

Case: 1:15-cv-01787
Assigned To : Unassigned
Assign. Date : 10/20/2015
Description: Pro Se Gen. Civil F Deck

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

MARC R. REMENAR,
Plaintiff,

v.

No.

**THE OFFICE OF DANA SCARP
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WESTERN
WASHINGTON AT SEATTLE,**

**MOTION FOR RELIEF IN THE
FORM OF MANDAMUS PURSUANT
TO 28 USC 1361 and 25 USC § 1331**

Respondents.

I. INTRODUCTION

This is an action to compel the office of Dana Scarp to respond to Plaintiff's application for admission to practice dated approximately 3/15/2013.

This matter having come on regularly before the undersigned Judge of the above-entitled Court, on the motion of petitioner for the issuance of a Command in the form and nature of a Writ of Mandamus requiring respondent, Dana Scarp, Admissions, United States District Court For The District Of Western Washington at Seattle, to process the admissions request that was submitted and paid for on 3/15/2013. Ms. Scarp is statutorily denied from appearing before the court at any specified time to show cause for taking the money and not processing the admission request pursuant to 25 USC § 1331.

**MOTION FOR RELIEF IN THE FORM OF
MANDAMUS PURSUANT TO 28 USC 1361**

Marc Remenar
5 Westminster Drive
Lake Oswego, OR 97034

RECEIVED
Mail Room
SEP 28 2015
Angela D. Caesar, Clerk of Court
U.S. District Court

1 **II. JURISDICTION**

2 This Court has jurisdiction to adjudicate this matter under 28 USC 1331, 28 USC 1361,
3 and 25 USC § 1331.

4 28 USC § 1331: Federal question

5 The district courts shall have original jurisdiction of all civil actions arising under the
6 Constitution, laws, or treaties of the United States.

7 28 USC § 1361: Action to compel an officer of the United States to perform his duty.

8 The district courts shall have original jurisdiction of any action in the nature of
9 mandamus to compel an officer or employee of the United States or any agency thereof
10 to perform a duty owed to the plaintiff.

11 **III. ISSUE**

12 Dana Scarp, as Admissions officer for the United States District Court for the District of
13 Western Washington at Seattle was required to process the admissions request that was provided
14 to her by applicant Marc R. Remenar, who is a Tribal Court Attorney licensed to practice law in
15 the Tulalip Tribal Court in Washington and the Karluk Native Court in Alaska. Ms. Scarp has
16 repeatedly avoided answering phone calls, voice mail messages and letters requesting
17 confirmation of current status of processing. More than ninety days have elapsed since
18 admission to practice in the Federal Court was first sought. Pursuant to 25 USC § 1331,
19 approval and admission to practice law at the USDC Western District of Washington must be
20 granted.

21 **IV. RULE**

22 The United States Congress has repeatedly voiced the need of the government to respect
23 the governments of the Indian Tribes, to assist them in autonomy and to insure that they are
24 given a voice to be heard, one of many things denied to the Indian Tribes over the years. To
25 quote Congressional findings directly from 25 USC § 3601:
26

1
2 The Congress finds and declares that—

- 3 (1) there is a government-to-government relationship between the United States and each
4 Indian tribe;
5 (2) the United States has a trust responsibility to each tribal government that includes the
6 protection of the sovereignty of each tribal government;
7 (3) Congress, through statutes, treaties, and the exercise of administrative authorities, has
8 recognized the self-determination, self-reliance, and inherent sovereignty of Indian tribes;
9 (4) Indian tribes possess the inherent authority to establish their own form of
10 government, including tribal justice systems;
11 (5) tribal justice systems are an essential part of tribal governments and serve as
12 important forums for ensuring public health and safety and the political integrity of tribal
13 governments;
14 (6) Congress and the Federal courts have repeatedly recognized tribal justice systems as
15 the appropriate forums for the adjudication of disputes affecting personal and property
16 rights;
17 (7) traditional tribal justice practices are essential to the maintenance of the culture and
18 identity of Indian tribes and to the goals of this chapter;
19 (8) tribal justice systems are inadequately funded, and the lack of adequate funding
20 impairs their operation; and
21 (9) tribal government involvement in and commitment to improving tribal justice
22 systems is essential to the accomplishment of the goals of this chapter.

