

IN THE NOOKSACK TRIBAL COURT

NO. 2014-CI-CL-____
COMPLAINT

FRANCINE ADAMS; ANTHONY ADAMS;
BRINA ALDREDGE; BRITTANY
ALDREDGE; NORMA ALDREDGE;
ANGELITA AURE; DOE AURE; CHELSEA
BAKER; KELSEA BAKER; PRICILLA
BAKER; JERIC BAKER; FLORENTINO
BARRIL; CALEB BARRIL-BOTHELL;
CATHALINA BARRILL; BILLIE BARTLE;
ADAM BELLO; EILEEN BELLO; PATRICK
BELLO JR.; ELIZABETH BELLO; PATRICK
BELLO; ELPIDO BELLO JR.; EUGENA
BELLO; JOSEPH BELLO; LUCAS BELLO;
NICHOLAS ELPEDIO BELLO; DOMINIC
BELLO; RICHARD BELLO; ELEANOR
BELMONT; DIONNE BENNETT; OLIVA
BOTHELL; KIRK BROWN; CHRISTINA
BUMATAY; ANDREA BUMATAY;
ROBERT BUMATAY; ANDREW
BUMATAY; JAMES BUMATAY;
JONATHAN BUMATAY; BARTON
BUMATAY; ANGELA BUMATAY;
NOELANI BUMATAY-JEFFERSON;
MARIAH BUMATAY-JEFFERSON; CAROL
CAILING; DONNA CAILING; KEITH
CAILING; NEVEAH CAILING; ANITA
CAMPBELL; ALEXANDREA CARR; LEE
CARR; PRICILLA CARR; ROBLEY CARR;
ANNA CARR; QUOLIA CARR; VANESSA
CASIMIR; CHRISSE CASONO; NINA
CHOW; KYLE COBLE; LISA COBLE;
STEVE COBLE; SEAN COLEMAN; GILDA
CORPUZ; PEDRO CORPUZ; VICTORINO
CORPUZ; CHRISTINA CORPUZ-PEATO;
JORDAN CRAIN; ROLAND CUATERO;

NACISCO CUNANAN; DONALD
EDWARDS; BRIONNA ERICKSON; SETH
ERICKSON; TERESA ERICKSON;
MICHAEL FAULKS; VICTORIA FRANZ;
ROMA FURUTA; ELEANOR GABRIEL;
JESSICA GABRIEL; ZARIA GABRIEL;
AVRILYN GABRIEL; REGINALD
GABRIEL; AYL A GARDIPE; DANCHO
GARDIPE; DAVID GARDIPE; DONNA
GASPAR; GUADALUPE GASPAR; JADE
GASPAR; JESUS GASPAR; ASIA GILYARD;
LEONARD GLADSTONE; LOIS
GLADSTONE; MIKALA GLADSTONE;
RICHARD GLADSTONE; TYRONE
GLADSTONE; MAILE GOMEZ-RABANG;
MALAKAI GRIFFETH; MALIA GRIFFETH;
MARIE HADDOW; MIRANDA HADDOW;
DOLLY HADDOW; TINA HANCOCK;
AMYA HART; ANITA HART; CHARLOTTE
HART; DESTINE HART; EDARAY HART;
JENNIFER HART; KIANA HART; LINDA
HART; PHILLIP L. HART; TAYSHUAN
HART; ROSE HERNANDEZ; KIMBERLY
ISEDA; AUNDREA JAHR; KAYLEENA-
RAY JAHR; JUANITA JAVIER; MANUEL
JAVIER; SATURNINO JAVIER; ANDREW
JEFFERSON; JOSEPH JEFFERSON;
KALEIOLANI JEFFERSON; JOHNNY
JENSEN; MAXIMO KAUFFMAN; MARC
ANTHONY KAUFFMAN; CAMERON
LAWRENCE; SONIA LOMIELI; ADRIAN
LOPEZ JR.; ADRIAN LOPEZ SR.; ARSENIO
LOPEZ; BERTA LOPEZ (RABANG); TRINA
LOPEZ (HARO); TRENT LOUGHNANE;
KIYOMIE MARSHALL; CARLOS MIGUEL;
LAWRENCE MIGUEL; MATIAS MIGUEL;
RONALD MIGUEL III; RONALD MIGUEL
JR.; TONI MIGUEL; JUSTIN MUNDEN;
ANGELINE NARTE; DANTE NARTE;
FRAZER NARTE; JAIME NARTE; JENAIA
NARTE; KAILEE NARTE; MARIO NARTE
JR.; MARIO NARTE; MICAH NARTE;
RUBY NARTE; ANTONIO NARTE JR.;
PHILLIP D. NARTE; ANTONIO NARTE;
CALEB NARTE; CODY NARTE; ELISAH
NARTE; ANDREW NICOL; TERIA ANN
NICOL; ROY NICOL; ALEXANDER NICOL-

