructions to make an appearance. If you do not receive this Order by email, log into the Court Connect program on the internet by typing <https://tinyurl.com/specialwatermaster>. If you do not have access to the internet, you may attend telephonically using the telephone number and access code included in the instructions for Court Connect. The Scheduling Conference may also be attended telephonically using the following instructions:

Dial: 602-506-9695 (local)  
1-855-506-9695 (toll free long distance)  
Dial Collaboration (conference) Code 357264#

A copy of this order is mailed to all parties on the Court-approved mailing list for this case.



## Court Connect Hearing Notice for In re Magma Copper Company

*This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear online, rather than in a physical courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.*

*All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.*

**Participants:** Please follow the steps below to participate in the remote proceeding.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

**Case Name:** In re Magma Copper Company, Contested Case No. W1-11-2394

**Start Date/Time:** August 22, 2022 at 2:30 p.m.

**JOIN COURT CONNECT HEARING**

**Dial-in Information:** +1 917-781-4590

**Private Dial-in Information:** for privacy purposes, you can block your phone number by dialing \*67 +1 917-781-4590

**Dial-in Access Code:** 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

