



IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

No. S-1-SC-38195

**ADOBE WHITEWATER CLUB
OF NEW MEXICO, a non-profit corporation,
NEW MEXICO WILDLIFE FEDERATION,
a non-profit corporation; and NEW MEXICO
CHAPTER OF BACK COUNTRY HUNTERS &
ANGLERS, a non-profit organization,**

Petitioners,

v.

STATE GAME COMMISSION,

Respondent,

and

**CHAMA TROUTSTALKERS, LLC;
RIO DULCE RANCH;
Z&T CATTLE COMPANY, LLC;
RANCHO DEL OSO PARDO, INC.;
RIVER BEND RANCH;
CHAMA III, LLC; FENN FARM;
THREE RIVERS CATTLE LTD., CO.;
FLYING H. RANCH INC.;
SPUR LAKE CATTLE CO.;
BALLARD RANCH;
DWAYNE AND CRESSIE BROWN;
COTHAM RANCH;
WAPITI RIVER RANCH;
MULCOCK RANCH;
WILBANKS CATTLE CO.;
130 RANCH; WCT RANCH;
THE NEW MEXICO FARM AND LIVESTOCK BUREAU;
CHAMA PEAK LAND ALLIANCE;**

**NEW MEXICO CATTLE GROWERS' ASSOCIATION;
NEW MEXICO COUNCIL OF OUTFITTERS AND GUIDES;
AND UPPER PECOS WATERSHED ASSOCIATION**

Intervenors-Respondents.

**RESPONDENT NEW MEXICO GAME COMMISSION'S RESPONSE TO
INTERVENORS-RESPONDENTS' MOTION FOR REHEARING**

COMES NOW Respondent the New Mexico Game Commission (“Commission”), by and through its attorneys of record Cuddy & McCarthy, LLP (Aaron Wolf) and hereby responds to Intervenors-Respondents’ Motion for Rehearing as follows:

As demonstrated in its Answer Brief and expressed at Oral Argument, the New Mexico Game Commission agrees with and supports the Writ of Mandamus and Order of this Court, both issued on March 2, 2022. In particular, the Commission reiterates that the case involves a matter of great public importance, and that the regulations set forth in 19.31.22 NMAC are inconsistent with NMSA 1978, Section 17-4-6(C) (2015).

The Commission adopts in full the arguments set forth in Petitioners’ Response to Intervenors-Respondents’ Motion for Rehearing, and requests that this Court deny the Motion for Rehearing.

Respectfully submitted,

CUDDY & McCARTHY, LLP

By: /s/ Aaron J. Wolf
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CERTIFICATE OF SERVICE

I certify that on April 26, 2022, I electronically filed the foregoing Respondent “*State Game Commission’s Response to Intervenors-Respondents’ Motion for Rehearing*” with the State of New Mexico’s Tyler/Odyssey E-File & Serve system, which caused service upon all parties through counsel of record.

/s/ Aaron J. Wolf
AARON J. WOLF