

FIRST JUDICIAL DISTRICT COURT
COUNTY OF SANTA FE
STATE OF NEW MEXICO

LOUISE MARTINEZ, individually and as next
friend of her minor children AN. MARTINEZ,
AA. MARTINEZ, AR. MARTINEZ and
AD. MARTINEZ, *et al.*,

Plaintiffs,

vs.

No. D-101-CV-2014-00793

THE STATE OF NEW MEXICO, *et al.*,

Defendants.

Consolidated with

WILHELMINA YAZZIE, individually and as next
Friend of her minor child, XAVIER NEZ, *et al.*,

Plaintiffs,

vs.

No. D-101-CV-2014-02224

THE STATE OF NEW MEXICO, *et al.*,

Defendants.

**ORDER GRANTING *MARTINEZ* PLAINTIFFS' MOTION FOR ENTRY OF SCHEDULE
FOR DISCOVERY AND ENFORCEMENT OF PROCEEDINGS**

On June 29, 2020, the Court heard arguments on *Martinez* Plaintiffs' Motion for Entry of Schedule for Discovery and Enforcement of Proceeding. Having reviewed the parties' briefing and conducted oral argument, the motion is hereby **GRANTED**. The Court provides the following findings and conclusions in support of its order.

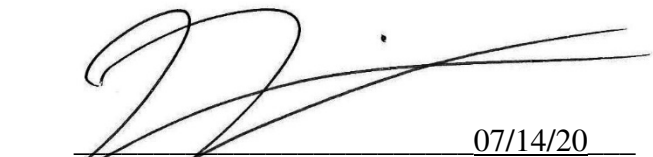
This is a pending legal action. The general rules of civil procedure allow for discovery. *See* New Mexico Rule of Civil Procedure 1-026. In addition, the Court has already ordered that

discovery needed in aid of enforcing this Court's Final Judgment and Order of February 14, 2019, could be conducted, referring to New Mexico Rule of Civil Procedure 1-069(B). That Final Judgment and Order was never appealed and is a final order.

This Court retained jurisdiction over this matter to issue such orders and take further action as may be necessary to timely remedy the determinations set forth in the Decision & Order of July 20, 2018, Findings of Fact & Conclusions of Law of December 20, 2018, and Final Judgment and Order of February 14, 2019, and to effectuate all relief granted in this case.

The Court grants *Martinez* Plaintiffs' Motion for Entry of Schedule for Discovery and Enforcement of Proceeding. The *Martinez* Plaintiffs, *Yazzie* Plaintiffs and Defendants are ordered to meet and confer in good faith to establish a reasonable discovery schedule. By August 3, 2020, the parties will submit to this Court a joint stipulation setting forth a discovery schedule. If the parties are unable to come to an agreement, each party will, by August 3, 2020, submit their own proposal for a discovery schedule, and this Court will issue its own order setting forth the discovery schedule.

IT IS SO ORDERED.


07/14/20
MATTHEW J. WILSON
District Judge

Respectfully Submitted,

By: /s/ E. Martin Estrada
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