

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

<b>CONFEDERATED TRIBES OF THE CHEHALIS RESERVATION, et al.,</b>	)	
	)	
<b>Plaintiffs/Appellants,</b>	)	<b>Case No. 10-35642</b>
	)	
<b>v.</b>	)	<b>DEFENDANT-APPELLEES’</b>
	)	<b>MOTION FOR EXTENSION</b>
<b>THURSTON COUNTY BOARD OF EQUALIZATION, et al.</b>	)	<b>OF TIME TO FILE A</b>
	)	<b>MOTION FOR REHEARING</b>
	)	
<b>Defendants/Appellees.</b>	)	
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Defendants-Appellees, (“County”) hereby move for an extension of time, to and including August 27, 2013, in which to file their motion for rehearing.

Pursuant to Circuit Rule 40(a)(1), the County states:

1. The County’s motion for a rehearing is presently due August 13, 2013.
2. The County is seeking an extension of time by order.
3. The length of the requested extension is to August 27, 2013, a date that is two weeks after the initial deadline.
4. An extension is necessary because: (a) the Court’s opinion was issued on July 30, 2013; and (b) Assessor, Steven Drew, was out of the country and unreachable from August 2, 2013 to August 12, 2013. Declaration of Steven Drew. As such, counsel has not had adequate time to discuss with the Assessor his plans for seeking a rehearing.

5. The County represents that it has exercised diligence and that the motion for rehearing will be filed within the time requested.

6. The County's counsel notified Plaintiffs-Appellants' opposing counsel on August 13, 2013. It is unknown at this time what Plaintiff-Appellants' opinion on this extension is. Declaration of Scott Cushing Re: Extension, Exhibit A.

7. There is a substantial need for the requested extension as the County should not be required to prepare and file its motion for rehearing without adequate time to discuss the matter.

Accordingly, the County respectfully submits that good cause exists for the requested extension of time.

DATED this 18<sup>th</sup> day of March, 2013.

JON TUNHEIM  
PROSECUTING ATTORNEY

/s/

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ATTORNEYS FOR THURSTON COUNTY,  
THURSTON COUNTY ASSESSOR, and  
THURSTON COUNTY TREASURER

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on (date) .

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

Dated: August 13, 2013.

/s/

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Linda L. Olsen