

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

IN THE NOOKSACK TRIBAL COURT

GABRIEL S. GALANDA, ANTHONY S.
BROADMAN, and RYAN D.
DREVESKRACHT,

Pro Se Plaintiffs,

v.

CHARITY BERNARD, BETTY LEATHERS,
and JOHN and JANE DOES NOS. 1-5, in their
official capacities, BOB KELLY, BOB
SOLOMON, RICK GEORGE, AGRIPINA
SMITH, LONA JOHNSON, and KATHERINE
CANETE, in their official and personal
capacities,

Defendants.

NO. 2016-CI-CL-002

DECLARATION OF ANTHONY S.
BROADMAN IN SUPPORT OF
MOTION FOR PARTIAL SUMMARY
JUDGMENT

I, Anthony S. Broadman, declare as follows:

1. I am now, and at all times herein mentioned, a resident of the United States, over the age of eighteen years, and competent to testify as to the issues set forth herein.

2. Attached hereto as **Exhibit A** is a true and correct copy of the application I filed with the Nooksack Tribal Court on March

3. Attached hereto as **Exhibit B** is a true and correct copy of the receipt for my bar admission fee, which was paid along with the applications for two other attorneys.

4. I stated the oath required by N.T.C. §10.020.040 before Judge Montoya-Lewis on May 16, 2013, in Judge Montoya-Lewis' courtroom, at the Nooksack Tribal Courthouse in Deming, Washington.

IN NOOKSACK TRIBAL COURT
NOOKSACK INDIAN TRIBE
DEMING, WASHINGTON

In Re the Admission)

Anthony Stephen Broadman)
_____)

Case No:)

Motion, Order, and)
Advocate's Oath to Admit to)
the Nooksack Tribal Court Bar)

MOTION

COMES NOW, Anthony Stephen Broadman and moves the Court for an order admitting him/her to practice before the Nooksack Tribal Court and within the jurisdiction of the Nooksack Indian Tribe. Anthony Stephen Broadman, has attached the Nooksack Advocate's Oath.

Dated this 4th day of March, 2013.


Applicant

ORDER

THIS MATTER having come before the Court on the motion of Anthony Stephen Broadman, and the Court having found that Anthony Stephen Broadman has taken the Nooksack Advocate's Oath and is otherwise qualified to practice before the Nooksack Tribal Court.

IT IS HEREBY ORDERED and DECREED that Anthony Stephen Broadman is admitted to practice before the Nooksack Tribal Court and within jurisdiction of the Nooksack Indian Tribe.

Ordered this _____ day of _____, 20____.

Judge Raquel Montoya-Lewis

ADVOCATE'S OATH

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
28
29
30
31
32
33

NOOKSACK INDIAN TRIBE)
) SS.

I, Anthony Stephen Broadman do solemnly swear:

1. I have read the Nooksack Indian Tribe's Constitution and laws and am familiar with its contents.

2. I will support the Constitution of the Nooksack Indian Tribe in all respects.

3. I will abide by the rules established by the Nooksack Tribal Council and the Nooksack Tribal Court.

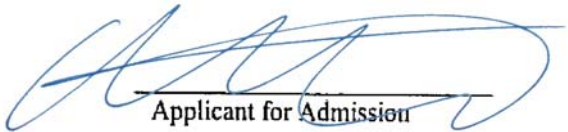
4. I will at all times maintain the respect due the Tribal Court and its Officers.

5. I will not counsel or speak for any suit or proceeding which shall appear to me to be unjust, or any
Defense except such as I believe to be honestly debatable under the law of the Nooksack Indian Tribe
Unless it be in defense of a person charged with a criminal offense.

