

**U.S. District Court**  
**United States District Court for the Western District of Washington (Tacoma)**  
**CIVIL DOCKET FOR CASE #: 3:12-cv-05109-BHS**

Wild Fish Conservancy et al v. National Park Service et al  
Assigned to: Judge Benjamin H Settle  
Cause: 05:551 Administrative Procedure Act

Date Filed: 02/09/2012  
Jury Demand: None  
Nature of Suit: 893 Environmental Matters  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Wild Fish Conservancy**

represented by **Richard Adam Smith**  
SMITH & LOWNEY PLLC  
2317 E JOHN ST  
SEATTLE, WA 98112  
206-860-2883  
Email: rasmithwa@igc.org  
*ATTORNEY TO BE NOTICED*

**Brian Alan Knutsen**  
SMITH & LOWNEY PLLC  
2317 E JOHN ST  
SEATTLE, WA 98112  
206-860-1394  
Fax: 206-860-4187  
Email: briank@igc.org  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Wild Steelhead Coalition**

represented by **Richard Adam Smith**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Brian Alan Knutsen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Federation of Fly Fishers Steelhead  
Committee**

represented by **Richard Adam Smith**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Brian Alan Knutsen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Wild Salmon Rivers**  
*doing business as*  
Conservation Angler

represented by **Richard Adam Smith**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Brian Alan Knutsen**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**National Park Service**

represented by **Brian C Kipnis**  
US ATTORNEY'S OFFICE (SEA)  
700 STEWART ST  
STE 5220  
SEATTLE, WA 98101-1271  
206-553-7970  
Email: Brian.Kipnis@usdoj.gov  
**ATTORNEY TO BE NOTICED**

**Carter Howell**  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATURAL  
RESOURCES DIVISION  
WILDLIFE & MARINE RESOURCES  
SECTION  
C/O US ATTORNEY'S OFFICE  
1000 SW THIRD AVE, STE 600  
PORTLAND, OR 97204  
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Email: coby.howell@usdoj.gov  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Jonathan B Jarvis**  
*in his official capacity as the Director of*  
*the National Park Service*

represented by **Brian C Kipnis**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**United States Department of the Interior**

represented by **Brian C Kipnis**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Carter Howell**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Kenneth L. Salazar**

*in his official capacity as the Secretary of  
the United States Department of the  
Interior*

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Defendant****United States Fish and Wildlife Service**

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Defendant****Daniel M. Ashe**

*in his official capacity as the Director of  
the United States Fish and Wildlife  
Service*

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Defendant****United States Department of Commerce**

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Defendant****John E. Bryson**

*in his official capacity as the Secretary of  
the United States Department of  
Commerce*

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Defendant****NOAA Fisheries Service**

represented by **Brian C Kipnis**

(See above for address)

**ATTORNEY TO BE NOTICED**

**Carter Howell**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Samuel D. Rauch, III**  
*in his official capacity as the Acting  
Assistant Administrator for Fisheries of  
NOAA Fisheries Service*

represented by **Brian C Kipnis**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Carter Howell**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Robert Elofson**  
*in his official capacity as the Director of  
the River Restoration Project for the  
Lower Elwha Klallam Tribe*

represented by **Stephen Hayes Suagee**  
OFFICE OF GENERAL COUNSEL  
LOWER ELWHA KLALLAM TRIBE  
2851 LOWER ELWHA RD  
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**Trent S.W. Crable**  
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360-565-6946  
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**ATTORNEY TO BE NOTICED**

**Defendant**

**Larry Ward**  
*in his official capacity as the Hatchery  
Manager and Fisheries Biologist for the  
Lower Elwha Klallam Tribe*

represented by **Stephen Hayes Suagee**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Trent S.W. Crable**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Doug Morrill**  
*in his official capacity as the Fisheries  
Manager for the Lower Elwha Klallam  
Tribe*

represented by **Stephen Hayes Suagee**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Trent S.W. Crable**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Mike McHenry**  
*in his official capacity as the Fisheries  
Habitat Biologist and Manager for the  
Lower Elwha Klallam Tribe*