23
24 However, the reality that the Indian Tribes are facing today is one where officials avoid
25 interaction with the Indian Tribes wherever possible. While legislation is enacted to insure the
26 government's assistance the Indian Tribes, the actual persons holding the various offices of the
27 federal government are unwilling to sign their names where necessary to further Indian interests.
This is the case in the instant matter. Application for admission to practice was made to Dana
Scarp prior to 3/15/2013. Ms. Scarp was required to obtain the approval of the Secretary of the
Interior or the Commissioner of Indian Affairs before processing. Ms. Scarp was required to
make a determination within 90 days. She did not. Ms. Scarp took the money for her
department, did not process the application, avoided responding and delayed response for two
years. The law is very clear. Admission must be granted pursuant to 25 USC § 1331:

1 25 USC § 1331 - Approval

2 Notwithstanding any other provision of law, if any application made by an Indian, Indian
3 tribe, Indian council, or any band or group of Indians under any law requiring the
4 approval of the Secretary of the Interior or the Commissioner of Indian Affairs of
5 contracts *or agreements relating to the employment of legal counsel* (including the
6 choice of counsel and the fixing of fees) by any such Indians, tribe, council, band, or
7 group is *neither granted nor denied within ninety days* following the making of such
8 application, *such approval shall be deemed to have been granted.* (*emphasis added*)

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

V. ANALYSIS

1. Prior to 3/15/2013, Plaintiff Remenar provided an application for admission to practice to Respondent Scarp (Reconstructed as Exhibit A).

2. On 3/15/2013 the United States Treasury cashed Plaintiff Remenar's payment for his admission to practice. (Exhibit B).

3. On August 1, 2011, The Karluk Supreme Court issued Marc Remenar a recognition of Juris Doctorate (Exhibit C), an equivalency to Washington State's Admission to Practice Rule 6 "Law Clerk Program" (Exhibit D) status to be licensed to practice law in Washington State.

4. February 25, 2013, a support letter from Karluk Traditional IRA Council President Alicia Reft to William McCool was issued regarding admission to practice, referencing Executive Order 13175 and the presidential intent "to strengthen the United States government-to-government relationships with Indian tribes" (both as Exhibit E).

5. Respondent Scarp had a duty to respond to Plaintiff Remenar's application and failed to do so within the ninety time period required by 25 USC § 1331. The Court is obligated to rule in Plaintiff's favor. Paraphrasing the statute to the relevant facts of the instant case reads:

Notwithstanding any other provision of law, **if *any application made*** by an ... Indian council... or agreements relating to the employment of legal counsel (including the choice of counsel and the fixing of fees) by any such... council... ***is neither granted nor denied within ninety days*** following the making of such application, ***such approval shall be deemed to have been granted*** (all *emphasis* added).

1 6. Due to the Respondent's failure to respond the Plaintiff's request and the Respondent's
2 violation of Plaintiff's right to due process, taking the money and not processing the admission,
3 Plaintiff requests to preserve this cause of action to amend into a petition for review.
4

5 **VI. ADDITIONAL ALLEGATIONS AND RESERVATIONS**

6 **Civil Rights Deprivation**

7 Native Americans are identified as a minority organization and Respondents failure to
8 Act may be a civil right violation. Plaintiff reserves the right to bring this claim under an
9 amended petition for review.
10

11 **Federal Tort Claims Act**

12 Plaintiff may have claims for damages under the Federal Tort Claims Act. Plaintiff
13 reserves the right to bring this claim under an amended petition for review.
14

15 **Tucker Act**

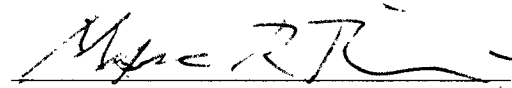
16 Plaintiff may have claims for damages under the Tucker Act. Plaintiff reserves the right
17 to bring this claim under an amended petition for review, and to remand to the U.S. Court of
18 Federal Claims, if the amount of the claim is high enough.
19

20 **VI. CONCLUSION**

21 It is within the scope, authority and power of the Court to compel Ms. Scarp to accept
22 Plaintiff's application to practice law within the Federal Court. It is mandated by statute at 25
23 USC § 1331, that the Court Order that Plaintiff's application to practice law be granted.
24
25
26
27

1 This cause of action should be preserved in the light of Respondents due process
2 violations in failing to respond to Plaintiff's request, so that Plaintiff may amend this action to
3 bring a petition for review of any denial of Plaintiff's request.

4 Respectfully submitted this 23rd day of September, 2015.

5
6 

7 Marc R. Remenar
8 5 Westminster Drive
9 Lake Oswego, Oregon 97034
10 503.936.3407
11 marc.remenar@yahoo.com

RECONSTRUCTED



UNITED STATES DISTRICT COURT

**WESTERN DISTRICT OF WASHINGTON
OFFICE OF THE CLERK
U.S. COURTHOUSE
700 STEWART STREET, SUITE 2310
SEATTLE, WASHINGTON 98101
(206) 370-8400**

WILLIAM M. MCCOOL
District Court Executive
Clerk of Court

LORI LANDIS
Chief Deputy Clerk

**PETITION FOR ADMISSION TO PRACTICE
INSTRUCTIONS**

Complete and return the Petition for Admission to Practice:

- Form is fillable using Adobe Acrobat Reader
- Oath of Attorney must be notarized.
- Certificate of Recommendations – to be completed by members of our bar.
- Registration form for the Court's Electronic Case Filing (ECF) system.