6. I will employ such means only as are consistent with truth and honor and will never seek to mislead
a Judge or Jury by any false statement, and

7. I will abstain from all offensive conduct in the Community Court.

3/4/13
Date


Applicant for Admission

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

Judge Raquel Montoya-Lewis



CASH RECEIPT

6009

3/8/2013

Receipt No

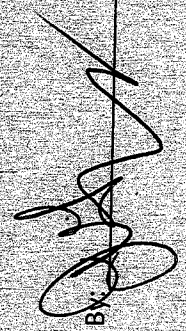
Date

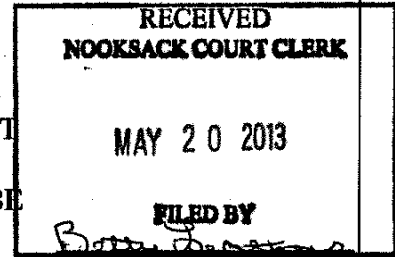
Received From:
Galanda Broadman PLLC

\$240.00

Total Amount

For:
Galanda Broadman PLLC Ok#1185

Received By: 



1 **IN THE NOOKSACK TRIBAL COURT**
 2 **FOR THE NOOKSACK INDIAN TRIBE**
 3 **DEMING, WASHINGTON**

4 SONIA LOMELI; TERRY ST. GERMAIN;
 5 NORMA ALDREDGE; RAENNA RABANG;
 6 ROBLEY CARR, individually on behalf of his
 minor son, LEE CARR, enrolled members of the
 Nooksack Indian Tribe,

Case No.: 2013-CI-CL-001

7 Plaintiffs,

**ORDER DENYING MOTION FOR
 PRELIMINARY INJUNCTION**

8
 9 vs.

10 ROBERT KELLY, RICK D. GEORGE,
 11 AGRIPINA SMITH, BOB SOLOMON,
 12 KATHERINE CANETE, LONA JOHNSON,
 JEWELL JEFFERSON, AND ROY BAILEY

13 Defendants.

14 **THIS COURT** held a hearing on May 16, 2013 on the Plaintiffs' *Emergency Motion for a*
 15 *Temporary Restraining Order*. Attorneys Gabe Galanda, Anthony Broadman, and Ryan
 16 Dreveskracht appeared for the Plaintiffs. Plaintiffs Norma Aldredge, Sonia Lomeli, and Robley Carr
 17 appeared for the hearing. Attorneys Thomas Schlosser, Grett Hurley, and Rickie Armstrong
 18 appeared for the Defendants. Defendant Chairman Robert Kelly appeared for the hearing. Due to
 19 space restrictions in the courtroom, not all of the named Plaintiffs and Defendants were able to be in
 the courtroom for the hearing. As noted on the record, this Court is a court of public record, but
 audience size is limited due to the size of the courtroom and courthouse. Should individuals wish to
 hear a recording of the proceedings in this matter, they may request a DVD of the hearing. Requests
 shall be made in writing in order to ensure that the Court Clerks have an accurate record of fulfilling
 such requests. The Tribal Court will fulfill these requests as quickly as possible.

20 **DECISION**

21 As the Plaintiffs' attorney, Mr. Galanda, noted at the outset of the hearing, neither this
 22 hearing nor the Plaintiffs' *Complaint* asks this Court to determine who is and who is not a Nooksack
 23 tribal member. Plaintiffs concede and the Defendants agree that the fundamental decision of who
 24

EXHIBIT C

RECEIVED
NOOKSACK COURT CLERK
AUG 15 2013
FILED BY
Betsy [Signature]

IN THE NOOKSACK TRIBAL COURT
FOR THE NOOKSACK INDIAN TRIBE
DEMING, WASHINGTON

Case No. 2013-CI-CL-003

ORDER FROM HEARING

MICHELLE JOAN ROBERTS,
Councilmember of the Nooksack Tribal Council,
RUDY ST. GERMAIN, Secretary of the
Nooksack Tribal Council, **ROBERT JAMES**
RABANG, SR., enrolled members of the
Nooksack Indian Tribe,
Plaintiffs

vs.

