

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

NAVAJO NATION, *et al.*,

Plaintiffs,

v.

Case No. 1:14-cv-948 JCH-KBM

ROBERT A. ARAGON,
Honorable District Judge,
New Mexico Eleventh Judicial
District, in his Official Capacity, *et al.*,

Defendants.

JOINT MOTION TO VACATE SCHEDULING ORDER

The parties respectfully request that the Court vacate the scheduling order entered on January 24, 2015 (ECF No. 19) that sets forth a briefing schedule for dispositive motions. The parties to the underlying state-court litigation that this action concerns have settled their dispute, and expect the state-court litigation to be dismissed soon. Once the state-court litigation is resolved, the parties agree that this declaratory judgment action will be moot and further litigation in this case will be unnecessary. Therefore, given the pending deadlines in the scheduling order – including a March 20, 2015, deadline for Defendants’ opening briefs – and the very high likelihood of the ultimate dismissal of this action, the parties move that the Court vacate its scheduling order pending the resolution of the related state-court litigation.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on March 19, 2015, I served the foregoing on counsel of record for all parties via the CM/ECF system.

/s/ Nicholas M. Sydow

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