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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA, et al.,
Plaintiffs,
v.
STATE OF WASHINGTON, et al.,
Defendants.

Case No. C70-9213RSM
Sub-proceeding No. 17-sp-03
ORDER GRANTING LEAVE TO OPEN
NEW SUBPROCEEDING

THIS MATTER comes before the Court for consideration upon the *Ex Parte* Motion of the Stillaguamish Tribe of Indians for an Order seeking leave to open a new subproceeding against the State of Washington.¹ Dkt. #21580. A certification filed in support of the instant Motion certifies that the parties have held a Meet and Confer, which was unsuccessful, in compliance with the pre-filing requirements of Paragraph 25 of the Permanent Injunction, as modified August 11, 1993 (Dkt. # 13599), and the Court’s Supplemental Order on Paragraph 25 Procedures (Dkt. # 19893). *Id.* at 3-4.

Having considered the materials submitted in support of the Motion and the relevant record, the Court hereby ORDERS that the Stillaguamish Tribe of Indians is GRANTED leave to open a new subproceeding against the State of Washington.

¹ The Stillaguamish Tribe notes that other potential respondents may include the Swinomish Indian Community, the Tulalip Tribes and the Upper Skagit Indian Tribes. Dkt. #21580 at 3.

1 It is further ORDERED that the Clerk shall open this matter as a new subproceeding,
2 designated as Subproceeding 17-sp-03. The Stillaguamish Tribe of Indians shall then proceed
3 with the filing of its Request for Determination. All subsequent filings in the subproceeding
4 shall be filed in the main case, C70-9213RSM, as well as in the subproceeding.

5 This Order does not constitute a finding that the dispute is within the Court's jurisdiction
6 under Paragraph 25 of the Permanent Injunction.

7 DATED this 11th day of September 2017.
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11 RICARDO S. MARTINEZ
12 CHIEF UNITED STATES DISTRICT JUDGE
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