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IN THE NOOKSACK TRIBAL COURT

MICHELLE JOAN ROBERTS, et al.

Plaintiffs,

v.

ROBERT KELLY, Chairman of the Nooksack Tribal Council, et al.

Defendants.

BELMONT, et al.,

Plaintiff,

v.

ROBERT KELLY, Chairman of the Nooksack Tribal Council, et al.

Defendants.

Case No. 2013-CI-CL-003

Case No. 2014-CI-CL-007

ORDER

This matter came before the Tribal Court on Plaintiffs' Emergency Motion to Enforce Injunction Orders on February 23, 2015. The Court, having considered the motion and responsive pleadings, and all other relevant pleadings and records on file with the Court, now issues the following:

- 1. This is purely a procedural ruling; it involves nothing regarding Nooksack tribal

1 membership status.

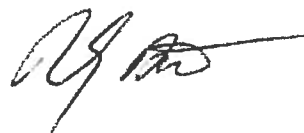
2 2. The Nooksack Tribal Council is not in contempt. Defendants reasonably relied  
3 on the Secretary of the Interior's approval of Resolution 14-112 and the amended Title 63.

4 3. The Interior Board of Indian Appeals ("IBIA") is in the best position to hear the  
5 arguments concerning Plaintiffs' IBIA appeal. It is for the IBIA to determine if that appeal is  
6 proper and if Plaintiffs have standing before it. The IBIA has established a short timeline.

7 4. I must balance the delay of the Tribal Council disenrollment meetings against the  
8 potential harm to Plaintiffs, if their IBIA appeal is not heard. Plaintiffs suffer the possibility of  
9 disenrollment, although the Court understands Defendants' point that they may seek  
10 reconsideration or re-apply for enrollment.

11 5. Accordingly, the Parties shall maintain the status quo pending disposition of the  
12 issues described in the IBIA's February 12, 2015 pre-docketing Notice And Order For Briefing  
13 On Jurisdiction and until a decision approving Title 63 becomes final for the Department of the  
14 Interior pursuant to 25 C.F.R. § 2.6.

15 IT IS SO ORDERED this 26th day of February, 2015.

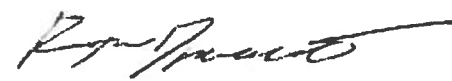
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18 Judge Pro Tem Randy Doucet

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20 Proposed by:

21 GALANDA BROADMAN, PLLC

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23 By:



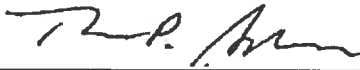
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