represented by **Stephen Hayes Suagee**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Trent S.W. Crable**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
02/09/2012	<a href="#"><u>1</u></a>	COMPLAINT against defendant(s) All Defendants (Receipt # 0981-2707695), filed by Wild Steelhead Coalition, Wild Fish Conservancy, Federation of Fly Fishers, Wild Salmon Rivers d/b/a Conservation Angler. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet, # <a href="#"><u>2</u></a> Summons, # <a href="#"><u>3</u></a> Summons, # <a href="#"><u>4</u></a> Summons, # <a href="#"><u>5</u></a> Summons, # <a href="#"><u>6</u></a> Summons, # <a href="#"><u>7</u></a> Summons, # <a href="#"><u>8</u></a> Summons, # <a href="#"><u>9</u></a> Summons, # <a href="#"><u>10</u></a> Summons, # <a href="#"><u>11</u></a> Summons, # <a href="#"><u>12</u></a> Summons, # <a href="#"><u>13</u></a> Summons, # <a href="#"><u>14</u></a> Summons, # <a href="#"><u>15</u></a> Summons)(Knutsen, Brian) (Entered: 02/09/2012)
02/09/2012	<a href="#"><u>2</u></a>	CORPORATE DISCLOSURE STATEMENT Filed pursuant to Fed.R.Civ.P 7.1.. (Knutsen, Brian) (Entered: 02/09/2012)
02/09/2012	<a href="#"><u>3</u></a>	CORPORATE DISCLOSURE STATEMENT Filed pursuant to Fed.R.Civ.P 7.1.. (Knutsen, Brian) (Entered: 02/09/2012)
02/09/2012	<a href="#"><u>4</u></a>	CORPORATE DISCLOSURE STATEMENT Filed pursuant to Fed.R.Civ.P 7.1.. (Knutsen, Brian) (Entered: 02/09/2012)
02/09/2012	<a href="#"><u>5</u></a>	CORPORATE DISCLOSURE STATEMENT Filed pursuant to Fed.R.Civ.P 7.1.. (Knutsen, Brian) (Entered: 02/09/2012)
02/10/2012		<b>NOTICE TO FILER:</b> Signatures must comply with Section III (L) of the Electronic Filing Procedures which states that An electronically filed pleading or other document which requires an attorneys signature must have the signors names printed or typed on the line and under all signature lines. In the future, please make sure that all attorneys who will be appearing in a case affix their electronic signature (/s John Doe) on the signature line, as well as typing their name below it. Thank you.(RE) (Entered: 02/10/2012)
02/10/2012		Judge Benjamin H Settle added. (RE) (Entered: 02/10/2012)
02/10/2012	<a href="#"><u>6</u></a>	Summons electronically Issued as to defendant(s) Daniel M. Ashe, John E. Bryson, Robert Elofson, Jonathan B Jarvis, Mike McHenry, Doug Morrill, NOAA Fisheries Service, National Park Service, Samuel D. Rauch, III, Kenneth L. Salazar, United States Department of Commerce, United States Department of the Interior, United States Fish and Wildlife Service, Larry Ward. (Attachments: # <a href="#"><u>1</u></a> Summons-Bryson, # <a href="#"><u>2</u></a> Summons-Dept of Commerce, # <a href="#"><u>3</u></a> Summons-Dept of Interior, # <a href="#"><u>4</u></a> Summons-Elofson, # <a href="#"><u>5</u></a> Summons-Elofson, # <a href="#"><u>6</u></a> Summons-Fish & Wildlife Service, # <a href="#"><u>7</u></a> Summons-Jarvis, # <a href="#"><u>8</u></a> Summons-McHenry, # <a href="#"><u>9</u></a> Summons-Morrill, # <a href="#"><u>10</u></a> Summons-NOAA, # <a href="#"><u>11</u></a> Summons-National Park Service, # <a href="#"><u>12</u></a> Summons-Rauch III, # <a href="#"><u>13</u></a> Summons-Salazar, # <a href="#"><u>14</u></a> Summons-Ward)(RE) (Entered: 02/10/2012)
02/13/2012	<a href="#"><u>7</u></a>	MINUTE ORDER REGARDING DISCOVERY AND DEPOSITIONS by Judge Benjamin H Settle. (TG) (Entered: 02/13/2012)

