

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, et al.,	)	No. C70-9213 RSM
	)	
Plaintiffs,	)	Subproceeding No. 09-01
	)	
v.	)	<b>ORAL ARGUMENT REQUESTED</b>
	)	
STATE OF WASHINGTON, et al.,	)	HOH TRIBE'S MOTION FOR
	)	RECONSIDERATION
Defendants.	)	
	)	NOTE ON MOTION CALENDAR:
	)	MARCH 19, 2018 (MOTION FOR
	)	RECONSIDERATION – LCR 7(h))
	)	
	)	

**I. RELIEF REQUESTED**

The Hoh Tribe, interested party in the above-entitled proceeding, respectfully requests that the Court reconsider its March 5, 2018 Order (Dkt. 21702; Dkt 439).

The Hoh Tribe is the third signatory tribe to the 1855 Treaty of Olympia, whose language was at issue in Subproceeding 09-01. The Hoh Tribe was not named as a responding party by the Makah Tribe in its RFD, and the Hoh Tribe's ocean treaty fishing rights and usual and accustomed fishing area (u&a) were not decided in the subproceeding. Nevertheless, the District Court's 2015 decision in this Subproceeding, 129 F.Supp.3d 1069 (W.D.Wash.), and its recent March 5, 2018 Order, interpreting and implementing the Treaty of Olympia, will necessarily affect the Hoh Tribe's treaty rights and its pending RFD on ocean treaty fishing rights.

1 The Hoh Tribe accepts and incorporates the arguments and evidence submitted by the  
2 Quileute Tribe in its Motion for Reconsideration filed on this same date and requests the same  
3 relief.  
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7 Dated this 19<sup>th</sup> day of March 2018.  
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10 **DORSAY & EASTON, LLP**

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 19, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will notify all parties in this matter who are registered with the Court's CM/ECF filing system of such filing.

DATED this 19th day of March, 2018.

By: s/ Craig J. Dorsay  
Craig J. Dorsay, WSBA # 9245