

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**Cherokee Nation, et al.,**

Plaintiffs,

v.

**U.S. Department of the Interior;**  
**Debra Haaland**, in her official  
capacity as Secretary of the Interior;  
**Bryan Newland**, in his official  
capacity as the Assistant Secretary -  
Indian Affairs; **et al.**,

Defendants.<sup>1</sup>

Case No. 1:20-cv-02167-TJK

**Federal Defendants' Motion to  
Dismiss**

Federal Defendants move to dismiss Counts One through Seven in the Second Amended Complaint (ECF No. 104) under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6) for lack of jurisdiction and failure to state a claim. Support for the motion is found in the attached memorandum.

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<sup>1</sup> Secretary Haaland and Assistant Secretary – Indian Affairs Newland are substituted pursuant to Federal Rule of Civil Procedure 25(d).

October 22, 2021

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