Submit completed Petition for Admission to Practice along with the required \$226 filing fee to:

Clerk, United States District Court
Western District of Washington
U.S. Courthouse
Attn: Attorney Admissions
700 Stewart Street, Suite 2310
Seattle, WA 98101

Acceptable forms of payment include – Credit card, money order or checks made payable to Clerk, U.S. District Court.

Once the completed packet is received, verified and processed, a Certificate of Admission will be mailed and your ECF login and password will be e-mailed.

For questions, please contact the attorney admissions clerk.

Dana Scarp
Phone: 206-370-8862
E-mail: dana_scarp@wawd.uscourts.gov

PETITION FOR ADMISSION TO PRACTICE

COMES NOW Marcel Rudolf Remenar, Sr., Washington States Bar ID Number _____, and respectfully petitions the above-entitled court for admission to practice before the Bar of this Court. In support of said petition, the Petitioner states as follows:

Petitioner's residence address is:

5 Westminster Drive

Lake Oswego, OR 97034

Petitioner's firm name is:

Karluk Tribal Court

Petitioner's business address is: (include suite number, city, state & zip code)

Petitioner's primary e-mail address is: mrudolf@lawyer.com

Business telephone number with area code is: 206.552.6143 (now 503.936.3407)

From the time of Petitioner's admission by the Supreme Court of Washington on

_____, Petitioner has been engaged in the practice of law at _____ (city & State).

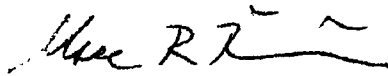
Petitioner submits herewith the certificates of two reputable members of the Bar of the above-entitled Court, setting forth what said members know of Petitioner's experience. Petitioner certifies that he/she has read the Federal Rules of Civil and Criminal Procedures and the Local Rules of the above Court.

Wherefore, Petitioner herein respectfully petitions that he/she be admitted to practice before the Bar of the United States District Court for the Western District of Washington.

OATH OF ATTORNEY

I, Marcel Rudolf Remenar, Sr., Petitioner herein, being first duly sworn, on oath depose and say: That I have read the foregoing petition and that the facts stated therein are true of Petitioner's own knowledge.

Further, "I solemnly swear or affirm that as an attorney and officer of this Court, I will support and defend the Constitution and the laws of the United States, I will conduct myself in an honest and ethical manner at all times, and I will faithfully serve my clients and this Court, honoring the principles of respect, justice, and equality for all."



Signature of Applicant

STATE OF _____)
COUNTY OF _____) ss.

SUBSCRIBED and SWORN to before me this _____ day of _____
20____.

(SEAL)

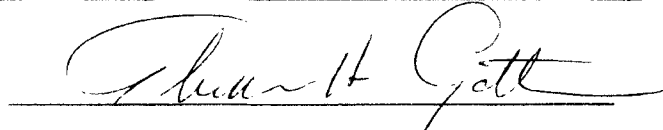
Notary Public in and for the State of

residing at _____
My commission expires: _____

CERTIFICATE OF RECOMMENDATION

I, the undersigned Theodore Henry Gathe
Washington State Bar Number 5632 hereby certify that: I am admitted to
practice as a member of the Bar of this court. I have known Marc R. Remenar
personally for 1 years (or months), and petitioner is a person of good moral
character. I recommend the admission of the petitioner to the Bar of this court.

Dated at Vancouver, WA this 11th day of December, 2012.

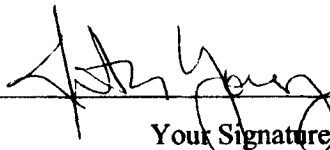

Your Signature

Law Firm: City of Vancouver Attorney's Office
Firm Address: (include city/state/zip) PO Box 1995 Vancouver, WA 98668-1995
Work phone: (360) 487-8500
E-mail (if applicable): ted.gathe@cityofvancouver.us

CERTIFICATE OF RECOMMENDATION

I, the undersigned Jonathan Young
Washington State Bar Number 35648 hereby certify that: I am admitted to
practice as a member of the Bar of this court. I have known Marc R. Remenar
personally for 1 years (or months), and petitioner is a person of good moral
character. I recommend the admission of the petitioner to the Bar of this court.

Dated at Vancouver WA this 11 day of December, 20 12



Your Signature

Law Firm: <div style="border: 1px solid black; padding: 2px; text-align: center;">City of Vancouver Attorney's Office</div>
Firm Address: (include city/state/zip) <div style="border: 1px solid black; padding: 2px; text-align: center;">PO Box 1995 Vancouver, WA 98668-1995</div>
Work phone: <div style="border: 1px solid black; padding: 2px; text-align: center;">(360) 487-8500</div>
E-mail (if applicable): <div style="border: 1px solid black; padding: 2px; text-align: center;">jonathan.young@cityofvancouver.us</div>