MILLS; DUSTIN OSHIRO; ELIZABETH
OSHIRO; KIYOSHI OSHIRO; MATTHEW
OSHIRO; OLIVE OSHIRO; OLIVIA OSHIRO;
TIANA OSHIRO; STEVEN PARK; EDMUND
PARK; ADELINA PARKER; MALIA PEATO;
PATELESIO PEATO; SOFIA PEATO;
KUAIKA PELETI; RENE PELETI; TINO
PELETI; MORENO PERALTA; ARIEL
PHILLIPS; JOSHUA PHILLIPS; SAMSON
PHILLIPS; AILINA RABANG; SELIA
RABANG; SHALENE RABANG; CLARA
RABANG; LEONARD RABANG; MAXINA
RABANG; MIANA RABANG; REANNA
RABANG; TYRONE RABANG JR.; TYRONE
RABANG; WILLIAM RABANG; ANGEL
RABANG; ANGELITA RABANG;
ANTHONY RABANG; BRIANNA RABANG;
DOMINGO A. RABANG SR.; DOMINGO F.
RABANG; FRANCISCA L.G. RABANG;
FRANCISCA S. RABANG; FRANCISCO A.
RABANG; FRANCISCO D.G. RABANG;
FRANCISCO RABANG JR.; GINA RABANG;
JAMES RABANG; LAJUNE RABANG;
MARTINO RABANG; MICHAEL RABANG;
QUI-SEENUM RABANG; RACHEL
RABANG; ROBERT JAMES RABANG III;
ROBERT JAMES RABANG JR.; ROBERT
JAMES RABANG SR.; SANTANA RABANG;
TIERRA RABANG; TINA RABANG;
CARCIONE RABANG; SUNSIE RABANG;
WILLIAM RABANG JR.; SHARON
RABANG-BROWN; ALEXINA RABANG-
COLEMAN; ALLEN RAPADA; ANDREW
RAPADA; BART RAPADA; CALVIN
RAPADA; DANIEL FRED RAPADA;
DANIEL FELIX RAPADA; DARRELL
RAPADA; EMILY RAPADA; GERALD
RAPADA; HONORATO RAPADA III;
HONORATO RAPADA; JAMES RAPADA;
KIMBERLY RAPADA; MELISSA RAPADA;
MILDRED RAPADA; RECONAR RAPADA;
RECONAR G.B. RAPADA; SONIA
RAPADA; TIERRA RAPADA; ZACK
RAPADA; NADINE RAPADA; ANGELA
RAPADA; BETSIEBO RAPADA; CATALINA
RENTERIA; MARCELLINA RENTERIA;
SYLVIA RENTERIA; VINCENT RENTERIA;

1 ALLEN RICHAMIRE; VERONICA
2 RICHMIRE; ANGELO RITUALO; DIANA
(MONA) RITUALO; FELIPE RITUALO;
3 TERESA RITUALO; BRITTINIE ROBERTS;
MICHELLE JOAN ROBERTS; RAFFINAND
4 ROBERTS; DEANNA ROMERO; RUDY
ROMERO; EMMANUAL ROMERO-
5 DANCEL; KRISTOFFER SILVA; SEVINA
SILVA; TYLER SILVA; ENZO SIOSON;
6 JULIETTE SIOSON; ROCCO SIOSON;
DEBBIE SMITH (NARTE); ALEX ST.
7 GERMAIN; BREANNA ST. GERMAIN;
RUDY ST. GERMAIN; TAYLOR ST.
8 GERMAIN; TERRY ST. GERMAIN JR.;
ROSE TOVAR; AND JOCELYN TOVAR;
9 CHERYL TRAINOR; KRISTAL TRAINOR,
individually and on behalf of their minor
10 children, enrolled members of the Nooksack
Indian Tribe,

11 Plaintiffs,

12 v.

13 ROBERT KELLY, Chairman of the Nooksack
Tribal Council; RICK D. GEORGE, Vice-
14 Chairman of the Nooksack Tribal Council;
AGRIPINA SMITH, Treasurer of the Nooksack
15 Tribal Council; BOB SOLOMON,
Councilmember of the Nooksack Tribal
16 Council; KATHERINE CANETE,
Councilmember of the Nooksack Tribal Council
17 and Nooksack General Manager; and
AGRIPINA "LONA" JOHNSON,
18 Councilmember of the Nooksack Tribal
Council; ELIZABETH KING GEORGE,
19 Enrollment officer of the Nooksack Tribal
Council; ROY BAILEY, Enrollment officer of
20 the Nooksack Tribal Council, in their personal
and official capacities,

21 Defendants.
22
23
24

I. INTRODUCTION

1. The above-named Defendants are violating or will violate the Nooksack Constitution and laws in three ways, for purposes of this Complaint.

2. First, Defendants are using or threatening to use disenrollment procedures that are inconsistent with the Constitution: the procedures add a “base enrollee” requirement that does not exist in the Constitution.

3. Second, Defendants are violating or Nooksack law and the Constitution by initiating involuntary disenrollment proceedings against persons whom they had no authority to initiate involuntary disenrollment proceedings against.

4. Third, Defendant Council Members have illegally removed Plaintiff-Tribal Councilpersons Rudy St. Germain and Michelle Roberts from office.

II. JURISDICTION

5. Plaintiffs, enrolled members of the Nooksack Indian Tribe, bring this action against Defendants, who are officers, employees, or agents of the Tribe, acting in their official and personal capacities.¹

6. Because Plaintiffs allege that the laws and policies that Defendants, in their official capacities, are enforcing or threatening to enforce are unconstitutional and otherwise illegal, and because Plaintiffs seek nonmonetary declaratory and injunctive relief, the Court has jurisdiction pursuant to *Lomeli v. Kelly*, No. 2013-CI-APL-002, at 14 (Nooksack Ct. App. Jan. 15, 2013).

