

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

10/27/2015

CLERK OF THE COURT  
Form V000

JUDGE MARK H. BRAIN

L. Stogsdill  
Deputy

W1-11-3342

FILED: 12/7/2015

In re Aravaipa Canyon  
Wilderness Area

W1-11-3342

In re Trial

TRIAL MINUTE ENTRY  
DAY 13

Central Court Building – Courtroom 1201

10:35 a.m. Trial to the Court continues from July 31, 2015 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 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.

Court Reporter, Christine Coaly is present.

Claimant 3/Freeport Minerals Corporation's case continues:

Discussion is held regarding Freeport Mineral Corporation's Motion for Judgment as a Matter of Law Pursuant to Rule 52(c), which the Court will address later.

Steven Carothers, having been previously sworn, resumes the stand and continues to testify.

12:00 p.m. The Court stands at recess.

1:31 p.m. The Court reconvenes with the parties and their respective counsel present.

Court Reporter, Christine Coaly is present.

Susan Montgomery is now present on behalf of Yavapai-Apache Nation and the Pascua Yaqui Tribe. Patrick G. Sigl is now present on behalf of Salt River Project.

Steven Carothers continues to testify.

2:48 p.m. The Court stands at recess.

3:06 p.m. The Court reconvenes with the parties and their respective counsel present.

Court Reporter, Christine Coaly is present.

Steven Carothers continues to testify.

The witness is excused.

Further discussion is held regarding Freeport Mineral Corporation's Motion for Judgment as a Matter of Law Pursuant to Rule 52(c).

The Court will consider the discussion this evening.

Bob Mussetter, having been previously sworn, resumes the stand and testifies further.

4:30 p.m. The Court stands in recess until **Wednesday, October 28, 2015 at 10:30 a.m.**

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.