ATTORNEY REGISTRATION FORM FOR THE ELECTRONIC CASE FILING (ECF) SYSTEM

Name: Marcel Rudolf Remenar, Sr. Washington State Bar ID Number: _____

Firm Name: Karluk Tribal Court

Business Address: PO Box 237, Tule, WA 98580

Telephone Number: 206.552.6143

Primary E-mail Address: mrudolf@lawyer.com

Secondary E-mail Address: _____

By submitting this registration form, the undersigned understands and agrees to the following

- 1 The CM/ECF system is to be used for filing and reviewing electronic documents, docket sheets, and notices
- 2 The password issued to you by the court, combined with your login, serves as your signature under Federal Rule of Civil Procedure 11. Therefore, you are responsible for protecting and securing this password against unauthorized use
- 3 If you have any reason to suspect that your password has been compromised in any way, you are responsible for immediately notifying the court. Members of the court's systems staff will assess the risk and advise you accordingly
- 4 By signing this Registration form, **you consent to receive notice electronically, and to waive your right to receive notice by personal service or first class mail pursuant to Federal Rule of Civil Procedure 5(b)(2)(C), except with regard to service of a complaint and summons.** This provision does include electronic notice of the entry of an order or judgment
- 5 You will continue to access court information via the Western District of Washington's internet site or through the Public Access to Court Electronic Records (PACER) system. You will continue to need a PACER login, in addition to the court-issued password. You can register for PACER at their web site <http://pacer.psc.uscourts.gov>
- 6 By this registration, the undersigned agrees to abide by the rules and regulations in the most recent General Order, the Electronic Filing Procedures developed by the Clerk's Office and any changes or additions that may be made to such administrative procedures in the future

Signature

Date Signed

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

.....
PAYMENT FORM
.....

**PLEASE SUBMIT PAYMENT ALONG WITH COMPLETED
PETITION OF ADMISSION IN THE AMOUNT OF \$226 TO:**

Clerk, United States District Court
Western District of Washington
U.S. Courthouse
Attn: Attorney Admissions
700 Stewart Street, Suite 2310
Seattle, WA 98101

- Personal Check
- Money Order
- Cashier's Check
- Credit/Debit Card

Make Check payable to:

Clerk, U.S. District Court

Credit/Debit Card Authorization

Visa Mastercard American Express

Name on Card: _____

Card Number: _____

Expiration Date: _____ 3 digit Security Code: _____

Billing Address: _____

I authorize payment of \$226.00 by credit card.

Signature

Amount: \$226.00
 Account: 457006565273
 Bank Number: 12210170

Sequence Number: 6392850894
 Capture Date: 03/25/2013
 Check Number: 99700508

Bank of America

Personal Money Order

No. 0099700508

Bank of America, N.A.

PHOENIX, AZ

Date 03/15/13 01:32:29 PM

Void After 90 Days

91-1707221

MAZ

Pay

BANK OF AMERICA **226.00**
 CTCTS

***\$226.00

To The
 Order Of

CIRK US DISTRICT COURT

Not Valid Over \$1,000

0001 0052704 0096 BLACK LAKE

Bank of America is not liable for lost or stolen Money Orders. For your protection against loss or theft, sign and complete this Money Order as soon as possible.

SEATJ337

Signature of Purchaser (Drawer)

Name of Purchaser (Drawer)

Address

City, State, Zip

⑈0099700508⑈ ⑆122101706⑆ 457006565273⑈

THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE SIGNATURES.

001646007

FRB CLEVELAND

0410-3603-3

US Treas DG - OTCNET

03/25/2013

For Credit to the US Treasury
 00004686
 MAR 22 2013
 3214

Electronic Endorsements

Date	Sequence	Bank #	Endrs Type	Bank Name	Trunc Return Reason
03/26/2013	2628563861	061000146	Undetermined	FEDERAL RES BANK OF	N
03/25/2013	41036033719854	041036033	Rtn Loc/BOPD	U.S. TREASURY - DG O	Y
03/25/2013	006392850894	121103886	Pay Bank	BANK OF AMERICA, NA	N

THE KARLUK TRIBAL COURT
For the NATIVE VILLAGE OF KARLUK
authorized by Fed. Recognition (74 Fed. Reg. 40218)
Court contract number 3-12-MC-005-011

In re Marc Remenar

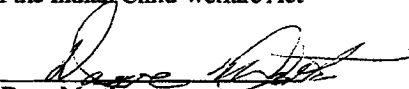
Case # 02-01-13-0
Decree of Juris Doctorate
Certificate of Membership in good
standing in The Karluk Tribal Bar
Decree of Judicial Experience

This Court hereby finds that:

- This Court has issued Marc Remenar a Jurist Doctorate Decree effective on 8/01/11.
- this Court Certifies that Marc Remenar is a member in good standing of the Karluk Tribal Bar,
- This Court Certifies that Marc Remenar has over four years of Judicial experience.