7. Because Plaintiffs allege that Defendants, in their personal capacities, have acted “outside the scope of [their] authority” in that their actions were “done in any way other than by

¹ Plaintiffs are those persons set forth on the May 5, 2013 Galanda Broadman representation list on file with this Court in *Lomeli v. Kelly*.

the proper procedures” required by Nooksack law, this Court has jurisdiction. *Cline v. Cunanan*, No. NOO-CIV-02/08-5 (Nooksack Ct. App. Jan. 12, 2009).

III. PARTIES

6. Defendants are members of the Nooksack Tribal Council and employees of the Tribe who are each sued in their respective official and personal capacities.

7. Plaintiffs are enrolled members of the Tribe. Plaintiffs bring this action on behalf of themselves, their minor children, and those other enrolled members of the Tribe who are similarly situated.

IV. FACTS

A. Plaintiffs Are Not Properly Subject to Disenrollment Proceedings as “Lineal Descendants Of A Person Who Was Enrolled After January 1, 1942” and Who “Possess ¼ Indian Blood”

8. Prior to 1989, the Nooksack Constitution—applicable to those Plaintiffs enrolled before 1989—stated that, “[t]he membership of the Nooksack Indian Tribe shall consist of (a) All original Nooksack Public Domain allottees, and their lineal descendants living on January 1, 1942; (b) All persons of Indian blood whose names appear on the official census roll of the tribe dated January 1, 1942, provided that the January 1, 1942, roll may be corrected by the tribe with the approval of the Secretary of the Interior; (c) All persons born to any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided such persons possess at least one-fourth (1/4) degree Indian blood.” Const., art. II, § 1(a)-(c) (1973).

9. The current Constitution, which limits the bases for disenrollment today, states: “The reasons for [involuntary loss of membership] shall be limited exclusively to failure to meet the requirements set forth for membership in this constitution” Const., art. II, § 4 (2012).

1 10. The “base enrollee” requirement, defined at N.T.C. § 63.00.04, is inconsistent
2 with these provisions of the Constitution. It is doubly so by virtue of how Defendants are
3 applying it in contravention of Nooksack law.

4 11. N.T.C. § 63.00.04 states that “all persons applying for membership must prove
5 direct descent” from “base enrollees,” defined as “those persons who are original Nooksack
6 Public Domain allottees and/or all persons of Indian blood whose names appear on the official
7 census roll of the Nooksack Tribe dated January 1, 1942.”

8 12. Nooksack Tribal Council Resolution 13-02 includes the same “base enrollee”
9 requirement.

10 13. N.T.C. § 63.02.001(D)(5) requires members to prove “direct descent of each
11 Nooksack Tribe ancestor from a base enrollee.” *See also* N.T.C. § 63.02.001(C)(9) (requiring
12 that a member prove an “[a]ncestor on base roll through whom enrollment rights are being
13 claimed”).

14 14. Notices of Disenrollment issued to Plaintiffs stated, “your ancestor . . . was not a
15 lineal descendent of an original Nooksack Public Domain allottee living on January 1, 1942.”
16 *See e.g.* Appendices H-N.

17 15. Requiring members to descend from a “base enrollee” or “any original Nooksack
18 Public Domain Allottee” violates the Constitution because the applicable Article II, Section 1(c)
19 of the Constitution merely requires that members be the child of a member and be ¼ Indian at
20 the time of their enrollment—it says nothing about “base enrollees” or any “census.” The
21 Constitution is clear. So was the *Lomeli* appeals court: “The criteria are as follows . . . (3) lineal
22 descendants of a person who was enrolled after January 1, 1942 if they possess ¼ Indian blood . .
23 .” *Lomeli v. Kelly*, No. 2013-CI-APL-002, at 19, n. 24 (citing Const., art. II, § 1(c)).

1 16. **Simply put, a child of an enrolled Nooksack who is ¼ Indian is properly**
2 **enrolled Nooksack.** *Id.* There is simply no Constitutional requirement that a properly enrolled
3 member descend from somebody whose name appears on any census. *Id.*

4 17. Defendants intend to disenroll persons who qualified as members at the time of
5 their enrollment under Constitution, art. II, § 1(c) and were enrolled under that provision of the
6 Constitution. *See e.g.* Appendixes A-G. As the *Lomeli* Court held, “the burden of proving a
7 member did not meet the requirements of enrollment at the time of enrollment rests with the
8 Tribe.” *Lomeli* at 14. Defendants intend to disenroll Plaintiffs because their ancestor allegedly
9 does not appear on the official census roll of the tribe dated January 1, 1942. *See e.g.*
10 Appendixes H-N. This is not constitutionally required by Article II, Section 1(c).

