3RD JUDICIAL DISTRICT COURT DONA ANA COUNTY NM FILED IN MY OFFICE 6/29/2016 3:30:28 PM CLAUDE BOWMAN Maria Hayes

STATE OF NEW MEXICO COUNTY OF DOÑA ANA THIRD JUDICIAL DISTRICT

HAUSSAMEN PUBLICATIONS, INC.,

Plaintiff,

vs.

Case No. D-307-CV-2016-01220 Judge James T. Martin

CITY OF LAS CRUCES and THE MERCER GROUP, INC.,

Defendants.

REQUEST FOR SETTING

Jury []6 []12

Non-Jury [X]

SPECIFIC MATTERS TO BE HEARD: City of Las Cruces Motion to Dismiss or in the Alternative for Summary Judgment

TIME REQUIRED:

90 Minutes

Requested by <u>Robert G. Cates</u> Attorney for <u>City of Las Cruces</u>

Names, addresses, and telephone numbers of all counsel or parties entitled to receive notice:

Robert G. Cates Deputy City Attorney City of Las Cruces P.O. Box 20000 Las Cruces, NM 88004 (575) 541-2128 (575) 541-2017 Fax <u>rcates@las-cruces.org</u> *Attorney for Defendant City of Las Cruces* C. J. McElhinney McElhinney Law Firm LLC P.O. Box 1945 Las Cruces, NM 88004 (575) 288-1989 (575) 556-9388 (Fax) cjm@cjmlawfirm.com Attorney for Plaintiff Respectfully submitted,

CITY OF LAS CRUCES

By: /s/ Robert G. Cates

Robert G. Cates Deputy City Attorney P.O. Box 20000 Las Cruces, NM 88004 (575) 541-2128 (575) 541-2017 Fax rcates@las-cruces.org Attorneys for Defendant City of Las Cruces

CERTIFICATE OF SERVICE

I hereby certify that that on the 29th day of June, 2016, I filed the foregoing electronically through the EFS system, which caused the following party to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

C. J. McElhinney <u>cjm@cjmlawfirm.com</u> *Attorney for Plaintiff*

Additionally, I further certify that on the same day I served a true and correct copy of the foregoing via U.S. Mail in a properly addressed and stamped envelope to:

C. J. McElhinney McElhinney Law Firm LLC P.O. Box 1945 Las Cruces, NM 88004

/s/ Robert G. Cates

Robert G. Cates