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7 IN THE UNITED STATES DISTRICT COURT  
 8 EASTERN DISTRICT OF CALIFORNIA

9 ALTURAS INDIAN RANCHERIA

10 Plaintiffs,

11 v.

12 SALLY JEWELL, Secretary of the United  
 States Department of the Interior; KEVIN  
 13 WASHBURN, Assistant Secretary of Indian  
 Affairs; AMY DUTSCHKE, Pacific Regional  
 14 Director, Bureau of Indian Affairs; TERE  
 SALKELD, Pacific Regional Contracting  
 15 Officer, Bureau of Indian Affairs

16 Defendants.

CASE NO. CASE 2:14-CV-01407-TLN-CMK

**STIPULATION AND ORDER FOR STAY**

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 18 The parties seek a stipulation from this Court staying the matter until disputes regarding the  
 19 government of Plaintiff Alturas Indian Rancheria are resolved.

20 Alturas filed this action on June 12, 2014, seeking an order compelling officials at the United  
 21 States Department of the Interior and the Bureau of Indian Affairs (“BIA”) to pay Contract Support  
 22 Costs under the Indian Self-Determination and Education Assistance Act, 25 U.S.C. § 450, *et seq.*  
 23 (“ISDEAA”). (Complaint, Dkt. No. 1. at ¶¶ 1 & 18).<sup>1</sup> After the filing of Plaintiff’s motion for summary  
 24 judgment and Defendants’ motion to dismiss, a dispute arose as to who was the lawful governing body of  
 25 the tribe. Defendants then filed a motion to stay proceedings until that dispute was resolved. (*See* Dkt.  
 26 No. 37). Rather than litigate the issue of a stay, the parties have agreed to stay proceedings under the

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 28 <sup>1</sup> As set forth in other filings, “Contract Support Costs” are payments by the federal government to the Tribe to  
 administer various contracts for services to the Tribe.

1 terms and conditions set forth below.

2 Therefore, the parties hereby stipulate as follows:

- 3 1. That the Court enter a stay of this matter;
- 4 2. That the stay remain in effect until the Court is notified that BIA has officially recognized the
- 5 lawful governing body of the tribe;
- 6 3. That the stay shall dissolve 30 days after any party notifies the Court that BIA has taken such
- 7 action;
- 8 4. That any other party may object to dissolution of the stay within 14 days of such notice, but
- 9 only upon the grounds that BIA has not taken such action;
- 10 5. That the parties shall file status reports with the Court every 180 days until such time as the
- 11 matter is no longer stayed; and
- 12 6. That the hearing currently set for December 11, 2014, on the motion for stay, be vacated.

13 Respectfully Submitted,

14 Dated: November 20, 2014

BENJAMIN B. WAGNER  
United States Attorney

/s/ Gregory T. Broderick

GREGORY T. BRODERICK  
Assistant United States Attorney

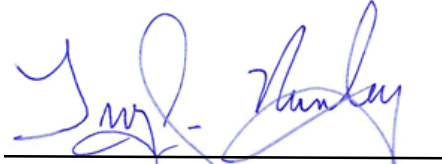
18 Dated: November 20, 2014

/s/ Lester Marston (authorized Nov. 20, 2014)

LESTER MARSTON  
Attorney for Plaintiff

1 **IT IS SO ORDERED.**

2 Dated: November 25, 2014

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6 Troy L. Nunley  
7 United States District Judge  
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