

1 THE HONORABLE JOHN C. COUGHENOUR

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7 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 MARGRETTY RABANG, *et al.*,

CASE NO. C17-0088-JCC

10 Plaintiffs,

MINUTE ORDER

11 v.

12 ROBERT KELLY, JR., *et al.*,

13 Defendants.

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15 The following Minute Order is made by direction of the Court, the Honorable John C.  
16 Coughenour, United States District Judge:

17 This matter comes before the Court *sua sponte*. The Court ORDERS all parties to provide  
18 briefing in response to the Memorandum of Agreement (MOA) entered into on August 25, 2017,  
19 by Robert Kelly, Chairman of the Nooksack Indian Tribal Council, and Michael Black, the  
20 Acting Assistant Secretary – Indian Affairs, Department of the Interior.<sup>1</sup> The Court ORDERS the  
21 parties to address the following issues:

- 22 1. The effect of the MOA, if any, on the Court's continued jurisdiction over this lawsuit.  
23 2. The effect of the MOA, if any, on Defendant Dodge's pending motion for summary  
24 judgment (Dkt. No. 66).

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26 <sup>1</sup> A signed copy of the MOA can be accessed at:  
<https://www.indianz.com/News/2017/09/07/nooksack082517.pdf>

1 3. The effect of the MOA, if any, on Plaintiffs' pending motion to compel discovery  
2 (Dkt. No. 95).

3 4. The effect of the MOA, if any, on Defendants' motion to quash subpoena (Dkt. No.  
4 98).

5 The parties shall each file a brief addressing the above issues. The brief shall be no longer  
6 than 10 double-spaced pages. The briefs shall be filed by October 6, 2017. In light of this  
7 amended briefing schedule, the Court DIRECTS the Clerk to RENOTE the following motions  
8 accordingly:

Motion	New Noting Date
Plaintiffs' Motion to Compel (Dkt. No. 95)	October 6, 2017
Defendants' Motion to Quash Subpoena (Dkt. No. 98)	October 6, 2017
Defendant Dodge's Motion for Summary Judgment (Dkt. No. 66).	November 27, 2017

15 It is further ORDERED, that Plaintiffs' brief in opposition to Defendant Dodge's motion  
16 for summary judgment is due by November 20, 2017. Defendant Dodge's reply is due by  
17 November 27, 2017.

18 DATED this 19th day of September 2017.

19 William M. McCool  
20 Clerk of Court

21 s/Tomas Hernandez  
22 Deputy Clerk