

In The
Supreme Court of the United States

—◆—
STATE OF TEXAS,

Plaintiff,

v.

STATE OF NEW MEXICO and
STATE OF COLORADO,

Defendants.

—◆—
On Motion For Leave To Intervene
—◆—

**STATE OF COLORADO'S RESPONSE TO
EL PASO COUNTY WATER IMPROVEMENT
DISTRICT NO. 1'S MOTION FOR LEAVE
TO INTERVENE AS PLAINTIFF**
—◆—

CYNTHIA H. COFFMAN
Attorney General of Colorado
FREDERICK R. YARGER
Solicitor General
KAREN M. KWON
First Assistant Attorney General
CHAD M. WALLACE*
Senior Assistant Attorney General
PRESTON V. HARTMAN
Assistant Attorney General

COLORADO DEPARTMENT OF LAW
1300 Broadway
Denver, CO 80203
Telephone: 720-508-6281
Email: chad.wallace@state.co.us
**Counsel of Record*

June 10, 2015

COMES NOW the State of Colorado by and through counsel, in compliance with the date established by the Deputy Clerk of the Court for filing a response, and submits this Response to El Paso County Water Improvement District No. 1's Motion For Leave To Intervene as Plaintiff, submitted in this matter, No. 141, Original.

The State of Colorado must refrain from either supporting or opposing El Paso County Water Improvement District No. 1's motion at this time. Whether it is appropriate for a non-state entity like El Paso County Water Improvement District No. 1 to intervene in this original action will depend in large part on the posture of the case following the Court's decision on New Mexico's Motion to Dismiss Texas' Complaint and the United States' Complaint in Intervention. For this reason, Colorado requests the opportunity to reserve its right to file a response to El Paso County Water Improvement District No. 1's motion, to the extent it does not become moot, until

30 days after issuance of an interim report by the
Special Master on New Mexico's Motion to Dismiss.

Respectfully submitted by:

CYNTHIA H. COFFMAN

Attorney General of Colorado

FREDERICK R. YARGER

Solicitor General

KAREN M. KWON

First Assistant Attorney General

CHAD M. WALLACE*

Senior Assistant Attorney General

PRESTON V. HARTMAN

Assistant Attorney General

**Counsel of Record*