## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

The COMMONWEALTH OF MASSACHUSETTS,	) ) )
Plaintiff,	)
and	)
The AQUINNAH/GAY HEAD COMMUNITY ASSOCIATION, INC. (AGHCA) and TOWN OF AQUINNAH,	) ) )
Intervenor/Plaintiffs,	)
v. The WAMPANOAG TRIBE OF GAY HEAD (AQUINNAH), et al.,	) ) No: 1:13-cv-13286-FDS )
Defendants	) )
and	)
CHARLES D. BAKER, in his official capacity as GOVERNOR, COMMONWEALTH OF MASSACHUSETTS, et al.  Third-Party Defendants.	) ) ) ) ) )
	. )

STATE DEFENDANTS' RESPONSE TO TRIBE'S EMERGENCY MOTION TO ALTER OR AMEND OR, IN THE ALTERNATIVE, CORRECT THE JULY 19, 2019 SECOND AMENDED FINAL JUDGMENT

In response to the Wampanoag Tribe of Gay Head (Aquinnah) and the Aquinnah Wampanoag Gaming Corporation's Emergency Motion filed in this matter on August 2, 2019 (ECF No. 221), the Commonwealth of Massachusetts; Charles D. Baker, in his official capacity as Governor of the Commonwealth of Massachusetts; Maura Healey, in her official capacity as Attorney General of the Commonwealth of

Massachusetts; and Cathy Judd-Stein, in her official capacity as Chair of the Massachusetts Gaming Commission, hereby state that they take no position on the Motion insofar as it seeks a limited amendment to Paragraph 5 of the Second Amended Final Judgment (ECF No. 215).

Respectfully submitted,

THE COMMONWEALTH OF MASSACHUSETTS; CHARLES D. BAKER, in his official capacity as Governor of the Commonwealth of Massachusetts; MAURA HEALEY, in her official capacity as Attorney General of the Commonwealth of Massachusetts; and CATHY JUDD-STEIN, in her official capacity as Chair of the Massachusetts Gaming Commission;

By and through their attorney,

MAURA HEALEY ATTORNEY GENERAL

/s/ Elizabeth Kaplan
Elizabeth Kaplan (BBO #568911)
Assistant Attorney General
Government Bureau
Office of Attorney General Maura Healey
One Ashburton Place
Boston, MA 02108
(617) 963-2075
Elizabeth.Kaplan@state.ma.us

Dated: August 16, 2019

## **CERTIFICATE OF SERVICE**

I, Elizabeth Kaplan, hereby certify that on this 16<sup>th</sup> day of August, 2019, I filed the foregoing document through the Electronic Case Filing (ECF) system and thus copies of the foregoing will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF); paper copies will be sent, via first-class mail, to those indicated as non-registered participants.

/s/ Elizabeth Kaplan\_