

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

March 19, 2026

CLERK OF THE COURT
M. R. Diaz
Deputy

SPECIAL WATER MASTER
SHERRI ZENDRI

In Re The General Adjudication of
All Rights to Use Water in the Gila
River System and Source
W-1, W-2, W-3, W-4 (Consolidated)

FILED: March 23, 2026

In re: ASARCO – Irrigation
Contested Case No. W1-11-2801

MINUTE ENTRY

Courtroom CV-CCB-301

10:00 a.m. This is the time set for a Status Conference before Special Water Master Sherri Zendri.

The following parties/attorneys appear virtually through Court Connect:

- Sean Hood, Rhett Billingsley, and Nyla Hightower on behalf of American Smelting and Refining Company (“ASARCO”)
- Joe Sparks, Laurel Herrmann, and Jana Sutton on behalf of the San Carlos Apache Tribe (“the Tribe”)
- Dustin Rector on behalf of Arizona Department of Water Resources (“ADWR”)
- Katrina Wilkinson and Mark A. McGinnis on behalf of Salt River Project (“SRP”)
- Guss Guarino on behalf of the United States Department of Justice (in its capacity as trustee for Indian Tribes)
- Charles Cahoy on behalf of the City of Phoenix
- Michael Rolland observing on behalf of the Cities of Mesa, Tempe, Scottsdale, Avondale and Glendale
- John Burnside observing on behalf of BHP Copper
- Merrill C. Godfrey and Brette Pena on behalf of the Gila River Indian Community

- (“the Community”)
- Robyn Interpreter on behalf of the Yavapai Apache Nation (and observing on behalf of Pascua Yaqui Tribe)
 - Kevin Crestin and Eric Wilkins observing on behalf of the Arizona State Land Department

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

The Court signed a scheduling order on March 5, 2026. The schedule was based upon the varying constraints. Discussion is held regarding the same.

Discussion is held regarding ASARCO’s Motion for Reconsideration.

Discussion is held regarding oral argument and Motions *In Limine*.

Discussion is held regarding exhibits. Electronic exhibits will be submitted for trial. They will provide a thumb drive with the exhibits to the clerk.

Discussion is held regarding trial logistics. The Special Master will try to schedule a larger courtroom for the trial.

Discussion is held regarding the forfeiture ruling from Judge Blaney.

Discussion is further held regarding trial logistics.

Discussion is further held regarding ASARCO’s Motion for Reconsideration and scheduling.

Based upon the matters discussed on the record.

IT IS ORDERED the ASARCO’s Motion for Reconsideration shall be filed no later April 1, 2026.

IT IS FURTHER ORDERED that Responses and Replies to ASARCO’s Motion for Reconsideration are permitted and shall be filed according to the requirements of AZ Civ. Pro. Rule 7.1(a).

IT IS FURTHER ORDERED setting Oral Arguments on Motions *in Limine* to be held **June 25, 2026, at 9:00 a.m. (time allotted: 1 day) in Courtroom 611, East Court Building, 101 W Jefferson St, Phoenix, AZ.**

Discussion is further held regarding oral argument.

10:36 p.m. Matter concludes.

A copy of this order is mailed to all persons listed on the Court-approved mailing list.