

First 9 pages : Index of parties and attorneys.

Pages 1 through 163 : September 18, 1970 - Docket entry # 1  
through  
August 31, 1978 - Docket entry # 4888

Pages 164 through 324: August 31, 1978 - Docket entry # 4889  
through  
July 10, 1985 - Docket entry #10106

✓ Pages 325 through 478: July 10, 1985 - Docket entry # 10107  
through  
June 9, 1993 - Docket entry # 13268

## CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4398

PLAINTIFF		DEFENDANT	DOCKET NO. 9213
USA et al.		St. of Wa. et al.	PAGE 325 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1985</u>			
July 10	10107	SUPPLEMENTAL AFFIDAVIT - of Phillip Katzen re atty fees. Phase I. Sub#80-2	
"	10108	AFFIDAVIT - of Alexandra Harmon. Phase I. Sub #80-2. Service attached.	
July 11	10109	ORDER - from CCA that mtn to amend Opinion filed 5/29/85 and petition for rehearing are denied. Appeal # 84-3999. (Ent 7/11/85)	
"	10110	ORDER - from CCA that w/in 14 days of entry of order cnsl wishing to participate in prebriefing conference shall notify court in writing; Conference Attys' Office shall notify cnsl of day & time of conference. (ent 7/11/85) Appeal # 85-3908	
July 12	10111	REGULATION - of Puyallup Tribe 1985-86.# 85710. Service attached.	
"	10112	REGULATIONS - of Skokomish Tribe re:1985 Summer/Fall Chinook. #85-01.Serv attached	
"	10113	REGULATIONS - of Suquamish Tribe re: 1985 Preseason Fall Chinook. Serv. attached	
"	10114	LIMITED APPEARANCE - of counsel Wickwire & Lewis for Muckleshoot Tribe ra: Suquamish Tribe's RFD of Additional U & A Fishing Places. Phase I. Sub #85-1.	
"	10115	OBJECTIONS - of Muckleshoot Tribe to Suquamish RFD. Phase I. Sub #85-1.	
"	10116	MOTION - of Muckleshoot Tribe for orders establishing a schedule for submission of prereferral mtns and referring matter to a Special Master. Phase I. Sub #85-1. Service attached.	
July 13	10117	RESPONSE - of USA re: Suquamish Tribe's RFD for Addt'l U & A Fishing Places. Phase I. Sub #85-1. Service attached.	
"	10118	RENEWED OBJECTION - of Tulalip Tribes re: Suquamish Tribe's RFD for Addt'l U & A Fishing Places. Phase I. Sub #85-1. Service attached	
"	10119	RESPONSE - of Puyallup Tribe to proposed findings and conclusions submitted by USA, by Tulalip Tribes, by Lummi Tribe re: Tulalip RFD of U & A Fishing Places. Phase I. Sub #80-1. Service attached.	
July 17	10120	OBJECTION -of Lummi Tribe , joining in all objections to Suquamish RFD. Phase I. Sub #85-1. Service attached.	
July 18	--	Mailed Cert of Record in Appeal 85-3908 & Joint Cross Appeal to CCA. cc to cnsl.	
July 19	10121	JUDGMENT - of CCA in Appeal 84-3999 that judgment of DC is affirmed. (ent & mailed 7/19/85)	
"	10122	JUDGMENT - of CCA in Appeal 84-3894 that judgment of DC is affirmed. (ent & mailed 7/19/85)	
"	10123	RESPONSE - of Stillaguamish Tribe to proposed findings and conclusions. Phase I. Sub #80-1. Service attached.	
July 20	10124	RESPONSE - of Port Gamble and Lower Elwha Klallam Tribes to proposed findings and conclusions. Phase I. Sub #80-1. Service attached.	
"	10125	JOINDER - of Jamestown Klallam Tribe in Port Gamble Klallam Tribe's position. Phase I. Sub #80-1. Service attached.	
"	10126	OBJECTION - of Lummi Tribe to Suquamish RFD. Phase I. Sub #85-1. Serv. attached.	
July 22	10127	RESPONSE - of Swinomish Tribal Community to proposed findings and conclusion. Phase I. Sub #80-1. Service attached.	
"	10128	MEMORANDUM - of the US re Tulalips Tribes' RFD. Phase I. Sub #80-1. Serv. attached	
"	--	Lodged - by US recommended findings of fact and conclusions of law re Tulalip Tribes' RFD. Phase I. Sub #80-1.	

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DATE	NR.	PROCEEDINGS	
<u>1985</u>			
July 23	10129	MEMORANDUM - of Tulalip Tribes re proposed findings and court orders. Phase I. Sub #80-1. Service attached.	
July 24	10130	MOTION - of Quinault Tribe for entry of judgment for liquidated damages, interim award of attys' fees and trial setting re remaining issues. Noted August 9, 1985. Phase I. Sub #83-1. Service attached.	
July 25	10131	RESPONSE - of Lummi Tribe. Phase I. Sub #80-1. Service attached.	
Aug 1	10132	CERTIFICATE OF SERVICE - that Suquamish Tribe's RFD hs been served on Richard Baum. Phase I. Sub #85-1.	
Aug 2	10133	CERTIFICATE OF SERVICE - of Lummi Indian Tribe that Response, Post-Trial Brief, Reply Brief have been served. 7/22/85. Phase I. Sub #80-1.	
Aug 5	10134	CERTIFICATE OF SERVICE - of Suquamish that Proposed Order re Presentation of Agreed Schedule has been served. Phase I. Sub #85-1.	
Aug 6	--	Lodged order - of Suquamish re Presentation of Agreed Schedule. Phase I. Sub #85-	
"	10135	RESPONSE - of Muckleshoot and Suquamish re proposed findings and conclusions. Phase I. Sub #80-1. Service attached.	
Aug 14	10136	MOTION - of Suquamish Tribe for TRO, order of contempt and sanctions against the Muckleshoot Tribe. Phase I. Sub #85-1	
"	10137	AFFIDAVIT - of Tony Forsman. Phase I. Sub #85-1.	
"	--	Lodged - recommended findings of fact and conclusions of law - by USA. Phase I. Sub #80-1. Service attached.	
Aug 15	10138	OPPOSITION - of Muckleshoot Tribe to Suquamish mtn for TRO and to restrain Muckleshoot Tribe from Chinook salmon fishing on Lake Sammamish 8/14/85-8/16/85. Phase I. Sub #85-1	
"	10139	DECLARATION - of cnsl for Muckleshoot Tribe. Phase I. Sub #85-1.	
"	10140	DECLARATION - of Walter Pacheco, Fisheries Mgr. of the Muckleshoot Tribe. Phase I, Sub #85-1	
"	10141	CERTIFICATE OF SERVICE - of #10136, 10137.	
"	10142	MINUTES - Telephone conference re: Suquamish mtn for TRO; Court denies motion. cc to cnsl. Sub #85-1.	
Aug 16	10143	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Commission, Wa. Dept of Fisheries re: 1985 Puget Sound Pink Salmon forecasts and mgmt recommendations, July 1985.	
Aug 17	10144	REGULATIONS- OF Suquamish Tribe re: 1985 Preseason Coho Salmon.	
"	10145	ORDER - from CCA that appellee's mtn to file cost bill out of time is denied. (ent 8/19/85)	
Aug 19	10146	REGULATION - of Lower Elwha Klallam Tribe re Coho #85-02. Service attached.	
"	10147	ORDER - from WEC that parties shdl have until 9/30/85 to present to court agreed schedule for submission of prereferral mtns in Suquamish RFD. Phase I. Sub #85-1. (ent & mailed 8/19/85)	
"	--	Lodged - recommended findings of fact and conclusions of law - by USA. Phase I. Sub #80-1. Service attached.	
Aug 20	--	Lodged - by Tribes, Puget Sound Management Plan and proposed order adopting it. Phase I. Sub #85-2.	
"	10148	CERTIFICATE OF SERVICE	
** Aug 16	--	Lodged - TRO and order allowing Suquamish temporarily to fish Lake Sammamish. Phase I. Sub #85-1. (See #10136 & 10141)	