11 18. Resolution 13-02 states the following, in relevant part:

12 Title 63, the membership ordinance of the Nooksack Indian Tribe, Section
13 63.00.004 defines a Base Enrollee as those individuals from whom all persons
14 applying for membership must prove direct descent. For the Nooksack Tribe,
15 these base enrollees are these persons who are original Nooksack Public Domain
16 allottees and/or all persons of Indian blood whose names appear on the official
17 census roll of the Nooksack Tribe dated January 1, 1942 Annie James
18 (George) or Andrew James are not original Nooksack Public Domain allottees or
lineal descendants of an original Nooksack Public Domain allottee living on
January 1, 1942. NOW THEREFORE BE IT RESOLVED, that the Nooksack
Tribal Council initiates involuntary disenrollment proceedings [against] each
member who descended from Annie James (George) or Andrew James and clam
right to membership based through lineal descendancy of an original Nooksack
Public Domain allottee

19 19. Notices of Intent to Disenroll were sent to roughly 306 enrolled tribal members,
20 including Plaintiffs. *See e.g.* Appendixes H-N. Critically, the Notices were sent to these
21 members despite that they do not “clam right to membership based through lineal descendancy
22 of an original Nooksack Public Domain allottee” under Article II, Section 1(a) of the
23 Constitution, as required by Resolution 13-02. They were instead sent to members who were
24 enrolled pursuant to Article II, Section 1(c) of the Nooksack Constitution and do ***not*** “clam right

1 to membership based through lineal descentancy of an original Nooksack Public Domain
2 allottee.”

3 20. Resolution 13-02 granted Defendants only the authority to “initiate[] involuntary
4 disenrollment proceedings [against] each member who descended from Annie James (George) or
5 Andrew James **and clam[s] right to membership based through lineal descentancy of an
6 original Nooksack Public Domain allottee.**” By initiating involuntary disenrollment
7 proceedings against members who **do not** “claim right to membership based through lineal
8 descentancy of an original Nooksack Public Domain allottee,” and who **do** claim membership
9 as, *inter alia*, “lineal descendants of a person who was enrolled after January 1, 1942 [and]
10 possess ¼ Indian blood,” Defendants have acted in contravention of Nooksack law, out side of
11 the scope of their authority, and must be enjoined. *Lomeli v. Kelly*, No. 2013-CI-APL-002, at 19,
12 n. 24 (citing Const., art. II, § 1(c)).

13 **B. Plaintiff-Councilpersons St. Germain and Roberts Were Illegally Removed from the
14 Council Yesterday.**

15 21. Plaintiffs hereby incorporate by reference the facts set forth in the appended
16 Declaration of Nooksack Tribal Councilwoman Michelle Joan Roberts, signed and dated today.

17 **V. FIRST CAUSE OF ACTION**
18 **(Injunction/Declaratory Judgment – Violation of Nooksack Constitution)**

19 22. Plaintiffs incorporate and reallege the foregoing allegations.

20 23. “[T]he Tribe’s Constitution itself clearly provides a Tribal member with a right to
21 challenge the enforcement or threatened enforcement of an unconstitutional law or policy, and
22 with a forum where the member can bring that challenge.” *Lomeli*, at 14.

23 24. Defendants use of a “base enrollee” requirement that does not exist in the
24 Constitution to disenroll Plaintiffs violates the Constitution and should be (a) declared
25 unconstitutional and (b) enjoined.

25. Defendants attempt or threat to disenroll persons who qualify under any provision of the Constitution effective at the time of their enrollment violates the Constitution and should be (a) declared unconstitutional and (b) enjoined.

26. Plaintiffs have clear legal or equitable rights and a well-grounded fear of immediate invasion of those rights. The relative equities of the parties favor granting injunctive relief. Defendants have acted and are continuing to act in excess of their constitutional authority in this matter. If not enjoined by order of this Tribal Court, Defendants will continue to enforce unconstitutional statutes and Resolutions, and Plaintiffs will suffer irreparable injury. Plaintiffs do not have a plain, speedy, and adequate remedy in the ordinary course of law.

27. An actual controversy exists between the parties concerning the issues identified above.

28. A judicial determination resolving this actual controversy is necessary and appropriate at this time.

VI. SECOND CAUSE OF ACTION
(Injunction/Declaratory Judgment – Violation of Constitution and Resolution No. 13-02)

29. Plaintiffs incorporate and reallege the foregoing allegations.

30. Resolution 13-02 grants Defendants only the authority to “initiate[] involuntary disenrollment proceedings” against members who “claim right to membership based through lineal descendancy of an original Nooksack Public Domain allottee.”

31. By initiating involuntary disenrollment proceedings against members who ***do not*** “claim right to membership based through lineal descendancy of an original Nooksack Public Domain allottee,” and who are, *inter alia*, “lineal descendants of a person who was enrolled after January 1, 1942 [and] possess ¼ Indian blood,” Defendants have acted in contravention of

1 Nooksack law and outside of the scope of their authority. *Lomeli v. Kelly*, No. 2013-CI-APL-
2 002, at 19, n. 24 (citing Const., art. II, § 1(c)).

3 32. Plaintiffs have clear legal or equitable rights and a well-grounded fear of
4 immediate invasion of those rights. The relative equities of the parties favor granting injunctive
5 relief. Defendants have acted and are continuing to act in excess of their constitutional and legal
6 authority in this matter. If not enjoined by order of this Tribal Court, Defendants will continue to
7 act illegally and beyond the scope of their authority, and Plaintiffs will suffer irreparable injury.
8 Plaintiffs do not have a plain, speedy, and adequate remedy in the ordinary course of law.

9 33. An actual controversy exists between the parties concerning the issues identified
10 above.

11 34. A judicial determination resolving this actual controversy is necessary and
12 appropriate at this time.

13 **VI. SECOND CAUSE OF ACTION**
14 **(Injunction/Writ of Mandamus – Violation of Constitution)**

15 35. Plaintiffs incorporate and reallege the foregoing allegations.

