

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA

Plaintiff,

v.

No. CIV 90-0276SC

STATE OF NEW MEXICO; and
HEALTH AND ENVIRONMENT
DEPARTMENT, Environmental
Improvement Division,

Defendants.

DEFENDANTS' STATE OF NEW MEXICO AND ENVIRONMENTAL
IMPROVEMENT DIVISION UNOPPOSED MOTION FOR EXTENSION OF TIME

Defendants State of New Mexico and the New Mexico Health and Environment Department, Environmental Improvement Division, by and through the undersigned attorneys Gini Nelson and Randall D. Van Vleck, hereby move, pursuant to D.N.M. LR-Cv 6.2 for an extension of time from October 16, 1990, to November 5, 1990, to respond to Plaintiff's Motion for Summary Judgment.

As grounds therefore Defendants state that the Motion for Summary Judgment raises significant factual and legal issues of both a substantive and procedural nature and Plaintiffs' attorney is out of the country until October 23, 1990, and therefore unavailable to discuss the matter.

Plaintiff United States of American does not oppose this Motion.

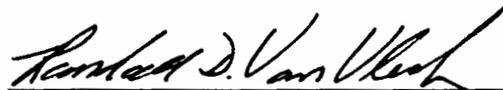


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Respectfully submitted,

HAL STRATTON
Attorney General



RANDALL D. VAN VLECK
Assistant Attorney General
P. O. Drawer 1508
Santa Fe, New Mexico 87504-1508
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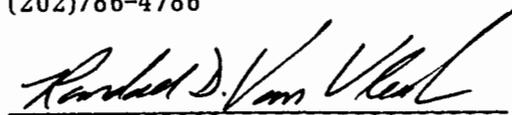
GINI NELSON
Special Assistant Attorney General
Health and Environment Dept.
1190 St. Francis Drive
Santa Fe, New Mexico 87503
(505)827-2990

CERTIFICATE OF SERVICE

I hereby certify that one copy of the foregoing "Unopposed Motion for Extension of Time" was served this 16th day of October, 1990, by first class mail, postage pre-paid, on the following:

GINI NELSON
Special Assistant Attorney General
Health and Environment Department
1190 St. Francis Drive
Santa Fe, New Mexico 87503

Letty Grishaw
U.S. Department of Justice
Land and Natural Resources Div.
Environmental Defense Section
Post Office Box 23986
Washington, D.C. 20026-3986
(202)786-4786



RANDALL D. VAN VLECK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

90 OCT 17 AM 11:01

UNITED STATES OF AMERICA

Plaintiff,

v.

No. CIV 90-62769-SC
Robert M. ...

STATES OF NEW MEXICO; and
HEALTH AND ENVIRONMENT
DEPARTMENT, Environmental
Improvement Division,

ENTERED ON DOCKET

10-17-90

Defendants.

ORDER

This matter came before the Court on the unopposed Motion of Defendants State of New Mexico and the New Mexico Health & Environment Department, Environmental Improvement Division. The Court, having reviewed the motion and being otherwise fully advised in the matter finds that the motion is well taken.

IT IS THEREFORE ORDERED that Defendants shall have until November 5, 1990, to respond to Plaintiff's Motion for Summary Judgment.

Anthony E. Campbell
DISTRICT JUDGE

Approved as to form

Telephonically approved

Gini Nelson

Special Assistant Attorney General

Telephonically approved

Letty Grishaw

U.S. Department of Justice

Land and Natural Resources Div.

Environmental Defense Section

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