

**FILED**

UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

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

APR 26 2023

MITCHELL R. ELFERS  
CLERK

NAVAJO NATION, a federally recognized Indian Tribe; NAVAJO NATION HUMAN RIGHTS COMMISSION; LORENZO BATES; JONNYE KAIBAH BEGAY; GLORIA ANN DENNISON; TRACY DEE RAYMOND; and BESSIE YAZZIE WERITO,

Plaintiffs,

v.

SAN JUAN COUNTY, NEW MEXICO; SAN JUAN COUNTY BOARD OF COMMISSIONERS; JOHN BECKSTEAD, in his official capacity as Chairman; TERRI FORTNER, in her official capacity as Commissioner; STEVE LANIER, in his official capacity as Commissioner; MICHAEL SULLIVAN, in his official capacity as Commissioner; GLOJEAN TODACHEENE, in her official capacity as Commissioner; and TANYA SHELBY, in her official capacity as COUNTY CLERK,

Defendants.

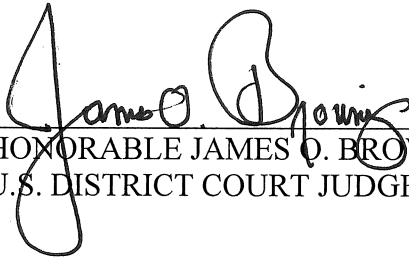
CIVIL NO. 1:22-cv-00095-JB-JFR

**ORDER DENYING DEFENDANTS' MOTION TO VACATE  
SCHEDULING ORDER AND STAY CASE**

THIS MATTER COMES before the Court on the Defendants' Motion to Vacate Scheduling Order and Stay Case Pending Supreme Court's Decision in *Merrill v. Milligan* (D.I. 69) ("Motion"). The Court, having reviewed Defendants' Motion and related briefing and conferred with Counsel for Plaintiffs and Defendants on March 16, 2023, denies the Motion for the reasons stated by the Court during the hearing on March 16, 2023.

IT IS HEREBY ORDERED this 26<sup>th</sup> day of April, 2023 that

Defendants' Motion to Vacate Scheduling Order and Stay Case Pending Supreme Court's Decision in *Merrill v. Milligan* is DENIED.

  
HONORABLE JAMES O. BROWNING  
U.S. DISTRICT COURT JUDGE

Respectfully submitted by:

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