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The Honorable Ricardo S. Martinez

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8   UNITED STATES DISTRICT COURT
     WESTERN DISTRICT OF WASHINGTON AT SEATTLE

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10   UNITED STATES OF AMERICA, et al.,   No. 70-9213
                                              Subproceeding No. 17-3
11   Plaintiff,

12   v.   **SWINOMISH INDIAN TRIBAL
                                              COMMUNITY'S NOTICE OF
13   STATE OF WASHINGTON, et al.,   WITHDRAWAL OF LACHES
                                              DEFENSE**
14   Defendant.

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16   TO: CLERK OF THE COURT;

17   AND TO: ALL PARTIES AND COUNSEL OF RECORD

18   The Swinomish Indian Tribal Community ("Swinomish"), through its undersigned

19   counsel, hereby withdraws, and will not assert at trial, its affirmative defense of laches.

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SWINOMISH INDIAN TRIBAL COMMUNITY'S NOTICE   **SAVITT BRUCE & WILLEY** LLP
OF WITHDRAWAL OF LACHES DEFENSE - 1   1425 Fourth Avenue Suite 800
No. 70-9213 / Sub. No. 17-3   Seattle, Washington 98101-2272
                                                         (206) 749-0500

1 DATED: January 19, 2021.

2 **SAVITT BRUCE & WILLEY LLP**

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4 By   *s/David N. Bruce*

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   SWINOMISH INDIAN TRIBAL COMMUNITY

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18 Attorneys for the Swinomish Indian Tribal Community

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SWINOMISH INDIAN TRIBAL COMMUNITY'S NOTICE
OF WITHDRAWAL OF LACHES DEFENSE - 2
No. 70-9213 / Sub. No. 17-3

SAVITT BRUCE & WILLEY LLP
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Seattle, Washington 98101-2272
(206) 749-0500

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 19, 2021 I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel of record.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 19th day of January, 2021 at Seattle, Washington.

_____
Amanda Siefert

CERTIFICATE OF SERVICE
No. 70-9213 / Sub. No. 17-3

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