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DATE	NR.	PROCEEDINGS
1985		
Aug 21	10149	REGULATION - of Port Gamble Klallam Tribe re 1985 Coho #85-01.
	10150	REGULATION - of Jamestown Klallam Tribe re Coho #85-02. Service attached
	10151	REGULATION - of Point No Point Treaty Council re In-commom Coho #85-23. Service
	10152	REGULATIONS - of Yakima Indian Nation re 1985 Fall Fishery. Service attached
	10153	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries. #85-103. Service attached.
	--	Copy of letter from Lummi cnsl to Mag. Cooper requesting ext of time to file objections to USA proposed findings of fact and conclusions of law. Phase I. Sub #80-1.
Aug 22	10154	COMMENTS - of USA re proposed order adopting Puget Sound Salmon Mgmt Plan. Phase I. Sub#85-2. Service attached.
	10155	CORRECTED MINUTES - of hearing 6/27/85 at Tacoma b4 SpM. Cooper: oral argument cont to 8/9/85 at 9:30 a.m. at Tacoma; responses to new pleadings to be filed by 7/19/85; oral mtns of Lummi Tribe to strike mem and proposed findings of fact of pltf and to strike mtn for reconsid and proposed findings of Tulalip Tribe denied. Phase I. Sub#80-1. cc to c. CR Julie Kibler
	10156	MINUTES - of hearing 8/9/85 at Tacoma b4 SpM. Cooper: cnsl for Lummi objects to findings as to Tulalip U & A; ct adopts findings of USA subject to modification of settling tribes; finding #22 should reference exclusions and settlement agreements; maps to be agreed upon and attached; USA final findings due w/ Mag. Cooper 8/27/85. Phase I. Sub #80-1. cc to c. CR Debra Hall.
Aug 26	10157	REGULATION - of Skokomish Tribe re 1985 Coho #85-10. Service attached
	10158	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Com., Wa. St Dept of Fisheries re: 1985 Puget Sound Summer/Fall Chinook forecasts & mgmt recommendations. Service attached.
Aug 23	10159	LETTER - from Sp. Master Cooper noting changes in recommended findings of fact and conclusions re Tulalip RFD; objections to be filed 9/2/85 to 9/12/85. Phase I. Sub #80-1. cc to WEC, cnsl.
Aug 27	10160	REPORT - of Special Master Cooper re compensation. Phase I. Sub #80-1.
"	--	Lodged order re compensation.
Aug 28	10161	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries. #85-110. Service attached.
Aug 29	10162	REGULATION - of Makah for Off-Reservation river gillnet. # 85/86-27. Service.
Aug 30	10163	REGULATION - of Makah for Off-Reservation marine drift gillnet. #1985/86-29. Service.
Sept 12	10164	OBJECTION - of Lummi Tribe to report of Special Master. Phase I. Sub #80-1.
"	10165	BRIEF - of Lummi Tribe in support of mtn to reject report of Special Master. Phase I. Sub #80-1.
Sept 13	10166	ORDER - WEC that Special Master Cooper entitled to addtl fee of \$1,160.00; Tulalip Tribe to pay \$440.00; Lummi Tribe to pay \$440.00; USA to pay \$280.00. (ent & mld 9/13/85) Phase I. Sub #80-1.
Sept 14	10168	CERTIFICATE OF SERVICE - of obj & brief of Lummi Tribe. Phase I. Sub#80-1.
Sept 19	10169	TRANSCRIPT - of proceedings b4 Special Master Cooper 8/8/85. Phase I. Sub#80-1
Sept 26	10170	REGULATION - of Point no Point Treaty Council re chum. #85-40. Service.
"	10171	REGULATION - of Port Gamble Klallam Tribe re cum. #85-05.

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DATE	NR.	PROCEEDINGS
<u>1985</u>		
Sept 30	10172	ORDER - from CCA that appeals 85-3908 & 85-4009 are consolidated. State of Wa. opening brief due 10/30/85; Tribes' brief due 12/10/85; State answer due 1/9/86; Tribes' reply w/in 14 days. (ent 9/30/85)
Oct 2	10173	CERTIFICATE OF SERVICE - of Suquamish of order re preferal mtns schedule & letter to WEC. (not received) Phase I. Sub #85-1
Oct /	10174	REGULATIONS - of Suquamish Tribe re 1985 preseason chum salmon
Oct 10	10175	REGULATION -of lower Elwha Klallam Tribe re 1985 chum. #85-10. Service attached.
"	10176	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Com., Wa. St. Dept. of Fisheries re: 1985 Puget Sound Coho Salmon forecasts & mgmt recommendations. Service attached.
Oct 11	10177	MOTION - by Tribes and US Atty for continuance of trial in Non-Treaty Accounting Proceeding. Phase I. Sub #83-6. Service attached.
"	10178	ORDER - WEC re prerreferral motions schedule: parties shall have until 10/30/85 to file motions; opposition due 11/20/85; response due 12/2/85; upon entry by court of order or orders re motions the matter shall be referred to special master. Phase I. Sub #85-1. (ent & mailed 10/11/85)
Oct 15	10179	JOINDER - by Tulalip and Makh Tribes in mtn for continuance of trial. Phase I. Sub #83-6. Service attached.
Oct 17	--	Lodged - order adopting Puget Sound Salmon Mgmt Plan. Phase I. Sub#85-2
"	10180	ORDER - WEC adopting Puget Sound Salmon Mgmt Plan of May 15, 1985 as amended. Phase I. Sub #85-2. (ent & mld 10/18/85)
Oct 22	10181	REGULATION - of Skokomish Tribe re 1985 chum. #85-20. Service attached.
Oct 25	10182	MOTION - by Tulalip Tribe and USA to adopt Sp. Master's report & notice of hearing 11/14/85 , US Courthouse, Portland. Proposed order & service attached. Phase I. Sub#80-1.
"	10183	ORDER - WEC that trial cont. to 2/18/86 at 9:30 a.m. US Courthouse, Portland. Phase I. Sub #83-6. (ent & mld 10/25/85)
Oct 31	10184	MOTION - by Muckleshoot Tribe for award of atty fees & costs from Suquamish. Phase I. Sub # 85-1. Noted 11/15/85.
"	10185	MEMORANDUM - Muckleshoot in support of mtn. Phase I. Sub #85-1.
"	10186	DECLARATION - of Gregory O'Leary in support of mtn. Phase I. Sub #85-1.
"	10187	RENEWED MOTION - by Muckleshoot Tribe for referral of subproceeding to Sp. M. Noted 11/15/85. Phase I. Sub #85-1.
"	10188	MOTION - by Muckleshoot for order restricting service list. Phase I. Sub # 85-1;
"	--	Lodged order restricting service list.
"	10189	CERTIFICATE OF SERVICE.
nov 1	10190	ORDER - WEC that hearing to be held on Sp. M. report 11/14/85 at 9:30 a.m. Portland, OR. Phase I. Sub #80-1. (Ent & mld 11/1/85)
Nov 5	10191	MEMORANDUM - by Tulalip Tribe in support of mtn to adopt findings of Sp. M. Phase I. Sub #80-1. Service attached.

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DATE	NR.	PROCEEDINGS
<u>1985</u>		
Nov 7	10192	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries #85-170. Service attached.
Nov 9	10193	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries #85-180. Service attached.
**Nov 8	10194	DESIGNATION - of clerk's record by appellants St. of Wa. 85-3908 & 85-4009. Service attached
Nov 13	10195	Transcript -of proceedings b4 Mag Cooper 6/27/85.
Nov 14	10196	REGULATION - of Makah Tribe re steelhead. #85/86 - 44. Service attached.
Nov 15	10197	ORDER - WEC restricting service list to cnsl for parties who have appeared or hereafter appear and cnsl for USA and St. of Wa. Phase I. Sub #85-1. (ent & mld 11/15/85)
Nov 18	10198	REPLY - of Lummi Tribe to Tulalip memorandum on support of findings of Sp. Master. -Phase I. Sub # 80-1. Service attached.
"	10199	MINUTES - of hearing b4 WEC 11/14/85. Motion of USA & Tulalip Tribes' to adopt Sp. Master's report taken under advisement. CR Dale Ray. Phase I. Sub # 80-1. cc to WEC, cnsl.
Nov 19	10200	REGULATIONS - proposed by Lower Elwha Klallam Tribe re steelhead. Serv attached.
Nov 20	10201	APPEARANCE & NOTICE OF PARTICIPATION in Sub# 85-1 by Puyallup Tribe.
Nov 22	10202	STIPULATION re liquidated and actual damage claims, attys' fees and court-ordered costs. Phase I. Sub #83-1.
"	--	Lodged order re claims
Nov 25	10203	REGULATION - of Port Gamble Klallam Tribe re winter steelhead. #85-07. Service.
"	10204	JUDGMENT - of CCA that judgment of DC is remanded w/ instructions and affirmed. 84-3769. (Ent & mld 11/25/85)
**Nov 23	10205	REGULATION - of Skokomish Tribe re 1985-86 steelhead #85-27. Service attached.
Nov 27	10206	REGULATIONS - of Jamestown Klallam Tribe 1985-86 winter steelhead #85-07/ Service attached.
Nov 29	10207	REGULATIONS - of Point No Point Treaty Council In-Common re winter steelhead. #85-61. Service attached
"	10208	REGULATIONS - of Lower Elwha Klallam Tribe re steelhead. #85-19. Service attached
"	10209	TRIBAL NARRATIVE - of proceedings: 1982-1985. Phase I. Sub#80-2. Service attached
Dec 5	10210	NOTICE OF APPEARANCE - of Swinomish Tribe in Sub#85-1. Service attached.
Dec 12	10211	ADMINSITRATIVE ORDER - of Wa. St. Dept. of Fisheries #85-194. Service attached.
"	10212	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Com., Wa. St. Dept. of Fisheries re: 1985 Puget Sound Chum Salmon forecasts and mgmt. recommendations. Service attached.
Dec 13	--	Received memorandum of July 1, 1985 from Lars Mobrand to Judge Craig re Nooksack Spring Chinook Mgmt.
"	10213	ORDER - WEC re claims for liquidated and actual damages, atty's fees & costs. Deft St. of Wa. shall pay claims in amt of \$8049.21 to named individuals (see order) not later than 20 days after entry of order; Deft St. of Wa. shall pay following sums to named parties: \$30,264.66 to Quinalt Indian Tribe, \$8,716.75 to USA by 5/1/86. (ent & mld 12/13/85) Phase I. Sub #83-1.

