## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

UNITED STATES, et al.	) Case No.2:73 CV 26
Plaintiff,	) ) HONORABLE PAUL L. MALONEY
V.	
STATE OF MICHIGAN, et al.	) EXPEDITED CONSIDERATION ) REQUESTED
Defendant.	) ORAL ARGUMENT REQUESTED
	)

## CERTIFICATION OF COMPLIANCE WITH 2000 CONSENT DECREE

Pursuant to Section XIX(C)(2) of the Consent Decree entered into by the parties to the *United States v. Michigan* litigation on August 8, 2000 ("2000 Consent Decree"), I, Bruce R. Greene, attorney for the Sault Ste. Marie Tribe of Chippewa Indians ("Sault Tribe" or "Tribe"), hereby certify that the Tribe has complied with the dispute resolution procedures of the 2000 Consent Decree prior to filing the accompanying Motion for Relief Pursuant to This Court's Continuing Jurisdiction ("Motion") and Supporting Memorandum ("Memorandum").

1. The Tribe formally invoked the dispute resolution provisions of the 2000 Consent Decree by letter dated January 28, 2011 (Exhibit G to the Tribe's Memorandum). In that letter that Tribe initiated negotiation proceedings in accordance with § XIX(A)(3) of the 2000 Consent Decree.

<sup>&</sup>lt;sup>1</sup> The Tribe is requesting oral argument. However, for the reasons set forth in the Tribe's Motion for Expedited Consideration, the Tribe is willing to waive oral argument if a hearing cannot be scheduled before May 10.

- 2. The State responded to the Tribe's letter on February 14, 2011 (Exhibit H to the Tribe's Memorandum).<sup>2</sup>
- 3. The Sault Tribe and the State met several times by teleconference on February 22, March 11, and March 17, 2011 in an effort to resolve this matter informally through good faith negotiations, as required by § XIX(A)(4) of the 2000 Consent Decree.
- 4. The negotiations did not produce a resolution, so the parties are now proceeding with judicial resolution as provided in §§ XIX(A)(4) and XIX(C) of the 2000 Consent Decree.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 14th day of April, 2011.

By:

Bruce R. Greene

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<sup>&</sup>lt;sup>2</sup> Under § XIX(A)(3) of the 2000 Consent Decree, the State had ten (10) days in which to respond to the Tribe's letter. However, the Tribe agreed to the State's request for additional time to respond.