16 36. Plaintiffs are not requesting affirmative action to the extent that such relief cannot
17 be granted by a writ of mandamus. *Lomeli*, No. 2013-CI-APL-002, at 12 (this Court possesses a
18 “constitutional grant of jurisdiction to authorize the issuance of a writ of mandamus to compel
19 Tribal Council officers to perform constitutionally required non-discretionary duties.”).

20 37. The Nooksack Constitution provides only two grounds, “upon a four seventh (4/7)
21 vote of the tribal council,” for removal of any elected member of the Nooksack Tribal Council: if
22 he or she (a) “shall be absent for three (3) consecutive regular or special meetings without a
23 sufficient reason,” or (b) “is convicted [sic] of a felony by any federal, state or Indian court.”
24 Const., art. V, §§ 1, 2 (1989).

1 38. There has not been a regular meeting of the Nooksack Tribal Council since at
2 least December 2012.

3 39. Plaintiff-Tribal Councilpersons Rudy St. Germain and Michelle Roberts have not
4 been absent from three consecutive regular or special meetings of the Tribal Council, in order to
5 warrant their removal from office.

6 40. Plaintiff-Tribal Councilpersons St. Germain and Roberts have not been convicted
7 of any felony or any other crime by any federal, state or Indian court, in order to warrant their
8 removal from office.

9 41. Plaintiffs have clear legal or equitable rights and a well-grounded fear of
10 immediate invasion of those rights. The relative equities of the parties favor granting injunctive
11 relief. Defendants have acted and are continuing to act in excess of their constitutional and legal
12 authority in this matter. If not enjoined by order of this Tribal Court, Defendants will continue to
13 act illegally and beyond the scope of their authority, and Plaintiffs will suffer irreparable injury.
14 Plaintiffs do not have a plain, speedy, and adequate remedy in the ordinary course of law.

15 42. An actual controversy exists between the parties concerning the issues identified
16 above.

17 43. A judicial determination resolving this actual controversy is necessary and
18 appropriate at this time. Specifically, this Court must declare that the law or policy authorizing
19 the removal of Plaintiff-Councilpersons St. Germain and Roberts is unconstitutional and/or in
20 contravention of superior Nooksack law.

21 44. Defendant Council Members must be directed to reinstate Councilpersons St.
22 Germain and Roberts to the offices from which they have been illegally removed. *See Forami v.*
23 *Reynolds*, 236 A.2d 20, 25 (Md. 1967).

1 **VI. RELIEF REQUESTED**

2 WHEREFORE, Plaintiffs pray for relief as follows:

- 3 A. For injunctive relief;
- 4 B. For declaratory judgment;
- 5 C. For writ of mandamus;
- 6 D. For attorneys' fees and costs; and
- 7 E. For such other relief as the Tribal Court may deem just and equitable.

8 Plaintiffs reserve the right to further amend their Complaint.

9 DATED this 21st day of January, 2014.

10 

11 _____
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Appendix A



NOOKSACK INDIAN TRIBE

P. O. Box 157
Deming, Washington 98244
Telephone (206) 592-5176

RESOLUTION NO. ES4-3

WHEREAS, a recommendation has been received from the Enrollment officer in the membership case of Norma Lee Rabang, Nicol, and WHEREAS, said recommendation is to grant Norma Lee Rabang, Nicol membership in the Nooksack Indian Tribe, by enrollment.
NOW THEREFORE, BE IT RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 7th day of February 1984, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Norma Lee was born 7 October 1947, at Bremerton, Washington to Frank Rabang and Clara Gladstone.
See birth certificate and enrollment application.
2. The father Frank Rabang, possesses 0 degree Indian blood.
The mother Clara Gladstone, possesses 4/4 degree Blackfoot-Cree - Skway-Nooksack Indian blood.
3. Item 2 therefore reflects Norma Lee Rabang, Nicol possesses 1/2 degree Blackfoot-Cree - Skway-Nooksack Indian blood, as shown on attached Family Ancestry Chart.

WE, THE Nooksack Tribal Council, therefore conclude that the above named individual legally meets the requirements for membership, by enrollment, as provided in Article II, Section 1 (c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State of Washington.

Appendix B



NOOKSACK INDIAN TRIBE

P. O. Box 157
Deming, Washington 98244
Telephone (206) 692-5176

RESOLUTION NO. E83-88

WHEREAS, a recommendation has been received from the Enrollment officer in the membership case of Priscilla Gladstone, Carr, and WHEREAS, said recommendation is to grant Priscilla Gladstone, Carr membership in the Nooksack Indian Tribe, by enrollment.

NOW THEREFORE, BE IT RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 1st day of November 1983, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Priscilla was born 1 April 1944, at Seattle, Washington to Edward Louis Gladstone and Martha Herman
See birth certificate and enrollment application.
2. The father Edward L. Gladstone, possesses 4/4 degree Blackfeet-Cree Skway-Nooksack Indian blood.
The mother Martha Herman, possesses 4/4 degree Stalo Indian blood.
3. Item 2 therefore reflects Priscilla Gladstone, Carr possesses 4/4 degree Blackfeet-Cree - Nooksack-Skway - Stalo Indian blood, as shown on attached Family Ancestry Chart.