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DATE	NR.	PROCEEDINGS
<u>1985</u>		
Dec 20	10214	LETTER - from Phillip Katzen to Mag. Weinberg confirming schedule re atty fee proceeding: Tribes to submit data by 1/10/86; State objections due 2/1/86; Tribes' reply due 2/15/86. Phase I. Sub #80-2.
Dec 21	10215	ORDER - from CCA that mtn of appellee Tribes to remand the request for atty fees is granted; upon disposition of the pending petition for writ of certiorari or upon issuance of mandate if petition is granted, the DC will determine whether the Tribes are entitled to fees and, if so, the amt of fees to be awarded. (Ent 12/23/85). CA81-3111
"	10216	DESIGNATION - of clerk's record by appellee-cross appellant Tribes. CA85-3908 & CA85-4009. Service attached
<u>1986</u>		
Jan 8	--	Received - copy of letter to WEC from George Dysart including copies of maps of areas covered by Sp. Master's Report on Tulalip U&A Proceeding. Phase I. Sub #80-1.
"	10217	NOTICE OF APPEARANCE - by Port Gamble Klallam Tribe. Phase I. Sub#85-1. Service.
"	10218	SUMMARY - pltf tribes of atty fee claims, proceedings 60A-83-1. Phase I. Sub#80-2. Service.
Jan 13	--	Lodged order to vacate trial schedule. Phase I. Sub #83-6. Service attached
Jan 15	10219	FINDINGS OF FACT & CONCLUSION OF LAW in re Tulalip Tribes' Request for Determination of U & A Accustomed Fishing Places. Phase I. Sub # 80-1. (Ent & mld 1/15/86)
"	10220	JUDGMENT - ent in accordance wth Findings of Fact & Conclusions of Law. Phase I. Sub #80-1. (ent & mld 1/15/86)
Jan 17	10221	ORDER - WTM per WEC that pre-trial and trial schedules for #83-6 are vacated and further proceedings are postponed until further order of court; the parties are encouraged to continue efforts to conclude mgmt agreements and shall submit to court at 60 day intervals commencing 3/1/86 status reports of the non-confidential aspects of the negotiations; any party may at any time move for a resetting of pretrial and trail schedules. (ent & mld 1/17/86) Phase I. Sub #83-6.
Jan 21	--	Mailed certified copy of docket sheet to CCA only. C of transmittal letter to cnsll CA85-3908 & 85-4009.
Feb 4	10222	RESPONSE - St. of Wa. to request for atty fees. Phase I. Sub # 80-2.
Feb 6	10223	RESPONSE - St. of Wa. to counsel's narrative. Phase I. Sub \$80-2
"	10224	AFFIDAVIT - of David Walsh
"	10225	AFFIDAVIT OF SERVICE.
Feb 12	10226	REQUEST - Tulalip Tribe's for determination re Puget Sound Steelhead Mgmt. Plan. Service attached. Phase I. Sub #86-2. MDL.
Feb 14	10227	SUPPLEMENTAL DESIGNATION - of clerk's record by Tribes. 85-3908 & 85-4009. Service attached
Feb 15	10228	REGULATION - of Point No Point Treaty Council re herring.#86-02. Service. mdl

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DATE	NR.	PROCEEDINGS
<u>1986</u>		
Feb 21	10229	TRIBAL REPLY NARRATIVE 1982-85 proceedings. Phase I. Sub #80-2.
"	10230	TRIBAL REPLY MEMORANDUM re: atty fees. Phase I. Sub #80-2.
"	10231	CERTIFICATE OF SERVICE. mdl.
"	10232	REQUEST & MOTION - Washington State Trollers Association to appear as Amicus Curiae. Phase I. Sub # 86-1.
"	--	Lodged order granting request.
Feb 25	10233	NOTICE of conference re: Attorneys Fees on 3/12/86 at 9:00 a.m., in Conference room 103. C to Counsel Katzen, Anderson and Walsh. Sub #80-2. np
"	--	Received copy of letter from JLW to cnsl. re Chehalis River Contempt Proceedings, proposed order attached. Phase I. Sub #83-1/ mdl.
Feb 28	10234	<u>NOTICE OF APPEAL</u> - by Lummi Indian Tribe, pltf-intervenor from judgment ent 1/15/86 Phase I. Sub #80-1. ph
Mar 3	---	Mailed appeal packet to CCA, cc of cover letter to cnsl. ph
Mar 7	10235	REGULATION - of Makah Tribe re Chinook & Coho salmon. #86-87-1. Service attached.
Mar 12	10236	MINUTES - JLW that question of atty fees may be submitted on briefs. Phase I. Sub#80-2. mdl
Mar 19	10237	NOTICE - of substitution of cnsl. Mark Bennet for Dennis Reynolds. Phase I. Sub #86-1.
"	10238	REQUEST & MOTION - Wa. St. Trollers Assoc. for order allowing sbstitution of attys. Phase I. Sub #86-1
"	--	Lodged order allowing substitution of attys. Phase I. Sub # 86-1.
"	10239	NOTICE OF HEARING re Wa. St. Trollers Assoc mtn for amicus status. Sub #86-1.
"	10240	AFFIDAVIT - of Mark Bennet re request for amicus status. Sub. #86-1.
"	10241	CERTIFICATE OF SERVICE.
Mar 24	10242	ORDER - allowing substitution of attnys. Mark Bennett for Dennis Reynolds as atty for the Wash. St. Trollers Assoc. Sub #86-1. C to C, JLW (Ent 3/24/86)nf
Mar 28	10243	AFFIDAVIT - of Terry Williams in support of Tulalip RFD. Phase I. Sub#86-2. Service attached. mdl
Mar 31	10244	RESPONSE - USA to request and mtn of Wa. St. Trollers Assoc. Phase I. Sub #86-1. Service attached. mdl
Apr 5	--	Lodged order by tribes re Hood Canal Mgmt Plan. Phase I. Sub # 83-8.
"	10245	CERTIFICATE OF SERVICE. mdl
Apr 7	10246	ORDER - from CCA that appeal 83-4265 is stayed until 6/30/86 or disposition of appeal 85-3908. Upon expiration of staty appellant shall contact the Conference Atty to schedule further prebriefing conf. Phase II.mdl
Apr 8	10247	REGULATION - of Makah Tribe re Chinook & Coho Salmon. #86-87-ON-1.
"	10248	REGULATION - " " " " " " #86/87-2. Service attached.mdl
APR 12	10249	ORDER...WEC ... vacating the WA Trollers Assoc. amicus status hearing set for April 29, 1986. Motion does not require oral argument. Responses to the motion due April 19, 1986; reply due April 28, 1986. Phase I. Sub 86-1 ccto cnsl, gj