This court hereby acknowledges that under 25 USC Chapter 14 ISDA Indian Self Determination Act That the Native Village of Karluk is on a Government to Government relationship with the United States, making the Karluk Tribal Bar equal to any State or Territorial Bar as it relates to Marc Remenar This court further acknowledged that the United States is obliged to give full faith and credit to the this decree of Juris Doctorate Certificate of good standing in The Karluk Tribal Bar and Decree of judicial experience under 25 USC 1911 (d) of the Indian Child Welfare Act

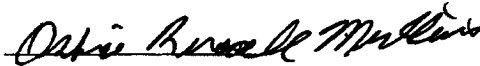
Date Sept 17, 2015

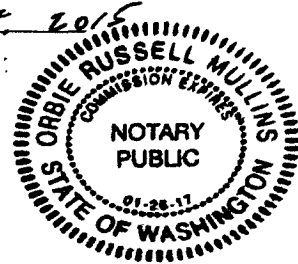

Dave Martin
Karluk Tribal Supreme Court Judge

On this day personally appeared before me Dave Martin known by me to be the individual described in and who executed the within and foregoing instrument, and acknowledged the he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 17 day of sept. 2015

Notary Public







Get Email Updates

[Forms](#)

[Court Directory](#)

[Opinions](#)

[Courts](#)

[Programs & Organizations](#)

>

APR 6
LAW CLERK PROGRAM

(a) Purpose. The Law Clerk Program provides access to legal education guided by a qualified apprenticeship model that includes theoretical, experiential, and clinical components. Successful Law Clerk Program provides a way to meet the education requirement to apply for the Washington State Bar. It is not a special admission or limited license to practice law.

(b) Application. Every applicant for enrollment in the law clerk program shall:

(1) Be of good moral character and fitness;

(2) Present satisfactory proof of having been granted a bachelors degree by a college or university approved accreditation; if the degree was earned in a non-United States jurisdiction, the applicant shall provide supporting documentation as to its equivalency;

(3) Be engaged in regular, full-time employment in Washington State for an average of 32 hour week with the primary tutor or primary tutor's employer in a (i) law office, (ii) legal department (iii) court of general, limited, or appellate jurisdiction in Washington State. The employment include tasks and duties which contribute to the practical aspects of engaging in the practice of law.

(4) Submit on forms provided by the Bar Association (i) an application for enrollment in the program

(ii) the tutors application, and (iii) the application fee; and

(5) Appear for an interview, provide any additional information or proof, and cooperate in any investigation, as may be deemed relevant by the Board of Governors; and

(6) If applicable, present a petition for Advanced Standing based on law school courses completed in this program during a previous enrollment. The Board of Governors may grant Advanced Standing to an applicant approved for enrollment for courses deemed recently and successfully passed and equivalent to courses in the program.

(7) Where the Board of Governors is satisfied that a primary tutor has arranged a relationship with the applicant's full-time employer consistent with the purposes of the Program, the requirement that the primary tutor, or the primary tutor's employer, be the law clerk's employer may be waived.

(c) Tutors. To be eligible to act as a tutor in the law clerk program, a lawyer or judge shall

(1) Act as a tutor for only one law clerk at a time;

(2) Be an active member in good standing of the Bar Association, or be a judicial member who is currently elected or appointed to an elected position, who has not received a disciplinary sanction in the last 5 years, provided that if there is a discipline pending or a disciplinary sanction has been imposed upon the member more than 5 years preceding the law clerk's application for enrollment, the Board of Governors shall have the discretion to accept or reject the member as tutor;

(3) Active legal experience in the practice of law or have held the required judicial position for 10 of the last 12 years immediately preceding the filing of the law clerk's application for enrollment. The 10 years of practice must include at least 2 years in Washington state and may be a combination of active practice and judicial experience but may not include periods of suspension for any reason.

(4) Certify to the applicant's employment as required above and the tutor's eligibility, and advise and instruct and examine the applicant as prescribed under this rule; and

(5) Act as a tutor only upon the approval of the Board of Governors which may be withheld or withdrawn for any reason.

(d) Enrollment. When an application for enrollment has been approved by the Board of Governors, the law clerk shall:

(1) Pay an annual fee as set by the Board of Governors.

(2) Meet the minimum monthly requirements of an average of 32 hours per week of employment with the tutor which may include in-office study time and must include an average of 3 hours per week of the tutor's personal supervision of the law clerk. "Personal supervision: is defined as time actually spent with the law clerk for the exposition and discussion of the law, the recitation of cases, and a critical analysis of the law clerk's written assignments.

(3) Complete the prescribed course of study which shall be the equivalent of four years of study. A year of study shall consist of 6 courses completed in 12 months. Months of leave, failed courses, months in which the enrollee does not meet the minimum number of hours of work and study may not be counted toward the completion of a course and may extend the length of a year of study. Advanced Standing granted may reduce the months of program study. The course of study must be completed within 6 years from the initial date of enrollment.

(4) Abide by APR 6 and the Law Clerk Program Regulations approved by the Board of Governors which provide the course of study, program requirements and other guidelines to successfully complete the program.