WE, THE Nooksack Tribal Council, therefore conclude that the above named individual legally meets the requirements for membership, by enrollment, as provided in Article II, Section 1 (c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State

Appendix C



NOOKSACK INDIAN TRIBE

P. O. Box 157
Deming, Washington 98244
Telephone (206) 592-5175

RESOLUTION NO. E83-86

WHEREAS, a recommendation has been received from the Enrollment officer in the membership case of Narciso Rabang Cunanan, and
WHEREAS, said recommendation is to grant Narciso Rabang Cunanan membership in the Nooksack Indian Tribe, by enrollment.
NOW THEREFORE, BE IT RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 1st day of November 1983, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Narciso Rabang was born 15 June 1962, at Los Angeles, California to Narciso Cunanan and Sonia Marie Rabang
See birth certificate and enrollment application.
2. The father Narciso C. Cunanan, possesses none degree Indian blood.
The mother Sonia M. Rabang, possesses 1/2 degree Skway-Nooksack Indian blood.
3. Item 2 therefore reflects Narciso Rabang Cunanan possesses 1/4 degree Skway-Nooksack Indian blood, as shown on attached Family Ancestry Chart.

WE, THE Nooksack Tribal Council, therefore conclude that the above named individual legally meets the requirements for membership, by enrollment, as provided in Article II, Section 1(c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State Washington.

Appendix D



NOOKSACK INDIAN TRIBE

P. O. Box 157
Doming, Washington 98244
Telephone (206) 582-5176

RESOLUTION NO. EB3-82

WHEREAS, a recommendation has been received from the Enrollment officer in the membership case of Sonia Marie Rabang, Gudines, and WHEREAS, said recommendation is to grant Sonia Marie Rabang, Gudines membership in the Nooksack Indian Tribe, by enrollment.

NOW THEREFORE, BE IT RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 13th day of November 1983, at Doming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Sonia Marie was born 27 October 1938, at Puyallup, Washington to Frank R. Rabang and Elizabeth M. James
See birth certificate and enrollment application.
2. The father Frank R. Rabang, possesses none degree Indian blood.
The mother Elizabeth M. James, possesses 4/4 degree Skway-Nooksack Indian blood.
3. Item 2 therefore reflects Sonia Marie Rabang, Gudines possesses 1/2 degree Skway-Nooksack Indian blood, as shown on attached Family Ancestry Chart.

WE, THE Nooksack Tribal Council, therefore conclude that the above named individual legally meets the requirements for membership, by enrollment, as provided in Article II, Section 1 (c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State of Washington.

Appendix E



NOOKSACK INDIAN TRIBE

P. O. Box 157
Deming, Washington 98244
Telephone (206) 592-3021

RESOLUTION NO. ER3-43

WHEREAS, a recommendation has been received from the Enrollment Officer in membership case of Antonio G. Narte, and

WHEREAS, said recommendation is to grant Antonio G. Narte membership in the Nooksack Indian Tribe, by enrollment.

NOW THEREFORE, IT IS HEREBY RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 04 day of October 1983, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Antonio G. was born 5 July 1959, at Bremerton, WA, to Jaine Narte and Frances Ann Gladstone.
See birth certificate and enrollment application.
2. The father Jaine Narte, possesses 0 degree Indian blood.
The mother Frances Ann Gladstone, possesses 4/4 degree Blackfeet-Cree-Nooksack-Skway Indian blood.
3. Item 2 therefore reflects Antonio G. possesses 1/2 degree Blackfeet-Cree-Nooksack - Skway Indian blood, as shown on attached Family Tree Diagram.

WE, THE Nooksack Tribal Council, therefore conclude that Antonio G. Narte meets the requirements for membership, by enrollment, as provided in Article II, Section 1 (c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State of Washington.

Appendix F



NOOKSACK INDIAN TRIBE

P. O. Box 157

Deming, Washington 98244

Telephone (206) 592-3021

RESOLUTION NO. EB3-34

WHEREAS, a recommendation has been received from the Enrollment Officer in membership case of Adeline Gladstone Narte, Romero, and

WHEREAS, said recommendation is to grant Adeline Gladstone Romero membership in the Nooksack Indian Tribe, by enrollment.

NOW THEREFORE, IT IS HEREBY RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 21 day of September 1983, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Adeline Gladstone Narte, Romero was born 1 January 1953, at Seattle, WA, to Jaime P. Narte and Frances A. Gladstone, Narte. See birth certificate and enrollment application.
2. The father Jaime P. Narte, possesses 0 degree Indian blood. The mother Frances A. Gladstone Narte, possesses 4/4 degree Blackfoot-Crow Skway-Nooksack Indian blood.
3. Item 2 therefore reflects Adeline Gladstone Romero possesses 1/2 degree Blackfoot-Crow Skway-Nooksack Indian blood, as shown on attached Family Tree Diagram.

WE, THE Nooksack Tribal Council, therefore conclude that Adeline Gladstone Romero meets the requirements for membership, by enrollment, as provided in Article II, Section 1(c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State of Washington.

Appendix G



NOOKSACK INDIAN TRIBE

P. O. Box 157
Deming, Washington 98244
Telephone (206) 502-5170

RESOLUTION NO. EE4-62

WHEREAS, a recommendation has been received from the Enrollment officer in the membership case of Rudy Rapada St. Germain, and WHEREAS, said recommendation is to grant Rudy Rapada St. Germain membership in the Nooksack Indian Tribe, by enrollment.

