



1 CM/ECF system that the CM/ECF notice of filing I received electronically from the clerk  
2 reflected the name of counsel Pope. Such efforts to derogate the character of the defendants  
3 and their counsel is part of an ongoing pattern of plaintiff and plaintiff's counsel of harassment  
4 and intimidation of opposing parties who take personnel disciplinary action adverse to plaintiff  
5 Dahlstrom. *See, e.g.*, W.D. Wash. Case No. C98-0890L.

7 Per the request of Plaintiff's counsel, attached are sworn affidavits documenting such  
8 childish pranks as leaving summonses and complaints in a gift bag attached to a  
9 "congratulations" balloon on defendant Metcalf's porch, peeking into her private mailbox, and  
10 leaving documents with an eleven year old child—not to mention making false statements to  
11 neighbors that Dahlstrom was merely present to check on the welfare of Ms. Metcalf, the  
12 General Manager of the entity which terminated his employment.

15 Additionally, although it is perhaps better left to a Fed. R. Civ. P. 12 (b) (4) or 12 (b) (5)  
16 motion, due to the lack of service upon the Sauk-Suiattle Indian Tribe, the Court must be  
17 apprised that at least three of the Returns of Service filed with the court and signed under  
18 penalty of perjury, read in light of defendants' affidavits are perjurious. Patrick Roberts who is  
19 neither a defendant in the case nor an agent for service of process upon the Sauk-Suiattle Indian  
20 Tribe was not even present when a summons and complaint were served upon his mother—  
21 with whom he does not reside—who has no relationship to this case. *See*, docket entry no. 17,  
22 Attachment 4. Attachment 2 states that a summons was personally served upon defendant  
23 Metcalf when it was merely tossed on her porch during nighttime hours. And the conduct of  
24 plaintiff Dahlstrom looking into defendant Metcalf's mailbox nearly two weeks after her  
25

28 MOTION RE EXPEDITED HEARING on  
29 MOTION FOR RESTRAINING OR PROTECTIVE ORDER - 2

Sauk-Suiattle Incian Tribe  
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counsel filed a notice of appearance in the case which was electronically served upon plaintiff's counsel is particularly disturbing. *See* Docket Entry No. 12, wherein counsel appeared on behalf of all defendants.

The Court has inherent authority and discretion to control the litigation. Given the apparent *animus* held by Plaintiff toward his former employer as evidenced by the hostile assertions of his complaint (*see, e.g.*, Complaint, docket entry no. 1, pg. 3 fn. 1), its potential frivolity<sup>1</sup>, and his highly visible presence in and around defendants' residences and 19 acre reservation, and statements attempting to derogate defendant Sauk-Suiattle Indian Tribe with public defamatory statements that defendants are "hiding" people or injuring children, an order restraining plaintiff *pendent lite* from contacting defendants or making further attempts at serving documents is appropriate.

DATED this 26<sup>TH</sup> day of January, 2017.

Respectfully submitted,

*S/ Jack W. Fiander*

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<sup>1</sup> Plaintiff Dahlstrom's belated (post-firing) claims of wrongdoing by employees and contractors of the Sauk-Suiattle Tribal Health Clinic are particularly confusing in that, while claiming improprieties, he also admits that he served as *Director* of the Tribe's Health and Social Services Department and therefore had supervisory responsibility over the clinic staff and was responsible for its overall operations! *See* Complaint, pg. 3, fn. 2.

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing motion was filed with the Clerk of Court using the CM/ECF system and served electronically upon:

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MOTION RE EXPEDITED HEARING on  
MOTION FOR RESTRAINING OR PROTECTIVE ORDER - 4

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