(e) Course of Study. The subjects to be studied, the sequence in which they are to be studied and the requirement to successfully complete the program shall be as prescribed in the Law Clerk Program Regulations. Progress toward completion of the program shall be evaluated by submission of exams, certificates, and evaluations as follows:

(1) Exams. At the end of each month, the law clerk shall complete a written examination prepared and administered, and graded by the tutor. The examination shall be answered without research, assistance, or reference to source materials during the examination. The exam shall be graded pass or fail.

(2) Certificates. The tutor shall submit the exam, including the grade given for the examination and comments to the law clerk, and a monthly certificate, stating law clerk's hours engaged in employment, study and the tutor's personal supervision within 10 business days following the month of study. If an exam is not given, the monthly certificate shall be submitted stating the reason.

(3) Book Reports. The law clerk shall submit three book reports for the Jurisprudence course.

requirement corresponding to each year of study.

(4) Evaluations. Annually, or at other intervals deemed necessary, participate with the tutor evaluation of the law clerk's progress.

(f) Completion of the program. A law clerk shall be deemed to have successfully completed the

(1) All required courses have been completed and passed as certified each month by the tutor, book reports have been submitted;

(2) The tutor has certified that the law clerk, in the tutor's opinion, is qualified to take examination and is competent to practice law and;

(3) The Board has certified that all program requirements are completed.

(g) Termination. The Board of Governors may direct a law clerk to change tutors if approval of withdrawn. The Board of Governors may terminate a law clerk's enrollment in the program for:

(1) Failure to complete the prescribed course of study within 6 years from the date of enrollment

(2) Failure of the tutor to submit the monthly examinations and certificates at the end of each month which they are due;

(3) Failure to comply with any of the requirements of the law clerk program; and

(4) Any other grounds deemed pertinent.

(h) Effective Date. Revision of this rule shall not apply retroactively. A law clerk may complete under the version of the rule in effect at the start of enrollment.

(i) Confidentiality. Unless expressly authorized by the Supreme Court, the program applicant, former law clerk, enrollment and related records, documents, and proceedings are confidential and subject to protection against disclosure, except that the fact of successful completion of the program shall be subject to

[Amended effective September 1, 1984; March 6, 1992; September 1, 1994; June 2, 1998; April 1, 2000; January 13, 2009; January 1, 2014.]

[Click here to view in a PDF.](#)

Access Court Records

JIS LINK

Find Your Court Date

Search Case Records

Find Resources

State Law Library

Education Resources

Resources, Publications, & Reports

From the Courts

Court Forms

Domestic Violence Forms

Court Opinions

Get Organized

Administrative

Supreme Court

Appellate & Trial

Records Request	Court Program Accessibility (ADA)	Court Rules	Programs & C
Judicial Info System (JIS)	Jury Service Information	Pattern Jury Instructions	Washington C
Caseload Reports	Whistleblower	Emergency Procedures	Court Directo
System Availability	Employment		
	Procurement		

Connect with us



Need Help?  [FAQs & eService Center](#)



For Washington State laws, visit the [Washington State Legislature](#)

Karluk Traditional IRA Council
P.O. Box 22 Karluk AK
907-241 2218

February 25, 2013

William McCool
Office of the Court
US Courthouse
1717 Pacific Ave Room 3100
Tacoma WA 98402

Dear Mr McCool,

We recently received a letter dated November 28, 2012 from Caroline M Gonzalez. In response to Ms Gonzalez's concerns we have ask our tribal attorney Marc Reminar Sr. to petition for admission to practice in your court. Please consider this letter to be a petition from our council for Marc Reminar Sr. to be admitted to practice in your court.

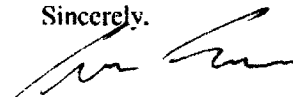
Marc is an outstanding person who has been generously working with us to achieve our goal of protecting our members from genocide and sexual assault.

As you are aware our tribe faces many challenges. Congress has determined that 1 in 3 women are expected to be sexually and or domestically assaulted in their lifetime. (Tribal Law and Order Act 25 USC 2801 Sec 202) Congress has determined that alarmingly high percentage of Indian families are broken up ... 25 USC 1901 (4) . The break up of Indian families meets the definition of Genocide 18 USC 1091.

I am sure you can appreciate the need and importance for us to register and enforce our foreign judgments such as domestic violence protection orders and Tribal birth decrees and adoptions.

Please review executive order 13175 and contact Jodi Gillette Senior Policy Advisor for Native American Affairs. at The White House 1600 Pennsylvanian Ave. NW Washington DC 20500 210-456 1414 with any concerns you may have with our request as it relates to our government -to-government relationship.