NOW THEREFORE, BE IT RESOLVED, THAT WE, the Governing Body known as the Nooksack Tribal Council, meeting on the 28 day of June 1984, at Deming, WA - Tribal Center, acting for and in behalf of the Nooksack Indian Tribe, do hereby find:

1. Rudy Rapada was born 29 September 1968, at Bremerton, WA to Terry Olson St. Germain and Anita Jean Rapada
See birth certificate and enrollment application.
2. The father Terry O. St. Germain, possesses 1/2 degree Cowichan(Cree) Indian blood.
The mother Anita J. Rapada St. Germain, possesses 1/2 degree Nooksack-Skway Indian blood.
3. Item 2 therefore reflects Rudy Rapada St. Germain possesses 1/2 degree Nooksack-Skway-Cowichan(Cree) Indian blood, as shown on attached Family Ancestry Chart.

WE, THE Nooksack Tribal Council, therefore conclude that the above named individual legally meets the requirements for membership, by enrollment, as provided in Article II, Section 1(c) of the Constitution and By-Laws of the Nooksack Indian Tribe of the State

Appendix H



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.
PO Box 63
Deming, WA 98244
Ph: (360) 592-5164 Fx: (360) 592-4506

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Norma Lee Aldridge(Rabang) #863
PO Box 54
Deming, WA 98244

Dear Mrs. Aldridge:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous

enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution #E84-3 on February 7th, 1984 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. . Unfortunately, the person(s) upon which your enrollment was based was your ancestor Rosie James(Gladstone), who was not a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed is believed to be a "Jobe", Rosie James(Gladstone) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. **BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
2. **BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**
3. **THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.**

4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix I



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.
PO Box 63
Deming, WA 98244
Ph: (360) 592-5164 Fax: (360) 592-4506

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Priscilla Carr(Gladstone) #831
2123 Queen St.
Bellingham, WA 98229

Dear Ms Carr:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution #E83-88 on November 1st, 1983 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. . Unfortunately, the person(s) upon which your enrollment was based was your ancestor Rosie James(Gladstone), who was not a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed is believed to be a "Jobe". Rosie James(Gladstone) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. **BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
2. **BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**
3. **THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.**

4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix J



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.
PO Box 63
Deming, WA 98244
Ph: (360) 592-5164 Fx: (360) 592-4506

CERTIFIED MAIL - RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Narciso Rahang Cunanan #0829
P.O. Box 941
Deming, WA 98244-0941

Dear Mr. Cunanan:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution # E83-86 on November 1, 1983 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. Unfortunately, the enrolled member(s) upon which your enrollment was based were enrolled with erroneous or inadequate information in that your ancestor Elizabeth James (Rahang/Eugenio), claimed to be a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed by your ancestors is believed to be a "Jobe". Elizabeth James (Rahang/Eugenio) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your ancestor's enrollment and your subsequent enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

- 1. BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
- 2. BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**

3. THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.
4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix K



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.

PO Box 63

Deming, WA 98244

Ph: (360) 592-5164 Fx: (360) 592-4506

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Sonia Marie Lomeli #0825
P.O. Box 65
Deming, WA 98244

Dear Mrs. Lomeli:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution # E83-82 on November 1, 1983 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. Unfortunately, the enrolled member(s) upon which your enrollment was based were enrolled with erroneous or inadequate information in that your ancestor Elizabeth James (Rahang/Eugenio), claimed to be a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed by your ancestors is believed to be a "Jobe". Elizabeth James (Rahang/Eugenio) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your ancestor's enrollment and your subsequent enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. **BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
2. **BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**

3. THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.
4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix L

Received Feb 22 2015



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.
PO Box 63
Deming, WA 98244
Ph: (360) 592-5164 Fax: (360) 592-4506

CERTIFIED MAIL - RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Antonio G Narte #786 aka Myron Antonio Narte #786
9171 Miller Rd. N.E.
Bainbridge Island, WA 98110

Dear Mr. Narte:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution #E83-43 October 4th, 1983 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-15-1989. Unfortunately, the person(s) upon which your enrollment was based was your ancestor Rosie James(Gladstone), who was not a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed is believed to be a "Jobe". Rosie James(Gladstone) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.
2. BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.
3. THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.

4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix M



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.
PO Box 63
Deming, WA 98244
Ph: (360) 592-5164 Fax: (360) 592-4506

CERTIFIED MAIL RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 14, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Adelina Gladstone Parker #777
P.O. Box 11
Indianola, WA 98342

Dear Ms. Parker:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution #E83-32 on September 21st, 1983 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. Unfortunately, the person(s) upon which your enrollment was based was your ancestor Rosie James(Gladstone), who was not a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed is believed to be a "Jobe". Rosie James(Gladstone) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. **BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
2. **BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**
3. **THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.**

4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

Appendix N



NOOKSACK TRIBAL COUNCIL

4979 Mt. Baker Hwy, Suite G.

PO Box 63

Deming, WA 98244

Ph: (360) 592-5164 Fax: (360) 592-4506

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
OR THE CANADIAN EQUIVALENT IF MAILED IN CANADA

February 13, 2013

NOTICE OF INTENT TO DISENROLL

IF YOU DO NOT RESPOND WITHIN SPECIFIC TIME FRAMES YOU WILL BE DISENROLLED

Rudy Rapada St. Germain #0922
P.O. Box 601
Deming, WA 98244-0601

Dear Mr. St. Germain:

