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*Attorneys for Non-Party Movant, Ute Indian Tribe of the Uintah and Ouray Reservation,
Appearing Specially*

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

ROBERT C. BONNET, an individual, and
BOBBY BONNET LAND SERVICES, a
sole proprietorship,

Plaintiffs,

v.

HARVEST (US) HOLDINGS, INC., a
Delaware corporation, BRANTA
EXPLORATION & PRODUCTION, LLC., a
Delaware limited liability company, UTE
ENERGY, LLC., a Delaware limited liability
company, CAMERON CUCH, an
individual, ELTON BLACKHAIR, an
individual, and JOHN DOES 1-20,

Defendants.

**NON-PARTY MOVANT
UTE INDIAN TRIBE'S
NOTICE OF APPEAL**

Civil Case No. 2:10-cv-00217

District Judge Clark Waddoups

Magistrate Judge Brooke C. Wells

TO: ROBERT C. BONNET AND BOBBY BONNET LAND SERVICES:

NOTICE IS HEREBY GIVEN that the Ute Indian Tribe of the Uintah and Ouray Reservation hereby appeals to the United States Court of Appeals for the Tenth Circuit from the Order entered on March 23, 2012 (Dkt. 70), by the Honorable Clark Waddoups, United States District Court, District of Utah, which denied the Tribe's motion to quash a non-party subpoena served on the Tribe. The District Court's ruling that tribal sovereign immunity does not shield the Tribe from compulsory enforcement of the subpoena is immediately appealable under the collateral order doctrine, which permits this appeal.

Respectfully submitted this 23rd day of April, 2012.

FREDERICKS PEEBLES & MORGAN LLP

/s/ Frances C. Bassett

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CERTIFICATE OF SERVICE

On the 23rd day of April, 2012, I electronically filed the foregoing **NON-PARTY MOVANT UTE INDIAN TRIBE'S NOTICE OF APPEAL** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all parties of record as follows:

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