Sincerely,



Alicia Reft, President

Executive Order 13175 - Consultation and Coordination With Indian Tribal Governments

[Federal Register: November 9, 2000 (Volume 65, Number 218)]
[Presidential Documents]
[Page 67249-67252]
From the Federal Register Online via GPO Access [wais.access.gpo.gov]
[DOCID:fr09no00-167]

Presidential Documents

Title 3--
The President

[[Page 67249]]

Executive Order 13175 of November 6, 2000

Consultation and Coordination With Indian Tribal
Governments

By the authority vested in me as President by the Constitution and the laws of the United States of America, and in order to establish regular and meaningful consultation and collaboration with tribal officials in the development of Federal policies that have tribal implications, to strengthen the United States government-to-government relationships with Indian tribes, and to reduce the imposition of unfunded mandates upon Indian tribes; it is hereby ordered as follows:

Section 1. Definitions. For purposes of this order:

(a) ``Policies that have tribal implications'' refers to regulations, legislative comments or proposed legislation, and other policy statements or actions that have substantial direct effects on one or more Indian tribes, on the relationship between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

(b) ``Indian tribe'' means an Indian or Alaska Native tribe, band, nation, pueblo, village, or community that the Secretary of the Interior acknowledges to exist as an Indian tribe pursuant to the Federally Recognized Indian Tribe List Act of 1994, 25 U.S.C. 479a.

(c) ``Agency'' means any authority of the United States that is an ``agency'' under 44 U.S.C. 3502(1),

other than those considered to be independent regulatory agencies, as defined in 44 U.S.C. 3502(5).

(d) ``Tribal officials'' means elected or duly appointed officials of Indian tribal governments or authorized intertribal organizations.

Sec. 2. Fundamental Principles. In formulating or implementing policies that have tribal implications, agencies shall be guided by the following fundamental principles:

(a) The United States has a unique legal relationship with Indian tribal governments as set forth in the Constitution of the United States, treaties, statutes, Executive Orders, and court decisions. Since the formation of the Union, the United States has recognized Indian tribes as domestic dependent nations under its protection. The Federal Government has enacted numerous statutes and promulgated numerous regulations that establish and define a trust relationship with Indian tribes.

(b) Our Nation, under the law of the United States, in accordance with treaties, statutes, Executive Orders, and judicial decisions, has recognized the right of Indian tribes to self-government. As domestic dependent nations, Indian tribes exercise inherent sovereign powers over their members and territory. The United States continues to work with Indian tribes on a government-to-government basis to address issues concerning Indian tribal self-government, tribal trust resources, and Indian tribal treaty and other rights.

(c) The United States recognizes the right of Indian tribes to self-government and supports tribal sovereignty and self-determination.

Sec. 3. Policymaking Criteria. In addition to adhering to the fundamental principles set forth in section 2, agencies shall adhere, to the extent permitted by law, to the following criteria when formulating and implementing policies that have tribal implications:

[[Page 67250]]

(a) Agencies shall respect Indian tribal self-government and sovereignty, honor tribal treaty and other rights, and strive to meet the responsibilities that arise from the unique legal relationship between the Federal Government and Indian tribal governments.

(b) With respect to Federal statutes and regulations administered by Indian tribal governments, the Federal Government shall grant Indian tribal governments the maximum administrative discretion possible.

(c) When undertaking to formulate and implement policies that have tribal implications, agencies shall:

(1) encourage Indian tribes to develop their own policies to achieve program objectives;

(2) where possible, defer to Indian tribes to establish standards; and

(3) in determining whether to establish Federal standards, consult with tribal officials as to the need for Federal standards and any alternatives that would limit the scope of Federal standards or otherwise preserve the prerogatives and authority of Indian tribes.

Sec. 4. Special Requirements for Legislative Proposals. Agencies shall not submit to the Congress legislation that would be inconsistent with the policymaking criteria in Section 3.

Sec. 5. Consultation. (a) Each agency shall have an accountable process to ensure meaningful and timely input by tribal officials in the development of regulatory policies that have tribal implications. Within 30 days after the effective date of this order, the head of each agency shall designate an official with principal responsibility for the agency's implementation of this order. Within 60 days of the effective date of this order, the designated official shall submit to the Office of Management and Budget (OMB) a description of the agency's consultation process.

(b) To the extent practicable and permitted by law, no agency shall promulgate any regulation that has tribal implications, that imposes substantial direct compliance costs on Indian tribal governments, and that is not required by statute, unless:

(1) funds necessary to pay the direct costs incurred by the Indian tribal government or the tribe in complying with the regulation are provided by the Federal Government; or

(2) the agency, prior to the formal promulgation of the regulation,

(A) consulted with tribal officials early in the process of developing the proposed regulation;

(B) in a separately identified portion of the preamble to the regulation as it is to be issued in the Federal Register, provides to the Director of OMB a tribal summary impact statement, which consists of a description of the extent of the agency's prior consultation with tribal officials, a summary of the nature of their concerns and the agency's position supporting the need to issue the regulation, and a statement of the extent to which the concerns of tribal officials have been met; and

(C) makes available to the Director of OMB any written communications submitted to the agency by tribal officials.

