

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

RECEIVED
JUN 29 2010

**CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON**

PRO SE
ERIC JASON BREWER
RUDY AL JAMES, *et al*
360-640-4115 P.O. BOX 2154
FORKS, WA 98331
JVS
ANNA COUNSEL-GEYER, *et al*
Case No. CV-10-5234 (WDWA)

NO. CV-10-5234 BHS

MOTION FOR EX PARTE YOUNG
FOR FEDERAL CASE THAT ALLOWS
FEDERAL COURT TO CIRCUMVENT
TRIBAL SOVEREIGN IMMUNITY

Ex Parte Young applies to tribes as it does to other governments.
Ref. Northern States Power Co. v. Prairie Island Mdewakanton Sioux Indian
Community, 991 F. 2D 458, 460 (8th Cir. 1993). With Ex Parte Young, a state officer,
or in this case a tribal officer, seeking to enforce an unconstitutional statute is "in that
case stripped of his official or representative character and is subjected in his person to
the consequences of his individual conduct. In the case pending, several officers or
employees of the Quileute Tribe are in violation by carrying out unconstitutional actions
against Eric Brewer and his children based on non-existent laws and codes.

FACTS

Tony Foster - Foster father of S. B. (daughter of Eric Jason Brewer)
Tony and his wife Noris Foster have made it known that they want to adopt
S. B.



10-CV-05234-M

1 **FACTS**

2 **Council Members**

3	Chair-person	Anna Counsell-Geyer	Sister of Tony Foster
4	Vice-chair	Lonnie Foster	Brother of Tony Foster
5	Secretary	Carol Hatch	Cousin of Tony Foster
6	Treasure	Bonita Cleveland	Cousin of Tony Foster
7	Member at Large	Tony Foster	

8 The fact that Tony Foster being a member of the Tribal Council and wanting to adopt
9 the daughter of Eric Jason Brewer constitutes a conflict of interest. Since all members
10 of the Tribal Council are siblings of Tony Foster or are near relatives also adds to the
11 conflict of interest and provides a means of undue influence on the Quileute ICW staff
12 and the Quileute Court to do what ever is needed to allow Tony Foster to be able to
13 adopt S. B.

14 The judge of the Quileute Tribal Court has ignored and not followed Quileute Tribal
15 laws, Washington State laws, nor Federal laws, quoting a non-existent Quileute Code,
16 in the case before him and has denied Eric Jason Brewer and his children due process
17 of law as well as life, liberty and justice.

18

19 Side Note: At this time there are 22 other families, Quileute Tribal members, that have
20 their Constitutional Rights and Indian Civil Rights violated by the Quileute ICW and
21 Court and they are joint plaintiffs in our suite for justice.

22 ☐ Kyme A. M. McGraw (WA, OK) Quileute Tribal Counsel

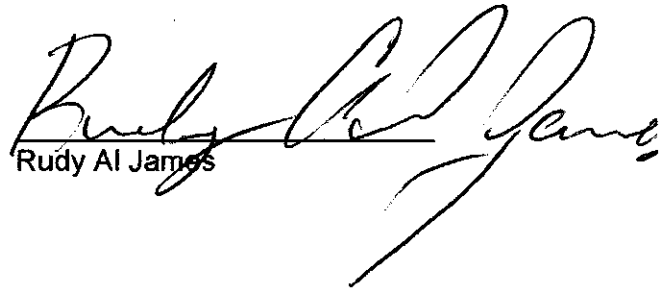
23 ☐ Trent S. Crable (WA, IL) Counsel for Betty Taafe, Margo Gilmore, Tracy Kelley

24

1 Date June 21, 2010

Respectfully requested

2
3
4 
Eric Jason Brewer

5
6 
Rudy Al James
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25