02/13/2012	<a href="#">8</a>	MINUTE ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT AND EARLY SETTLEMENT by Judge Benjamin H Settle: Joint Status Report due by 6/12/2012, FRCP 26f Conference Deadline is 5/22/2012, Initial Disclosure Deadline is 6/5/2012. (TG) (Entered: 02/13/2012)
02/18/2012	<a href="#">9</a>	AFFIDAVIT of Service of Summons and Complaint on Sandra Bowers, Receptionist for Jenny Durkan on 2/13/2012, filed by Plaintiffs Federation of Fly Fishers Steelhead Committee, Wild Fish Conservancy, Wild Salmon Rivers, Wild Steelhead Coalition. (Knutsen, Brian) (Entered: 02/18/2012)
02/18/2012	<a href="#">10</a>	AFFIDAVIT of Mailing of Summons and Complaint to National Park Service, et al. on 2/13/2012, filed by Plaintiffs Federation of Fly Fishers Steelhead Committee, Wild Fish Conservancy, Wild Salmon Rivers, Wild Steelhead Coalition. (Knutsen, Brian) (Entered: 02/18/2012)
02/18/2012	<a href="#">11</a>	WAIVER OF SERVICE of summons upon defendant Robert Elofson mailed on 2/13/2012 (Knutsen, Brian) (Entered: 02/18/2012)
02/18/2012	<a href="#">12</a>	WAIVER OF SERVICE of summons upon defendant Mike McHenry mailed on 2/13/2012 (Knutsen, Brian) (Entered: 02/18/2012)
02/18/2012	<a href="#">13</a>	WAIVER OF SERVICE of summons upon defendant Doug Morrill mailed on 2/13/2012 (Knutsen, Brian) (Entered: 02/18/2012)
02/18/2012	<a href="#">14</a>	WAIVER OF SERVICE of summons upon defendant Larry Ward mailed on 2/13/2012 (Knutsen, Brian) (Entered: 02/18/2012)
02/22/2012	<a href="#">15</a>	NOTICE of Appearance by attorney Carter Howell on behalf of Defendants Daniel M. Ashe, John E. Bryson, NOAA Fisheries Service, National Park Service, Samuel D. Rauch, III, Kenneth L. Salazar, United States Department of Commerce, United States Department of the Interior, United States Fish and Wildlife Service. (Howell, Carter) (Entered: 02/22/2012)
02/22/2012	<a href="#">16</a>	NOTICE of Appearance by attorney Trent S.W. Crable on behalf of Defendants Robert Elofson, Mike McHenry, Doug Morrill, Larry Ward. (Crable, Trent) (Entered: 02/22/2012)
02/22/2012	<a href="#">17</a>	NOTICE of Appearance by attorney Stephen Hayes Suagee on behalf of Defendants Robert Elofson, Mike McHenry, Doug Morrill, Larry Ward. (Suagee, Stephen) (Entered: 02/22/2012)
02/23/2012	<a href="#">18</a>	Joint Stipulated MOTION <i>to Approve Stipulation and Enter Order</i> by Plaintiffs Federation of Fly Fishers Steelhead Committee, Wild Fish Conservancy, Wild Salmon Rivers, Wild Steelhead Coalition. (Attachments: # <a href="#">1</a> Stipulation and Proposed Order) Noting Date 2/23/2012, (Knutsen, Brian) (Entered: 02/23/2012)
02/27/2012	<a href="#">19</a>	ORDER granting <a href="#">18</a> Stipulated Motion by Judge Benjamin H Settle.(TG) (Entered: 02/27/2012)
02/29/2012	<a href="#">20</a>	NOTICE of Appearance by attorney Brian C Kipnis on behalf of Defendants Daniel M. Ashe, John E. Bryson, Jonathan B Jarvis, NOAA Fisheries Service, National Park Service, Samuel D. Rauch, III, Kenneth L. Salazar, United States Department of Commerce, United States Department of the Interior, United States Fish and Wildlife Service. (Kipnis, Brian) (Entered: 02/29/2012)

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