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DATE	NR.	PROCEEDINGS	
<u>1986</u>			
4/12/86	10250	JOINT REPORT - by Puget Sound Tribes, NW Fisheries Com.. Wa. St. Dept. of Fisheries re: 1986 Puget Sound Sockeye Salmon forecasts & mgmt recommendations.	
4/17/86	10251	AFFIDAVIT of srvc by mail of Point No Point Treaty Cncl Troll Regulations #86-04. Phase I. ph	
4/18/86	10252	TRIBAL RESPONSE - to request of Wa. St. Trollers Association for Leave to appear as amicus curiae. Phase I. Sub#86-1. Service attached. mdl	
4/30/86	10253	REGULATION - of Makah Tribe re Chinook & Coho Salmon #86/87-4. Service.	
5/3/86	10254	DESIGNATION - of transcript. Appeal #86-3664. Phase I. Mld Cert of Record 5/5/8,	
"	10255	AFFIDAVIT OF SERVICE -of Mgmt Plan for the 1986 herring sac-roe fishery.	
5/20/86	10256	ADDENDUM to the management plan for the 1986 Herring Sac-Roe Fishery; srvc atchd.	
5/21/86	10257	ADMINISTRATIVE ORDER - of WA. St. Dept. of Fisheries #86-33. Srvc attached. ph	
5/22/86	10258	ORDER - WEC that as amicus the Wa.St. Trollers Assoc. shall present its views solely in writing except where oral presentation is consented to by the parties and the Court; that the Assoc. shall be allowed to participate only in those proceedings in which it has a definable interest; that the Assoc. shall be provided with the initial papers in any future sub-proceedings with subsequent papers to be provided only where the Assoc. notifies th parties in writing that it has an interest. Phase I. Sub#86-1/ (ent & mld 5/22/86)	
5/27/86	10259	ADMINISTRATIVE ORDER -of Wa. St. Dept of Fisheries. #86-34 & 35. Serv attached.	
"	10260	REGULATION - of Point No Point Treaty Council In-Common Summer-Fall Chinook Regulations #86-06.	
"	10261	REGULATION - of Point No Point Treaty Council re Sockeye Salmon #86-07. Service.	
5/31/86	10262	NOTICE OF ADDRESS CHANGE - of P. Katzen, atty for Tribes. Service attached.	
"	10263	NOTICE OF ADDRESS CHANGE - of Jeffrey Schuster, atty for Shoalwater Tribe. Serv.	
6/4/86	10264	ADMINISTRATIVE ORDER - of Wa St. Dept. of Fisheries #86-41. Srvc attached. mdl.	
6/11/86	10265	REGULATION - of Suquamish Tribe re preseason sockeye. 1986.	
6/12/86	10266	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries #86-45. Srvc attached. mdl.	
6/13/86	10267	REGULATION - of Lower Elwha Klallam re Summer/Fall Chinook. #86-01. Serv attached	
6/14/86	10268	REGULATIONS - of Wa. St. Dept. of Fisheries re 1986 Puget Sound commercial salmon fishery.	
6/24/86	10269	REQUEST FOR DETERMINATION - Tribes' re: interference with the treaty fishing right by the IRS. Phase I. Sub #86-3. Service attached.	
6/26/86	10270	PUGET SOUND SALMON MGMT PERIODS & THEIR DERIVATIONS prepared by Puget Sound Tribes, NW Indian Fisheries Com. & Wa. Dept. of Fisheries. May 1986. Serv. attached.	
6/28/86	10271	REPORT TO THE COURT re: Skagit River Memorandum of Understandint for 1986; Memorandum attached. Report by Swinomish, Upper Skagit & Sauk-Suiattle Tribes. Service attached.	
7/1/86	10272	AMENDED REQUEST FOR DETERMINATION - Tribes re: interference with the treaty fishing right by the IRS.	
7/2/86	10273	ORDER - WTM that the request of the point No Point Treaty tribes for declaratory and injunctive relief is dismissed and the Hood Canal Mgmt Plan 10/9/85 is an Order of this Court. ( ent & mld 7/3/86) Phase I. Sub # 83-8.	

CIVIL DOCKET CONTINUATION SHEET

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DATE	NR.	PROCEEDINGS
<u>1986</u>		
Jul 9	10274	REGULATIONS - of the Puyallup Tribe 1986-87. # 86-7-3. Service attached.
Jul 11	10275	REGULATIONS - of Suquamish Tribe re Fall Chinook Salmon.
Jul 14	10276	MOTION - USA to dismiss or fix time for response. Phase I. Sub #86-3.
"	10277	MEMORANDUM - in support of mtn.
"	10278	CERTIFICATE OF SERVICE
Jul 15	10279	REGULATION - of Makah Tribe re Sockeye Salmon #86/87-14. Service attached.
Jul 16	10280	REGULATIONS - of Skokomish Tribe re 1986 Summer/Fall Chinook #86-01. Srvc attache
July 18	10281	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Commission, Wa. St. Dept of Fisheries re 1986 Puget Sound Spring Chinook forecasts & mgmt recommendations, June 1986
July 25	10282	ADMINISTRATIVE ORDER - of Wa. St. Dept. of Fisheries #86-59. Service attached.
Aug 11	10283	MOTION - St. of Wa. for TRO & Prelim Injunc. re Makah Ocean Troll Fishing. Phase I. Sub #86-4.
"	10284	BRIEF - In Support of Mtn for TRO.
"	10285	AFFIDAVIT - of Thomas Carr in support of mtn.
"	10286	AFFIDAVIT - of Patrick L. Pattillo in support of mtn.
"	--	Lodged TRO
"	10287	AFFIDAVIT OF SERVICE. Phase I. Sub #86-4.
"	10288	MEMORANDUM - Quinalt's in support of of mtn for TRO. Sub #86-4
"	10289	MEMORANDUM - Makah Tribe's re request for TRO. Sub #86-4.
"	10290	MEMORANDUM - USA in support of TRO. Sub #86-4
"	10291	AFFIDAVIT - of Kenneth Henry. Sub #86-4.
"	10292	AFFIDAVIT - of Jean C. Mandvill. Sub #86-4
"	10293	AFFIDAVIT - of Vicki Lynn Nomura. Sub #86-4.
"	10294	AFFIDAVIT- of Timothy W. Roth. Sub# 86-4. (Signature pg. attached 8/15/86)
Aug 12	10295	FIRST SUPPLEMENTAL MEMORANDUM - USA in support of TRO. Sub#86-4.
Aug 12	10296	MINUTES - Hearing on St. of Wa. Mtn for TRO b4 REC 8/11/86. Witnesses Patrick Pattillo & Stephen Joner sworn & testify. Exhibits marked and admitted. Hearing continues 8/12/86 at 1:30 p.m. Sub # 86-4. CR: Joe Roth.
Aug 12	10297	MINUTES - 2nd Day Hearing on St. of Wa. Mtn for TRO b4 REC 8/12/86. Witnesses Stephen Joner, Donald Johnson, William Wilkerson are sworn & testify. Exhibits marked and admitted. The Court directs Mr. Carr to prepare the TRO. The Court sets a hearing on the prelim injunc 8/29/86 at 9:30 a.m. in Seattle. Briefs due 8/22/86. Sub #86-4. CR: Joe Roth
Aug 13	10298	ORDER - JLW that all parties shall file and serve by 8/22/86 any further briefs relating to the mtn of St. of Wa for a prelim injunc; at the same time any party intending to present evidence at the hearing shall file and serve a summary of the anticipated issues on which evidence shall be presented and a list of witnesses to be called. (ent & mld 8/13/86) Phase I. Sub#86-4.
Aug 14	10299	APPEARANCE & NOTICE OF PARTICIPATION in Sub #85-1 by Mason Morisset for Makah & Tulalip Tribes. Service attached. Phase I.

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PLAINTIFF		DEFENDANT	DOCKET NO. 9213
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<u>1986</u>		
Aug 18	10300	NOTICE OF CHANGE OF ADDRESS - Mason Morisset, cnsl for Makah & Tulalip Tribes. Phase I. Serv. attached.
"	10301	NOTICE OF APPEARANCE OF CO-COUNSEL Mason Morisset for Makah & Tulalip Tribes, Phase II. Serv. attached.
Aug 21	10302	MEMORANDUM - Makah Tribe in oppositon to St. of Wa. mtm for prelim. injunc. Phase I. Sub #86-4.
"	10303	AFFIDAVIT - of Don Johnson in oppositon to St. of Wa. mtm for prelim. injunc. Phase I. Sub#86-4.
"	10304	LIST OF WITNESSES & summary of anticipated issues submitted by Makah Tribe. #86-4
"	10305	AFFIDAVIT OF SERVICE.
Aug 22	10306	REGULATIONS - of Point-No-Point Treaty Council re In-Common Coho #86-29. Serv
"	10307	REGULATIONS - Port Gamble Klallam Tribe re 1986 Coho #86-01. Service.
"	--	Lodged - St. of Wa. TRO re 1986 Makah Ocean Troll Fishing. Phase I. Sub#86-4
Aug 23	10308	CORRECTED APPEARANCE NOTICE OF PARTICIPATION - by Lummi Tribe in Sub#85-1. Serv. attached.
"	10309	MEMORANDUM - Nisqually, Puyallup, Squaxin Island, Quinalt, Hoh & Quileute Tribes in support of St. of Wa. mtm. for prelim. injunc. Serv. Sub#86-4
Aug 25	10310	MEMORANDUM - USA in support of St. of Wa. mtm. for prelim. injunc. Serv. Sub#8
**Aug 23	10311	ATTACHMENT A - to USA memorandum: "Final Framework Amendment for Managing the Ocean Salmon Fisheries off the Coasts of Washington, Oregon, and California Commencing in 1985."
"	10312	ATTACHMENT B - to the USA memorandum: Affidavit of Kenneth A. Henry.
"	10313	CERTIFICATE OF SERVICE.
Aug 25	10314	REGULATIONS - of Suquamish Tribe re 1986 Preseason Coho Salmon
"	10315	REGULATIONS - of Lower Elwha Klallam Tribe re Coho #86-02. Serv. attached
Aug 27	10316	CERTIFICATE OF SERVICE of Quinalt momo #10288. Sub #86-4.
Aug 28	10317	AFFIDAVIT - of Patrick L. Pattillo in support of mtm for TRO & prelim. injunc. Sub #86-4.
"	10318	MEMORANDUM - USA in support of St. of Wa. mtm for prelim. injunc. Sub#86-4.
Aug 29	10319	JOINDER - in motion for TRO and preliminary injunction re Makah Tribal Fisheries by USA. Sub#86-4
Aug 29	10320	CERTIFICATE - of srvc. ph
"	10321	REPLY MEMORANDUM - Makah Indian Tribe. Sub#86-4. mdl
"	10322	STATUS REPORT - Pltf Tribes & USA. Service attached. Phase II. mdl
"	10323	MINUTES - Hearing on St. of Wa. Mtn. for Preliminary Injunction. Court grants m as to areas 1-4 all commercial fishing is enjoined, as to area 4b troll fishing is enjoined, C & S fishing is included w/out prej. Witnesses Patrick Patillo, Donald Johnson, Dale Johnson, Stephen Joner, James Heckman are sworn & testify. Exhibits marked and admitted.
"	10324	EXHIBIT LIST
"	10325	WITNESS LIST
Aug 30	10326	STATUS REPORT - Deft St. of Wa. Phase II.

