

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/29/2015

CLERK OF THE COURT
Form V000

JUDGE MARK H. BRAIN

T. Springston
Deputy

W1-11-3342

FILED: July 31, 2015

In re Aravaipa Canyon
Wilderness Area

W1-11-3342

In re Trial

TRIAL MINUTE ENTRY
DAY 10

Central Court Building – Courtroom 1201

10:37 a.m. Trial to the Court continues before Judge Mark H. Brain.

The following attorneys appear in-person:

- Sean T. Hood, Shilpa Hunter-Patel, and Brian J. Heiserman on behalf of Freeport Minerals Corporation;
- David Gehlert and R. Lee Leininger on behalf of the United States;
- Scott M. Deeny and Jeffrey R. Heilman on behalf of Salt River Project;
- Joe P. Sparks and Julia M. R. Kolsrud on behalf of the San Carlos Apache Tribe and the Tonto Apache Tribe;
- Janet L. Miller on behalf of the Arizona Department of Water Resources;
- Carrie J. Brennan on behalf of State of Arizona;
- David A. Brown on behalf of Bayless & Berkalew Company;
- William P. Sullivan on behalf of the City of Sierra Vista; and
- Robyn Interpreter on behalf of the Yavapai-Apache Nation and Pascua Yaqui Tribe.

Court Reporter, Christine Coaly, is present.

Discussion is held regarding a post-trial briefing schedule. The post-trial documents will include Proposed Findings of Fact; Proposed Conclusions of Law; briefs that offer new criticisms and reasons; and deposition designations of Dr. Johnson.

THE COURT DIRECTS counsel to discuss post-briefing amongst themselves and come up with a schedule and any page limitations. Counsel shall present the schedule to the Court.

Claimant 3 / Freeport Minerals Corporation's case continues:

Rich Burtell resumes the stand and testifies further.

12:01 p.m. Court stands at recess.

1:33 p.m. Court reconvenes with respective counsel and parties present.

Court Reporter, Christine Coaly, is present.

Rich Burtell continues to testify.

Rich Burtell is excused.

Steven Carothers is sworn and testifies.

2:57 p.m. Court stands at recess.

3:21 p.m. Court reconvenes with respective counsel and parties present.

Court Reporter, Christine Coaly, is present.

Steven Carothers continues to testify.

4:27 p.m. Court stands at recess until 10:30 a.m. July 30, 2015.

A copy of this order is mailed to all persons listed on the Court approved mailing lists for Contested Case No. W1-11-3342 dated July 20, 2015.