ROBERT KELLY, CHAIRMAN OF THE
NOOKSACK INDIAN TRIBE, **RICK D.**
GEORGE, VICE-CHAIRMAN, **AGRIPINA**
SMITH, TREASURER, **BOB SOLOMON,**
KATHERINE CANETE, **AGRIPINA "LONA"**
JOHNSON, COUNCIL MEMBERS
Defendants.

THIS COURT held a hearing on August 14, 2013 on the Plaintiffs' *Emergency Motion for a Temporary Restraining Order*. Plaintiffs Michelle Roberts and Rudy St. Germain appeared, represented by Anthony Broadman and Gabe Galanda. Defendants' Counsel, Grett Hurley and Rickie Armstrong appeared for Defendants. After reviewing the filings by Plaintiffs and hearing argument, the Court issues the following:

EXHIBIT D

Nooksack Tribal Court
P.O. Box 157
Deming, WA 98244

Attorneys, Advocates/ Spokesperson's that are admitted to the Nooksack Tribal Bar

1. **Grett Hurley** entered into Bar on **October 20, 2010**
2. **Sharon DeGrave** entered into Bar on **March 25, 2011**
3. **Kristen Cavanaugh – Reid** entered into Bar **February 25, 2011**
4. **Michelle Hull** entered into Bar on **May 11, 2011**
5. **Mary L. Dickenson** entered into Bar **August 26, 2011**
6. **Danyal Zapata** entered into Bar on **December 14, 2011**
7. **Rickie Armstrong** entered into Bar on **December 21, 2011**
8. **Thomas Manning** entered into Bar on **January 11, 2012**
9. **Charity Bernard** entered into Bar on **February 8, 2012**
10. **Matt Peach** entered into Bar on **April 17, 2012**
11. **Lori Smith** entered into Bar on **May 15, 2012**
12. **Carl Munson** entered into Bar on **May 16, 2012**
13. **Bernard P. Haggerty** entered into Bar on **June 6, 2012**
14. **Constance S. M. Martin** entered into Bar on **August 22, 2012**
15. **John R. Guardi** entered into Bar on **December 12, 2012**
16. **Gabriel Galanda** entered into Bar on **March 8, 2013**
17. **Ryan D. Dreveskracht** entered into Bar on **March 8, 2013**
18. **Anthony S. Broadman** (Pending)
19. **Thomas Schlosser** entered into Bar on **March 28, 2013**
20. **Adrienne DelCotto** entered into Bar on **June 6, 2013**
21. **Eric Nielsen** entered into Bar on **August 20, 2013**
22. **Mark Pouley** entered into Bar on **August 20, 2013**
23. **Randy Doucet** entered into Bar on **August 20, 2013**
24. **Douglas Nash** entered into Bar on **August 20, 2013**
25. **Gregory Silverman** entered into Bar on **August 20, 2013**
26. **Rebecca Jackson** entered into Bar on **September 4, 2013**
27. **Amber Penn – Row** entered into Bar on **April 9, 2014**
28. **Millie Kennedy** entered into Bar on **April 23, 2014**
29. **Andrew D. Peach** entered into Bar on **June 11, 2014**
30. **Jennifer Yogi** entered into Bar on **July 23, 2014**

31. **Sue Gearhart** entered into Bar on **February 23, 2015**
32. **Jared Miller** entered into Bar on **February 23, 2015**
33. **Dana HALBERT** entered into Bar on **June 17, 2015**
34. **William Johnston** entered into Bar on **June 17, 2015**
35. **Raymond Dodge Jr.** entered into Bar on **September 23, 2015**
36. **Michael Brodsky** entered into Bar on **November 18, 2015**
37. **Matthew Deming** entered into Bar on **November 18, 2015**

Attorneys, Advocates/ Spokesperson's that are admitted to the Nooksack Tribal Bar