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DATE	NR.	PROCEEDINGS
1986		
Sept. 2	10327	AFFIDAVIT OF SERVICE - of Makah Tribe of Reply Memorandum #10321.
Sept. 4	10328	REGULATIONS - of Point No Point Treaty Council re Coho #86-33. Service.
"	10329	DESIGNATION - of clerk's record by appellant. 86-3664.
Sept. 5	10330	NOTICE OF APPEARANCE - of co-counsel Annette Klapstein for Puyallup Tribe. Serv.
"	10331	REGULATIONS - of S kokomish Tribe re Coho #86-08. Serv.
Sept. 8	10332	POST-HEARING MEMORANDUM - USA re Prelim Injunc on Makah Tribe Sub#86-4. Serv.
"	10333	REQUEST FOR DETERMINATION - Nisqually, Squaxin Island, Puyallup & Muckleshoot Tribes re North-South Sound Treaty Allocation. Phase I. Sub#86-5.
Sept. 9	10334	MEMORANDUM - Nisqually, Squaxin Island, Hoh, Quileute Tribes in support of US position on ending date for Makah injunction. Sub#86-4. Service.
"	10335	AFFIDAVIT OF SERVICE - RFD #10333.
Sept. 10	10336	NOTICE OF APPEARANCE AND PARTICIPATION - of Suquamish Tribe in Sub#86-5. Serv.
"	10337	CONCURRENCE - of St. of Wa. Dept. of Fisheries in US Post-Hearing Memorandum. Sub#86-4. Service.
"	10338	POST-HEARING MEMORANDUM - Makah Tribe re Prelim Injunc of Makah Fishery. Sub#86-4. Service
Sept. 11	10339	MOTION - Nisqually, Squaxin Island, Puyallup & Muckleshoot Tribes for TRO and Prelim Injunc closing Treaty Coho-Directed Fisheries intercepting south stocks. Sub#86-5.
"	10340	MEMORANDUM - in support of mtn. for TRO. Sub#86-5
"	10341	AFFIDAVIT - of Wm. Harrington-Tweit. Sub#86-5
"	---	Lodged -TRO.
"	10342	TRANSCRIPT - of proceedings b4 REC 8/11 & 12/86.
"	10343	REPORT - Muckleshoot Tribe on compliance with Court's instructions re notice of hearing of motion for TRO filed by Southern Tribes. Sub#86-5.
Sept. 12	10344	RESPONSE - Suquamish Tribe to South Sound Mtn. for TRO. Sub#86-5
"	10345	AFFIDAVIT - of Randy Hatch in response to mtn. for TRO. Sub#86-5.
"	10346	CERTIFICATE OF SERVICE.
"	10347	CERTIFICATE OF SERVICE - of Designation of Record #10329.
"	10348	MINUTES - of Hearing on South Puget Sound Tribes' Mtn for TRO b4 REC 9/12/86. Mtn. for TRO is denied. Ct. directs all parties to implement 1980 Plan including Areas 6,7,& 7A; Agreement between South Sound Tribes and Klallam & Makah Tribes stands; fishing schedule of Randy Hatch governs 9/14/86-9/16/86; parties provide Dr. Pauley with facts 9/16/86 a.m.; parties negotiate for 1986 season; advise Ct. 9/17/86 a.m. if disagreement w/ direct any regulation inconsistent w/ this order voided; hearing cont. to 9/19/86 at 10:00 a.m. in Seattle. Telephone conference. CR Robert Molezzo. cc to c#
Sept. 16	10349	REGULATION - of Makah Tribe re Off-Reservation River Gillnet#1986/87-26. Serv.
Sept. 17	10350	SUPPLEMENTAL AFFIDAVIT - of Randy Hatch. Sub#86-5.
"	10351	AFFIDAVIT - of Tony Forsman re proposed order re mediation. Sub#86-5.
"	--	Lodged order re mediation with proposed order re nomination of mediator attached.
"	10352	CERTIFICATE OF SERVICE. Sub#86-5.

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DATE	NR.	PROCEEDINGS
1986		
Sept. 18	10353	TRO re: South Puget Sound Tribes' Allocation by REC: (A) The 1980 Agreement is extended to cover Areas 6,7,& 7A. (B) The 1980 Agreement is to be implemented by all parties to this motion. (C) The separate agreement between the South Sound Tribes and the Klallam & Makah Tribes shall govern fishing for those tribes in Areas 4B,5,6,6C & 9 except where inconsistent with the 1980 Agreement. (D) The fishing schedule which will apply to all areas is from 5:00 p.m. on Sept. 14, 1986 to 9:00p.m. on Sept. 16, 1986. (E) The parties are to provided Dr. Pauley with facts & figures relevant to this mtn. by 9/16/86 a.m.(F) The parties are to engage in serious negotiations to resolve this matter. (G) Any regulation inconsistent w/ the Ct.'s order shall be voided. The Muckleshoot Tribe is authorized to file its regulation. (H) the parties shall file with the Ct. any documents relevant to this matter by 9/18/86 p.m.; the parties shall advise the Ct. by 9/17/86 a.m. of their intentions. (I) The hearing on the Mtn for Prelim. Injunc. is set for Friday 9/19/86 at 10:00. (ent & mld 9/18/86) Sub#86-5.
**Sept. 16	10354	NOTICE OF APPEARANCE and participation - by Port Gamble Klallam Tribe in Sub #86-5. Service attached.
Sept. 18	10355	RESPONSE - Tulalip & Makah Tribes' to South Sound Mtn for TRO. Sub#86-5. Serv.
"	10356	NOTICE OF APPEARANCE and participation - by Lower Elwha Klallam, Jamestown Klallam & Skokomish Tribes in Sub #86-5. Service attached.
"	10357	AFFIDAVIT - of Nickolas D. Lampsakis in response to Mtn. for TRO. Sub#86-5.
"	10358	RESPONSE - Klallam and Skokomish Tribes' to South Sound Tribes' Mtn. for TRO. Sub #86-5.
"	10359	SUPPLEMENTAL MEMORANDUM - Nisqually, Squaxin Island, Puyallup & Muckleshoot Tribes' re:mediation or arbitration process. Sub #86-5. Service attached.
"	10360	MOTION - USA & Plaintiff Tribes' to stay further proceedings for 18 months. Noted 10/3/86. Phase II.
"	10361	MEMORANDUM - in support of mtn. Phase II.
"	--	Lodged order granting stay. Phase II.
"	10362	CERTIFICATE OF SERVICE. Phase II.
"	10363	AFFIDAVIT OF SERVICE - of #s 10339 - 10341 & lodged order. Sub# 86-5/
Sept. 19	10364	SUPPLEMENTAL MEMORANDUM of Nisqually & Squaxin Island Tribes in support of Mtn. for Prelim. Injunc. Sub #86-5.
"	10365	SUPPLEMENTAL AFFIDAVIT - of Wm. Harrington-Tweit. Sub #86-5
"	10366	CERTIFICATE OF SERVICE.
Sept. 20	10367	RESPONSE - St. of Wa. to pltf intervenor mtn for stay of proceedings. Phase II. Service attached.
Sept. 22	10368	MINUTES - Hearing on Prelim. Injunc. b4 REC 9/19/86. Movant witnesses Wm. Harrington-Tweit & Bill Frank, respondent witnesses Randy Hatch & Gerald James are sworn & testify. Ct. issues Prelim. Injunc. extending TRO. Ct. orders: fishing schedule of Affidavit of Randy Hatch applies; closing date changed from 9/25/86 to 9/24/86 providing it can be changed according to allocations of 1980 Plan; if add'l days Tribes must fish the same day or days. Ct. will review the mediation request. CR Keith White. Sub #86-5. cc. to c.c. to course