(c) To the extent practicable and permitted by law, no agency shall promulgate any regulation that has tribal implications and that preempts tribal law unless the agency, prior to the formal promulgation of the regulation,

(1) consulted with tribal officials early in the process of developing the proposed regulation;

(2) in a separately identified portion of the preamble to the regulation as it is to be issued in the Federal Register, provides to the Director of OMB a tribal summary impact statement, which consists of a description of the extent of the agency's prior consultation with tribal officials, a summary of the nature of their concerns and the agency's position supporting the

[[Page 67251]]

need to issue the regulation, and a statement of the extent to which the concerns of tribal officials have been met; and

(3) makes available to the Director of OMB any written communications submitted to the agency by tribal officials.

(d) On issues relating to tribal self-government, tribal trust resources, or Indian tribal treaty and other rights, each agency should explore and, where appropriate, use consensual mechanisms for developing regulations, including negotiated rulemaking.

Sec. 6. Increasing Flexibility for Indian Tribal Waivers.

(a) Agencies shall review the processes under which Indian tribes apply for waivers of statutory and regulatory requirements and take appropriate steps to streamline those processes.

(b) Each agency shall, to the extent practicable and permitted by law, consider any application by an Indian tribe for a waiver of statutory or regulatory requirements in connection with any program administered by the agency with a general view toward increasing opportunities for utilizing flexible policy approaches at the Indian tribal level in cases in which the proposed waiver is consistent with the applicable Federal policy objectives and is otherwise appropriate.

(c) Each agency shall, to the extent practicable and permitted by law, render a decision upon a complete application for a waiver within 120 days of receipt of such application by the agency, or as otherwise provided by law or regulation. If the application for waiver is not granted, the agency shall provide the applicant with timely written notice of the decision and the reasons therefor.

(d) This section applies only to statutory or regulatory requirements that are discretionary and subject to waiver by the agency.

Sec. 7. Accountability.

(a) In transmitting any draft final regulation that has tribal implications to OMB pursuant to Executive Order 12866 of September 30, 1993, each agency shall include a certification from the official designated to ensure compliance with this order stating that the requirements of this order have been met in a meaningful and timely manner.

(b) In transmitting proposed legislation that has tribal implications to OMB, each agency shall include a certification from the official designated to ensure compliance with this order that all relevant requirements of this order have been met.

(c) Within 180 days after the effective date of this order the Director of OMB and the Assistant to the President for Intergovernmental Affairs shall confer with tribal officials to ensure that this order is being properly and effectively implemented.

Sec. 8. Independent Agencies. Independent regulatory agencies are encouraged to comply with the provisions of this order.

Sec. 9. General Provisions. (a) This order shall supplement but not supersede the requirements contained in Executive Order 12866 (Regulatory Planning and Review), Executive Order 12988 (Civil Justice Reform), OMB Circular A-19, and the Executive Memorandum of April 29, 1994, on Government-to-Government Relations with Native American Tribal Governments.

(b) This order shall complement the consultation and waiver provisions in sections 6 and 7 of Executive Order 13132 (Federalism).

(c) Executive Order 13084 (Consultation and Coordination with Indian Tribal Governments) is revoked at the time this order takes effect.

(d) This order shall be effective 60 days after the date of this order.

[[Page 67252]]

Sec. 10. Judicial Review. This order is intended only to improve the internal management of the executive branch, and is not intended to create any right, benefit, or trust responsibility, substantive or procedural, enforceable at law by a party against the United States, its agencies, or any person.

(Presidential Sig.)

THE WHITE HOUSE,

November 6, 2000.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBI**

MARC R. REMENAR,
Plaintiff,

v.

**THE OFFICE OF DANA SCARP
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WESTERN
WASHINGTON AT SEATTLE,**

Respondents.

No.

PROPOSED

**ORDER ON MOTION FOR RELIEF
IN THE FORM OF MANDAMUS
PURSUANT TO 28 USC 1361 and 25
USC 1331**

ORDER

After reviewing the Plaintiff's Motion For Relief In The Form Of Mandamus Pursuant To 28 USC 1361 and 25 USC 1331 and the records and files appended to therein, and it appearing to the Court that this is a just and proper case to grant the Motion for Relief in the Form of Mandamus, now, therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Respondent, the Office of Dana Scarp, Admissions, United States District Court For The District Of Western Washington at Seattle, shall admit Petitioner Remenar to the Bar of the United States District Court For The District Of Western Washington at Seattle, and Respondent shall list the date of entry as the date of March 15 2013, the date that the payment was taken by Dana Scarp on behalf

1 of the admissions office at the United States District Court For The District Of Western Washington
2 At Seattle, giving Petitioner full credit and faith for admission from said date.
3

4 DONE IN OPEN COURT this _____ day of _____, 2015.
5
6

7
8 _____
9 JUDGE/COURT COMMISSIONER
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27