## STATE OF NEW MEXICO COUNTY OF SANTA FE FIRST JUDICIAL DISTRICT

# STATE OF NEW MEXICO *ex rel.* HECTOR H. BALDERAS, ATTORNEY GENERAL,

Plaintiff,

and

No. D-101-CV-2013-03197

# FRONT RANGE EQUINE RESCUE, RAMONA CORDOVA, CASSIE GROSS, SANDY SCHAEFER and KRYSTLE SMITH,

**Plaintiff-Intervenors**,

v.

# VALLEY MEAT COMPANY, LLC, DAIRYLAND PACKING, INC., MOUNTAIN VIEW PACKING, LLC, and RICARDO DE LOS SANTOS,

Defendants.

### STIPULATED FINAL ORDER

This matter comes before the Court on the parties' Joint Motion for Entry of a Stipulated Final Order. The parties have agreed, and the Court orders, as follows:

1. Defendants Valley Meat Company, LLC, Dairyland Packing, Inc., Mountain View Packing, LLC, and Ricardo De Los Santos, non-parties Jose Hernandez, Ryoichi Okubo, and D'Allende Meats, LLC, and any person or entity in privity with the above, all are permanently enjoined from slaughtering horses for human consumption, and from manufacturing, selling or distributing horsemeat products for human consumption in New Mexico.

2. This Stipulated Final Order replaces the Court's Order Granting a Preliminary Injunction (filed January 17, 2014) and Order Granting in Part and Denying in Part State of New Mexico's Motion to Enforce and Modify the Preliminary Injunction (filed October 6, 2015).

3. Any party may petition the Court to reopen this case and seek to modify this injunction upon a showing of changed circumstances in accordance with relevant caselaw. Any party may petition the Court for enforcement of this Stipulated Final Order.

4. All counterclaims in this action are dismissed with prejudice.

5. The parties will bear their own costs and fees except that Defendants and their affiliated non-parties agree to pay, and have paid, the \$5,640.00 ordered by the federal court in connection with the removal of this matter from state court.

6. This Stipulated Final Order resolves all claims brought, or claims which could have been brought, in this action.

SO ORDERED.

FRANCIS J. MATHEW District Judge, Division I

### Submitted by:

HECTOR H. BALDERAS New Mexico Attorney General

#### By: <u>/s/ Ari Biernoff</u>

Ari Biernoff Assistant Attorney General Post Office Drawer 1508 Santa Fe, NM 87504-1508 (505) 827-6086 abiernoff@nmag.gov

Counsel for Plaintiff the State of New Mexico

### SCHIFF HARDIN LLP

By: <u>/s/ Bruce A. Wagman</u>

Bruce A. Wagman (admitted *pro hac vice*) One Market, Spear St. Tower, 32nd Fl. San Francisco, CA 94105 (415) 901-8700 bwagman@schiffhardin.com Adam J. Diederich (admitted *pro hac vice*) 233 S. Wacker Dr., Suite 6600 Chicago, IL 60606 (312) 258-5500 adiederich@schiffhardin.com

#### JONES, SNEAD, WERTHEIM & CLIFFORD, P.A.

#### By: /s/ Samuel C. Wolf

Samuel C. Wolf 1800 Old Pecos Trail Santa Fe, NM 87505 (505) 982-0011 sam@thejonesfirm.com

Counsel for Plaintiff-Intervenors Front Range Equine Rescue, Ramona Cordova, Cassie Gross, Sandy Schaefer, and Krystle Smith

Stipulated Final Order Page 3 of 4

## WARBA, LLP

By: <u>/s/ A. Blair Dunn</u>

A. Blair Dunn 1005 Marquette Ave. NW Albuquerque, NM 87102 (505) 750-3060 Warba.llp@gmail.com

Counsel for Defendants Valley Meat Company, LLC, Dairyland Packing, Inc., Mountain View Packing, LLC and Ricardo De Los Santos, and nonparties Jose Hernandez, Ryoichi Okubo, and D'Allende Meats, LLC

Stipulated Final Order Page 4 of 4