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<u>1986</u>		
Sept. 23	10370	CERTIFICATE OF SERVICE - of #'s 10357 & 10358. Sub#86-5.
Sept. 24	10371	TRANSCRIPT - of proceedings b4 REJ 8/29/86.
Sept. 26	10372	REPLY BRIEF - Tribes' on mtn for stay of Phase II proceedings. Phase II. Service.
Sept. 29	10373	TRANSCRIPT - of proceedings b4 REC 9/19/86. Sub #86-5.
Oct. 3	10374	REGULATION - Port Gamble Klallam Tribe's re 1986 Chum Salmon. #86-02. Service.
"	10375	REGULATION - Point No Point Treaty Council's re In-Comon Chum Salmon. #86-47. Serv.
"	10376	NOTICE OF APPEARANCE and participation - by Lummi Tribe in Sub#86-5. Service.
Oct 8	10377	REGULATION - Lower Elwha Klallam Tribe's re 1986 Chum Salmon. #86-04. Service. np
Oct 15	10378	MOTION - for reconsideration by pltf-Intvr. Makah tribe of the preliminary injunction issued orally 8/29/86. Phase I, Sub 86-4.
"	10379	MEMORANDUM - in support of motion for reconsideration. Sub 86-4.
"	10380	AFFIDAVIT - of Scott A. Chitwood. Sub 86-4.
"	10381	CERTIFICATE - of service of #'s 10378, 10379, 10380, and 10381. Sub 86-4. np
Oct 17	---	RECEIVED - Copy of Suquamish Tribes Pre-Season Chum Salmon Regulation. np
Oct 17	10382	AMENDED - notice of appearance and notice of change of address. Steven S. Anderson for the Lummi Tribe. Service Attached. Phase I, Sub 80-2. np
Oct 17	10383	NOTICE - change of address for Steven S. Anderson. Service Attached. Phase II. np
Oct 20	10384	REGULATION - of Skokomish tribe re 1986 Chum Slamon. #86-15. np
Oct 27	10385	DESIGNATION - of clerk's record by appellee Tulalip Tribes. (86-3664)80-1. ph
Oct 27	10386	SUPPLEMENTAL DESIGNATION of clerk's record by appellee Tulalip. (86-3664) 80-1. ph
Oct 27	10387	CERTIFICATE of srvc. 80-1. ph
Oct 31	10388	DESIGNATION - of clerk's record by appellee USA. (86-3664) Sub#80-1. mdl
"	--	Mailed certified copy of docket sheet and transcripts to CCA. cc transmittal letter to cnsl. 86-3664, Phase I. Sub#80-1.
"	10389	MEMORANDUM - Tulalip Tribe's in support of RFD. Phase I. Sub#86-2
"	10390	AFFIDAVIT - of Michael G. Hinton in support of RFD. Phase I. Sub#86-2.
"	10391	CERTIFICATE OF SERVICE.
"	10392	RESPONSE & CROSS REQUEST - Tulalip & Makah Tribes' for determination of Makah & Tulalip Tribes concerning South Sound allocation. Phase I. Sub#86-5. Service.
Nov 1	10393	RESPONSE - USA to motion for reconsideration. Phase I. Sub#86-4. Service.
"	10394	ORDER - from CCA that appeal is stayed until 12/31/86 or pending disposition of CA85-3908; appellant shall contact Conference Atty for briefing schedule upon expiration of stay; if appellant fails to so do... appeal will b dismissed. Phase II. CA83-4265.
Nov. 5	--	Lodged motion & order that Wm. H. Rodgers, Jr. withdraw as atty for Puyallup Tribe. Phase I.
"		Lodged motion and order that Wm. H. Rodgers, Jr. withdraw as atty for Puyallup Tribe. Phase II.
"	10395	CERTIFICATE OF SERVICE.
"	10396	MOTION - St. of Wa. for TRO and Prelim Injunc re: Quillayute River Treaty Fall Coho Fishery. Phase I. Sub#86-6
"	10397	AFFIDAVIT - of Brian G. Edie in support of Motion for TRO. Sub#86-6
"	--	Lodged TRO. Sub#86-6
"	10398	AFFIDAVIT OF PERSONAL SERVICE on cnsl for Quileute. Sub#86-6.
"	10399	AFFIDAVIT OF MAILING. Sub # 86-6

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<u>1986</u>		
Nov. 6	10400	MEMORANDUM - Makah Tribe's in support of Mtn. for TRO re Quillayute River Treaty Fall Coho Fishery. Phase I. Sub#86-6. Service attached.
Nov. 7	10401	REQUEST - St. of Wa. on Remand for Equitable Adjustment of harvest shares on stocks originating in the Bellingham/Samish Bays Region of Origin. Phase I. Service attached. Sub#86-7.
Nov. 8	10402	DECISION NUNC PRO TUNC - REC re Prelim Injunc 8/29/86: the Makah Tribe is enjoined from engaging in Commercial and C & S fishing in Coho & Chinook in Areas 1,2,3,4 through 10/31/86; the Makah Tribe is enjoined from engaging in Troll and C & S fishing in Area 4b through 10/31/86; the injunc re C & S fishing is iss w/out prej to the Makah Tribe's petitioning the US Mag. for relief from this aspect and the Mag. to make a recommended decision to Ct. for review. (ent & mld 11/10/86) Phase I. Sub # 86-4
"	10403	ORDER - REC that parties appear on Monday 11/17/86 in Seattle at 10:00 a.m. for hearing and status conference re alternative dispute resolution in Sub#86-5. (Ent & mld 11/10/86)
"	10404	ORDER - REC that Ct. will hear argument re Mtn. for Reconsideration Sub #86-4 Monday 11/17/86 in Seattle at 10:00 a.m. (Ent & mld 11/10/86)
"	10405	JOINDER - Suquamish Tribe in Response and Cross Request for Determination of Makah & Tulalip Tribes concerning South Sound Allocation. Phase I. Sub #86-5. Service attached.
Nov 10	10406	MOTION - Tulalip Tribe for TRO and for Reference to Sp. Master re Area 9. Sub#86-8
"	10407	MEMORANDUM - Tulalip's in support of Mtn. for TRO. Sub#86-8
"	--	Lodged Proposed Affidavit of Kit Rawson. Sub#86-8.
"	--	Lodged Proposed TRO. Sub#86-8.
"	10408	AFFIDAVIT OF SERVICE. Sub#86-8
Nov 13	10409	REGULATION - Makah's re Off-Reservation Steelhead. #86/87-29
"	10410	PROPOSED LIST OF ISSUES FOR MEDIATION - Lummi's. Phase I.
"	10411	NOTICE OF PARICIPATION - Suquamish Tribe. Phase I. Sub#86-8.
"	10412	AFFIDAVIT - of Randy Hatch. Sub#86-8. Personal service affidavit attached.
"	10413	CERTIFICATE OF SERVICE
"	10414	AFFIDAVIT OF SERVICE - St. Of Wa. w/ copy of letter to REC stating TRO not necessary at this time. Phase I. Sub#86-6.
"	10415	MEMORANDUM - Quileute Tribe's in opposition to Mtn. for TRO. Sub#86-6
"	--	Lodged order denying TRO. Sub#86-6.
"	10416	CERTIFICATE OF SERVICE
"	10417	SUPPLEMENTAL MENORANDUM -makah Tribe's re Mtn. for Reconsideration. Phase I. Sub#86-4. Service attached.
Nov. 17	10418	INITIAL RESPONSE - USA to Makah & Tulalip Tribes' Cross RFD. Phase I Sub#86-5. Serv
Nov 18	10419	INTERMIN STATUS REPORT - Klallam, Skokomish, Puyallup, Muckleshoot, Swinomish, Makah, Tulalip, Nisqually, Squaxin Island, Lummi, Suquamish, Quinalt Tribes. Phase I. Sub#86-5. Service attached.
Nov 19	10420	MOTION AND ORDER - by WHO for William H. Rodgers, Jr. to withdraw as attorney for the Puyallup Tribe is GRANTED. Phase II. C to C, WHO. (Ent 11/19/86)
"	10421	ORDER - by WHO that proceedings on the environmental issue in Phase II of 9213 are stayed for eighteen months. Phase II. C to C, WHO (Ent 11/19/86). np

