

# EXHIBIT B

**From:** [Rob Porter](#)  
**To:** [kyle.scherer@bia.gov](mailto:kyle.scherer@bia.gov)  
**Subject:** Status check  
**Date:** Wednesday, February 28, 2018 5:31:04 PM

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Hi Kyle –

I wanted to touch base regarding the DOI recognition of the Nooksack Council. I understand that the process is proceeding, but I have been contacted by Counsel for the Tribe regarding the timing. As I mentioned previously, there is a March 9<sup>th</sup> hearing before the 9<sup>th</sup> Circuit Court of Appeals and there is the need to prepare if the AASIA recognition letter is still pending by next week. (Recall that this case is RICO action brought by plaintiffs arguing that the lack of DOI recognition means that the Tribe's officials are acting ultra vires, and thus operating a "racket" under RICO.)

In short, the AASIA's recognition letter is needed asap, certainly by early next week.

Thanks, Rob

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