



honest mistake in spelling Judge Robart's name as "Robot."

Second, Judge Robarts does not refer to nor rely on a statute concerning how an amicus curiae brief is to be filed. The learned judge applies a rule instead. The amicus brief filed by Judge Naidu plainly sought to show Judge Robart that President Trump plainly followed the law concerning the issuance of a temporary travel ban in accordance with Title 8 United States Code § 1182(f), and that it was a political decision based on and backed by law which is the sanctified domain of the executive and not that of the judiciary. If President Trump has violated, breached or broken a federal law, one could suppose that Judge Robart could have set the record straight by reference to the law that was violated, breached, broken, or even disobeyed.

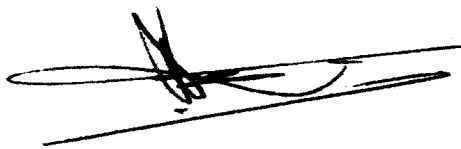
Judge Robart's ruling which was upheld by the Ninth Circuit failed to mention what law was violated, breached or broken by the President. Unfortunately, both rulings were highly political and bereft of any tethering or anchoring to sound constitutional principles.

Third, the case law mentioned by Judge Robart is a judge-made law (NGV Gaming Ltd. V. Upstream Point Molate, LLC., 335 F. Supp. 2d 1061, 1067 (N.D. 2005)) that may not have a lasting impact on the development of the law which has been understood

to be a living growth and not a changeless code. After all, the amicus curiae brief filed by Judge Musafir was merely providing a unique perspective on the threshold question of whether Judge Robart's Court possessed jurisdiction over the action initiated by the States opposing President Trump's travel ban.

For the sake of civility, comity, reciprocity and mutuality amicus briefs are always welcome in all courts of the land in order to shed much needed light on narrow strictures of the law especially when there is a blurring of the doctrine of the separation of powers. Relying on the doctrine of stare decisis can be a moral hazard because a hand coming out of the grave of antiquity has no business guiding or instructing a contemporary court in its decision-making prowess and powers especially if an old decision has no bearing today on current conditions and circumstances.

Respectfully submitted, this 23<sup>rd</sup> day of February 2017.

A handwritten signature in black ink, appearing to read 'Silver Cloud Musafir', with a horizontal line drawn underneath it.

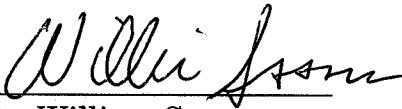
Silver Cloud Musafir

Tribal Chief / Chief Judge

Cc: President Donald J. Trump

**CERTIFICATE OF MAILING**

I, Dr. William Sassman, Clerk of the Court, aver, assert, affirm and ascertain that I have this day 23rd, sent certified copies of this Order Striking Amicus Curiae Brief dated February 15, 2017 via United States Postal Services to the named Defendants.



Dr. William Sassman  
Clerk of the Tribal Court

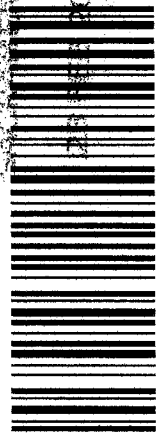




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**Judge James L Robart**  
**States District Court of Western**  
**Washington, 700 Stewart Street,**  
**Seattle, Washington 98101**

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