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Nov 21	10422	NOTICE OF APPEARANCE and participation-Lummi Tribe. Phase I. Sub#86-8. Serv.	
Nov 29	10423	REGULATION - of Point No Point Treaty Council re In-Common Winter Steelhead. #86-65. Service attached.	
"	10425	REGULATION - of Port Gamble Klallam Tribe re Winter Steelhead. #86-03. Serv.	
Dec 1	10426	SECOND STATUS REPORT - Klallam, Skokomish, Puyallup, Muckleshoot, Swinomish, Makah, Tulalip, Nisqually, Squaxin Island, Lummi, Suquamish, Quinalt Tribes. Phase I. Sub#86-5. Service attached.	
Dec 5	10427	RESPONSE - Quinault's to North-South Sound Treaty Allocation RFD. Sub#86-5. Serv.	
Dec 6	10428	REGULATIONS - of Skokomish Tribe re 1986-87 Steelhead. #86-22. Service.	
Dec 8	10429	ORDER - REC that presentation of agreed proposed order due 12/12/86 per request of parties to Second Status Report; status conference 12/30/86 at 10:00 a.m. Seattle, Phase I. Sub#86-5. (Ent & mld 12/8/86)	
"	10430	RESPONSE & CROSS REQUEST - Lummi Tribe re South Sound Allocation. Service. Sub#86-5	
Dec 9	10431	RESPONSE- Swinomish Tribe's to North-South Sound Treaty Allocation RFD. Sub#86-5 Service attached.	
Dec 10	10432	REGULATIONS - of Lower Elwha Klallam Tribe re Steelhead. #86-18. Service	
"	10433	NOTICE OF APPEARANCE and participation - by Klallam and Skokomish Tribes. Sub#83-9 Service attached	
"	10434	NOTICE OF APPEARANCE and participation - by Klallam and Skokomish Tribes. Sub#86-8 Service attached.	
"	10435	RESPONSE - of Point No Point (Klallam and Skokomish) Tribes to Southern Tribes' RFD and Cross-Request for Determination. Sub#86-5. Service attached.	
Dec. 11	10436	NOTE FOR MOTION CALENDAR - Makah Tribes that Motion for Reconsideration will be heard at 10:00 a.m. December 30, 1986. Sub#86-4. Service.	
Dec 12	10437	NOTICE OF APPEARANCE and participation- of Harry Johnsen for Lummi Tribe. Sub#86-7. Service attached.	
Dec 15	10438	MEMORANDUM - Lummi Tribe's re Second Status Report consideration of which will be presented by 1/16/87. Sub#86-5.	
"	10439	RESPONSE - Yakima Nation's to North South Sound Allocation RFD. Sub#86-5. Serv.	
Dec 17	10440	RESPONSE - Lummi Tribe's re Point No Point Tribes' Cross RFD. Sub#86-5. Serv.	
"	10441	REQUEST FOR DETERMINATION - Quileute Tribe's re steelhead. Phase I. Sub#86-9.	
"	10442	NOTICE - Quileute's of Tel. Conference Hearing 12/23/86 at 1:00p.m. Sub#86-9	
"	10443	MOTION - Quileute's to shorten time for reponse to RFD to 12/22/86 at 12:00 noon.	
"	10444	Lodged order shortening time.	
"	10444	NOTICE of dep - Quileute's of Dr. Gilbert Pauley 12/23/86 at 9:00 a.m. Seattle. #86	
"	10445	Copy of letter to Judge Coyle from cnsl for Quileute re preceding documents.	
"	10445	CERTIFICATE OF SERVICE. Sub#86-9.	
Dec 18	10446	CERTIFICATE OF SERVICE - documents #10441-10445 by Federal Express to REC. Sub#86-9	
"	10447	MOTION -USA for partial dismissal of Point No Point Tribes' Cross RFD. Serv. #86-5.	
"	10448	SUPPLEMENTAL MEMORANDUM - USA re mtn for reconsideration. Sub#86-4.	
"	10449	SUPPLEMENTAL CASE CITATION - USA. Sub#86-4. Service attached	

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DATE	NR.	PROCEEDINGS
<u>1986</u>		
Dec. 19	10450	STIPULATION AND JOINT MOTION - Point No Point Tribes, Puyallup, Mückleshoot, Nisqually, Squaxin Island, Quinalt, Makah, Tulalip Tribes' for order approving and implementing mediation procedures. Order attached. Sub#86-5.
"	10451	NOTE for motion calendar- 1/9/87. Sub#86-5. Service.
Dec 20	--	Received copy of letter from Quileutes and St. of Wa. to REC re interim agreement. Sub#86-9. Agreement attached.
Dec 22	10452	CERTIFICATE OF SERVICE - Makah Tribe's of #10450-1 on Stillaguamish, Sauk-Suiattle, Upper Skagit, Nooksack tribes.
Dec 23	10453	AMENDED NOTICE of dep- Quileute's of Dr. Gilbert Pauley 1/15/87 at 9:00 a.m. in Seattle, Sub#86-9. Service.
Dec 23	10454	NOTICE OF WITHDRAWAL and substitution of counsel - Dennis Reynolds for Joseph Mijich & John World for Purse Seine Vessel Owners Assoc. #86-7. Service.
"	10455	REQUEST & MOTION - Puget Sound Gillnetters/Purse Seine Vessel Owners Assoc. to appear as Amicus Curiae. Sub#86-7. Service.
"	--	Lodged order granting request of Puget Sound Gillnetters et al.
"	10456	REQUEST -Makah & Tulalip Tribes'for service of all TWX messages and notice of change of TWX address. Phase I. Service.
Dec 24	10455a	MOTION - Puget Sound Gillnetters' to shorten time to hear mtn to appear as amicus curiae. Noted 12/30/86. Sub#86-7
"	--	Lodged order shortening time. Sub#86-7
"	10456a	AFFIDAVIT OF SERVICE. Sub#86-7
"	10457	MINUTE ORDER - the status conference set for 12/30/86 has been postponed until further notice. (Ent & mld 12/24/86).
"	10458	MOTION - Tulalip Tribe's for TRO re Lummi Steelhead in Area 8S. Sub#86-10.
"	10459	MEMORANDUM - Tulalip Tribe's in support of mtn for TRO. Sub#86-10
"	10460	AFFIDAVIT - of Kit Rawson. Sub#86-10
"	--	Lodged proposed TRO.
"	10461	CERTIFICATE OF SERVICE. Sub#86-10.
Dec 30	10462	NOTICE OF PARTICIPATION - of St. of Wa., Daniel W. Wyckoff, AAG. Sub#86-9. Serv.
"	10463	RESPONSE - ST. of WA. Dept. of Fish & Game to RFD and Cross- Request for RFD. Sub#86-5. Service.
"	10464	AFFIDAVIT - of Wm. Wilkerson re Makah mtn for reconsideration. Sub#86-4. Service.
<u>1987</u>		
Jan 5	10465	NOTICE OF APPEARANCE and participation - of Upper Skagit Tribe, Edward Maloney, #
"	10466	RESPONSE - Upper Skagit Tribe to stip & joint mtn for order approving mediation procedures. Sub#86-5.
"	10467	MOTION - Upper Skagit Tribe for enlargement of time to respond to pleadings. Noted 1/23/87. Sub#86-5
"	--	Lodged order granting enlargement of time. Sub#86-5.
"	10468	CERTIFICATE OF SERVICE. Sub#86-5.
"	10469	NOTICE OF APPEARANCE and participation - of Makah & Tulalip Tribes.#86-7. Se
Jan 6	10470	RESPONSE - Lummi Tribe's to mtn for order approving and implementing mediation procedures. Sub#86-5. Service.

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DATE	NR.	PROCEEDINGS
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<u>1987</u>		
Jan. 8	10471	ORDER - the deposition of Dr. Gilbert Pauley set for 1/15/87 at 9:00 a.m. is vacated subject to resetting. A hearing on the matter of the taking of the deposition is set for 1/14/87 at 2:00 p.m. Seattle, (Ent & mld 1/8/87) Sub#86-9 Phase I.
"	10472	ORDER - Hearing on #86-2 through #86-10 is set for 1/15/87 at 10:00 a.m., Seattle (ent & mld 1/8/87) Phase I.
Jan 9	10473	ORDER - Upper Skagit Tribe's mtn for enlargement of time to respond to pleadings is granted. (Ent mld 1/9/87) Sub#86-5.
"	10474	FAB REPORT #86-514, 8/11/86.
"	10475	FAB REPORT #86-6 - 8/19/86.
Jan. 10	10476	RESPONSE - US to Lummi Cross RFD. Sub#86-5. Service attached.
Jan 13	10477	CONCURRENCE - Suquamish & Swinomish Tribes' - in stipulation and joint mtn. for proposed order approving and implementing mediation procedures. Alternate proposed order attached. Sub#86-5.
"	10478	CERTIFICATE OF SERVICE.
"	10479	STATUS REPORT - Phillip Katzen for Tribes re all proceedings in Phase I. Serv.
Jan. 14	10480	ERRATA SHEET - US to response to Lummi Cross RFD. Sub#86-5. Service.
"	10481	RESPONSE - USA to Quileute Tribe's RFD. Sub#86-9. Service.
"	10482	MINUTES - Proceeding of hearing on taking of deposition of Dr. Gilbert Pauley. CR: Joe Roth. Ct. orders order vacating taking of deposition to stand; briefs due w/in 30 days. Parties to submit proposed schedule for further proceedings 1/15/87. Sub#86-9. cc: cnsl.
Jan. 15	10483	JUDGMENT - entered against the St. of Wa, Dept. of Game et al. in accordance with Orders of 5/10/84 & 12/13/85 (Docket #s 9743 & 10213) (Ent & mld 1/16/87)
"	10484	SATISFACTION OF JUDGMENT. - Sub#83-1.
"	10485	MINUTES - Proceedings of hearing b4 REC. CR: Marilyn Denker. #75-1 the Court orders the parties to report on the status of the case on or b4 3/2/87. #79-1 the Court requests the parties to advise the Court of the status by 3/2/87. #81-2 the Court schedules a status conference 3/20/87 at 10:00 a.m. #83-2 see #86-9 St. of Wa. answer due 1/19/87; responses due 2/13/87; reply due 2/20/87; status conference b4 JLW 2/27/87 at 10:00 a.m. #83-3 see #75-1. #83-4 stayed until #83-3 resolved. #83-5 stayed. #83-6 the Court orders the parties to report on the status of settlement proceedings w/in 60 days. #83-9 the Court schedules a status conference 3/20/87 at 10:00 a.m. #84-1 the Court dismisses the action w/out prejudice. #85-1 matters referred to JLW; status conference scheduled 1/26/87 at 9:30 a.m. #86-2 responses due w/in 30 days; status conference b4 JLW 3/2/87 at 9:30 a.m. #86-3 responses to US mtn to dismiss due 3/30/87; US reply due w/in 20 days. #86-4 Makah mtn for reconsideration stands submitted. #86-5 the Court orders the parties to report on the status of mediation proceedings on or b4 2/23/87; status conference 3/20/87 at 10:00 a.m. #86-6 action is dismissed. #86-7 status conference b4 JLW is scheduled 1/26/87 at 9:30 a.m. the Court orders Dennis Reynolds to serve allecnsl with request to appear as Amicus Curiae. #86-8 the Court schedules a status conference 3/20/87.