1. **Grett Hurley** entered into Bar on **October 20, 2010**
2. **Sharon DeGrave** entered into Bar on **March 25, 2011**
3. **Kristen Cavanaugh – Reid** entered into Bar **February 25, 2011**
4. **Michelle Hull** entered into Bar on **May 11, 2011**
5. **Mary L. Dickenson** entered into Bar **August 26, 2011**
6. **Danyal Zapata** entered into Bar on **December 14, 2011**
7. **Rickie Armstrong** entered into Bar on **December 21, 2011**
8. **Thomas Manning** entered into Bar on **January 11, 2012**
9. **Charity Bernard** entered into Bar on **February 8, 2012**
10. **Matt Peach** entered into Bar on **April 17, 2012**
11. **Lori Smith** entered into Bar on **May 15, 2012**
12. **Carl Munson** entered into Bar on **May 16, 2012**
13. **Bernard P. Haggerty** entered into Bar on **June 6, 2012**
14. **Constance S. M. Martin** entered into Bar on **August 22, 2012**
15. **John R. Guardi** entered into Bar on **December 12, 2012**
16. **Thomas Schlosser** entered into Bar on **March 28, 2013**
17. **Adrienne DelCotto** entered into Bar on **June 6, 2013**
18. **Eric Nielsen** entered into Bar on **August 20, 2013**
19. **Mark Pouley** entered into Bar on **August 20, 2013**
20. **Randy Doucet** entered into Bar on **August 20, 2013**
21. **Douglas Nash** entered into Bar on **August 20, 2013**
22. **Gregory Silverman** entered into Bar on **August 20, 2013**
23. **Rebecca Jackson** entered into Bar on **September 4, 2013**
24. **Amber Penn – Row** entered into Bar on **April 9, 2014**
25. **Millie Kennedy** entered into Bar on **April 23, 2014**
26. **Andrew D. Peach** entered into Bar on **June 11, 2014**
27. **Jennifer Yogi** entered into Bar on **July 23, 2014**
28. **Sue Gearhart** entered into Bar on **February 23, 2015**
29. **Jared Miller** entered into Bar on **February 23, 2015**
30. **Dana HALBERT** entered into Bar on **June 17, 2015**

31. **William Johnston** entered into Bar on **June 17, 2015**
32. **Raymond Dodge Jr.** entered into Bar on **September 23, 2015**
33. **Michael Brodsky** entered into Bar on **November 18, 2015**
34. **Matthew Deming** entered into Bar on **November 18, 2015**

DECLARATION OF SERVICE

I, Molly Jones, say:

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

2. Today, I caused the foregoing, to be served via U.S. mail, upon:

RICKIE ARMSTRONG
Office of Tribal Attorney
Nooksack Indian Tribe
5047 Mt. Baker Hwy
P.O. Box 63
Deming, WA 98244

CHARITY BERNARD
Nooksack Tribe
5016 Deming Road
PO Box 157
Deming, WA 98244

BETTY LEATHERS
Nooksack Tribal Court
4971 Deming Road
Deming, WA 98244

ROBERT KELLY, Chairman
Nooksack Tribal Council
Nooksack Indian Tribe
P.O. Box 157
Deming, WA 98244

BOB SOLOMON, Councilmember
Tribal Council Office
4979 Mount Baker Highway
PO Box 157
Deming, WA 98244

RICK D. GEORGE, Vice Chairman
Tribal Council Office
4979 Mount Baker Highway
PO Box 157
Deming, WA 98244

1 AGRIPINA SMITH, Treasurer
Tribal Council Office
2 4979 Mount Baker Highway
PO Box 157
3 Deming, WA 98244

4 AGRIPINA "LONA" JOHNSON, Councilmember
Tribal Council Office
5 4979 Mount Baker Highway
PO Box 157
6 Deming, WA 98244

7 KATHERINE CANETE, Councilmember
Tribal Council Office
8 4979 Mount Baker Highway
PO Box 157
9 Deming, WA 98244

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

12 DATED this 15th day of June, 2016.

13 
14 _____
MOLLY A. JONES