We regret to inform you that you have been identified as subject to disenrollment pursuant to the membership ordinance of the Nooksack Indian Tribe, Title 63 Section 63.04.001(B)(1)(a) and the Tribal Council intends to disenroll you. On February 12, 2013, the Nooksack Tribal Council approved Resolution 13-02 initiating the involuntary disenrollment of certain descendants of Annie James (George). A copy of the resolution is enclosed with this notice. You may request a meeting on this matter as described below. The referenced section of the Enrollment Ordinance states:

A tribal member shall be disenrolled when it is discovered that he/she was erroneously enrolled in that he/she did not submit adequate documentation proving he/she met the constitutional membership criteria at the time of enrollment. This "erroneous enrollment" may have resulted from fraudulent submissions, mistakes in blood degree computation or inadequate research.

You were enrolled into the Nooksack Indian Tribe by Resolution # E84-62 on June 28, 1984 based on being "born to" (if enrolled prior to December 4, 1989) or being a "lineal descendant" (if enrolled after December 4, 1989) of any enrolled member of the Nooksack Indian Tribe subsequent to January 1, 1942, provided that they possess at least one-fourth (1/4) degree Indian Blood. See Nooksack Indian Tribe's Constitution and Bylaws, Article II, Section 1(C), originally approved on 9-24-1973 and amended on 11-18-1989. Unfortunately, the enrolled member(s) upon which your enrollment was based were enrolled with erroneous or inadequate information in that your ancestor Mary Louise James (Rapada), claimed to be a lineal descendant of an original Nooksack Public Domain allottee living on January 1, 1942 pursuant Article II, Section 1(A) of the Nooksack Constitution and Bylaws. The alleged original Nooksack Public Domain allottee name claimed by your ancestors is believed to be a "Jobe". Mary Louise James (Rapada) was the daughter of Annie George and Andrew James who were not original Nooksack Public Domain allottees or a descendant of an original Nooksack Public Domain allottee living on January 1, 1942. Therefore, your ancestor's enrollment and your subsequent enrollment based on that information did not meet the requirements for membership contained in the Nooksack Tribe's Constitution.

YOU HAVE THE OPTION OF REQUESTING A MEETING WITH THE NOOKSACK TRIBAL COUNCIL WITHIN THIRTY (30) DAYS OF THE RECEIPT OF THIS LETTER. FAILURE TO REQUEST A MEETING WITHIN THE TIME FRAME WILL RESULT IN YOUR AUTOMATIC REMOVAL FROM THE ROLL BOOK.

YOUR REQUEST MUST:

1. **BE IN WRITING. PHONE CALLS, TEXTS, E-MAILS OR OTHER TYPES OF COMMUNICATION WILL NOT BE ACCEPTED.**
2. **BE SIGNED BY THE PERSON BEING DISENROLLED OR, IN THE CASE OF A MINOR, SIGNED BY THE MINOR'S PARENT OR LEGAL GUARDIAN.**

3. THE SIGNATURE IN NUMBER TWO ABOVE MUST BE NOTARIZED.
4. CONTAIN THE MAILING ADDRESS AND PHONE NUMBER WHERE NOTICES AND MAILINGS REGARDING THE DISENROLLMENT ARE TO BE SENT.
5. BE SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED TO THE FOLLOWING ADDRESS SPECIFICALLY FOR THE REQUESTS: NOOKSACK TRIBAL COUNCIL, P.O. Box 63, DEMING, WA 98244.

Upon receipt of the written request, if any, the Tribal Council shall notify you of the time and place of the meeting and provide copy of the Disenrollment Meeting Rules and Procedures. Upon completion of the meeting you will be notified of the Tribal Council's findings and decision. The decision of the Nooksack Tribal Council will be final. If you are disenrolled, you may submit a new application for membership, if you wish, when adequate documentation of eligibility has been obtained. Such applications will be processed as though you had not previously been a member.

Sincerely,

NOOKSACK TRIBAL COUNCIL

/s/

Robert Kelly, Chairman

DECLARATION OF SERVICE

I, Gabriel S. Galanda, say:

1. I am over eighteen years of age and am competent to testify, and have personal knowledge of the facts set forth herein. I am counsel of record for Plaintiffs.

2. Today, I caused the Complaint and appended documents to be served via U.S. certified mail upon:

Chairman Robert Kelly
Nooksack Tribal Council
Nooksack Indian Tribe
4979 Mt. Baker Hwy, Suite G
P.O. Box 157
Deming, WA 98244

and mailed and emailed to:

Grett Hurley
Rickie Armstrong
Office of Tribal Attorney
Nooksack Indian Tribe
5047 Mt. Baker Hwy
P.O. Box 63
Deming, WA 98244

and emailed to:

Thomas Schlosser
Morisset, Schlosser, Jozwiak & Somerville
1115 Norton Building
801 Second Avenue
Seattle, WA 98104-1509

The foregoing statement is made under penalty of perjury under the laws of the Nooksack Tribe and the State of Washington and is true and correct.

DATED this 21st day of January, 2014.



GABRIEL S. GALANDA