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<u>1987</u>		
Jan. 15	10485	#86-9 see schedule at #83-2. #86-10 the Court schedules a status conference 3/20/87 at 10:00 a.m. General: the Court requests Phillip Katzen & Joanne Foster to prepare a comprehensive service list with specific info on atty participation. ( mld 1/16/87)
	cont.	
Jan 21	10486	RESPONSE - St. of Wa. to Quileute Tribe's RFD re steelhead fishery. Sub#86-9. Service.
"	--	Lodged motion and order by John Howard Bell to withdraw as atty for Puyallup Tribe which will be rep. by Annette Klapstein. Phase I.
"	--	Lodged motion and order by John Howard Bell to withdraw as atty for Puyallup Tribe which will be rep. by Annette Klapstein. Phase II.
"	10487	CERTIFICATE OF SERVICE
Jan 22	10488	RESPONSE - Puyallup Tribe's to Cross RFDs. Sub#86-5. Service.
Jan 23	10489	MOTION - Upper Skagit Tribe's for more definite statement; memorandum in support of motion. Sub#86-5.
"	--	Lodged order granting motion for more definite statement. Sub#86-5
Jan 24	10490	FAB 86-9
"	10491	NOTICE - Upper Skagit Tribe's of Cross RFD. Sub#86-5.
"	10492	RESPONSE & COUNTER/CROSS REQUEST - Upper Skagit Tribe's re certain tribes' requests and cross requests for determination. Sub#86-5. Service.
Jan 26	10493	RESPONSE- Muckleshoot Tribe's to counter and cross requests for determination by Lummi, Tulalip, Makah, Swinomish, Suquamish & Point No Point Tribes. Sub#86-5. Service.
"	10494	RESPONSE - Suquamish Tribe's to cross and counter requests for determination. Sub#86-5. Service.
"	10495	SUPPLEMENTAL RESPONSE - Point no Point Tribes' to RFDs. Sub#86-5. Service.
"	10496	MINUTES - status conference b4 JLW. Obj. to referral to a Sp. Master due w/in 7 days. Ct. schedules pretrial proceedings according to Rule 16 discovery to be completed and motions filed 3/12/87; Suqamish pretri statement served 4/28/87; other parties pretrial statements served 5 joint pretrial order due 5/27/87. Sub#85-1. cc.to cnsl.
"	10497	MINUTES - status conference b4 JLW. Boundary dispute to be determined b4 furthe proceedings. Pretrial proceedings according to Rule 16 as follows: discovery completion 3/3/87; joint proposed pretrial order due 3/27/ Status conference set 3/31/87 at 1:30 p.m. b4 JLW. Trial will commen 4/6/87 at 9:00 a.m. b4 JLW Rm. 102 US Courthouse. Sub#86-7. cc to c
Jan 27	10498	RESPONSE- Hoh & Quileute Tribes' to North-South Sound RFD. Sub#86-5. Service.
"	10499	RESPONSE - Nisqually, Squaxin Island, Hoh & Quileute Tribes' to other tribes cross requests for determination. Sub#86-5. Service.
"	10500	AFFIDAVIT OF SERVICE - of Stipulation & Joint Motion for order approving and implementing mediation procedures #10450 on Stillaguamish, Sauk-Suiattle, Upper Skagit, Nooksack Tribes. Sub#86-5. Service.
"	10501	TRANSCRIPT - of proceedings b4 REC 1/14/87.
Jan 28	10502	RESPONSE - Quinault Nation's to cross RFDS. Sub#86-5. Service.
"	10503	RESPONSE - Lummi Tribe's to St. of Wa. RFD re Bellingham/Samish Bays Region. Sub#86-7. Service.
"	10504	ORDER - WHO that John Howard Bell may withdraw as atty for Puyallup Tribe which will now be represented by Annette Klapstein. Papers re atty fees shd be served on J.H.Bell at 813 K. St., Tacoma, WA 98405 Phases II. cc to cnsl.

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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Jan 30	10505	CERTIFICATE OF SERVICE - Gillnetters & Purse Seine Vessel Owners' of corrected p.3 of motion to appear as amicus curiae. Docket # 10455. Sub#86-7. Attachment.
Jan 31	10506	RESPONSE - Swinomish Tribe to cross RFDs. Sub#86-5. Service.
Feb 2	10507	STATEMENT - Muckleshoot Tribe's of nonopposition to referral of subproceeding to Sp. master. Sub#85-1. Service.
Feb 4	10508	STIPULATED PRE-TRIAL PROCEEDING -St. of Wa., USA, Makah, Tulalip, Quileute, Hoh, and 13 Tribes' so ordered by JLW: responses due 2/13/87; completion of discovery by 3/27/87; status conf. w/ JLW 4/9/87 at 1:30 p.m., submission of pre-trial order 4/14/87; all pre-trial briefs due 5/1/87; reply briefs due 5/11/87; trial to be scheduled by the Court. cc. to cnsl. Sub#86-9.
"	10509	MINUTE ENTRY - the status conference in Sub#86-9 scheduled for 2/27/87 is cancelled. Status conference in Sub#83-2 is set for 2/27/87. cc to cnsl.
Feb 5	---	Lodged - Second Order awarding attys fees and costs. Sub#80-2.
"	10510	THIRD REPORT AND RECOMMENDATION - JLW on Phase I Atty-Fees. Sub#80-2. cc.to cnsl.
Feb. 6	10511	STATEMENT -USA of nonoppostion to referral of subproceeding to Sp. Master. Sub#85-1 Service.
"	10512	MOTION - USA to dismiss portions of Upper Skagit Tribe's counter and cross-requests Sub#86-5. Service.
Feb 7	10513	RESPONSE- Nisqually, Hoh and Quileute Tribes' to request and mtn. of Puget Sound Gillnetters/Purse Seine Vessel Owners Assoc. to appear as amicus curiae. Sub#86-7. Service.
"	10514	RESPONSE - Nisqually, Squaxin Island, Hoh and Quileute Tribes' to counter and cross RFDs of Upper Skagit Tribe. Sub#86-5. Service.
"	10515	MEMORANDUM - Nisqually, Squaxin Tribes' in opposition to mtn. of Upper Skagit Tribe for more definite statement. Sub#86-5. Service,
"	10516	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Fisheries, Com. Wa. St. Dept. of Fisheries re; Puget Sound Summer Fall Chinook forecasts & mgmt recommendations. Janury 1987. Service.
Feb 9	10517	RESPONSE - Muckleshoot Indian Tribe's to Upper Skagit Tribe's mtn. for more definite statement. Sub#86-5. Service.
Feb 11	10518	MEMORANDUM - Quileute, Hoh, Nisqually, Quinault, and 13 Tribes re: status of technical advisor. Sub#86-9. Service
"	10519	RESPONSE - Tribal to Tulalip RFD re:Steelhead Mgmt. Plan. Sub#86-2. Service.
"	10520	RESPONSE - Tribal to Quileute Request re: Steelhead Fisheries. Sub#86-9. Service.
"	10521	CERTIFICATE OF SERVICE.
Feb 12	10522	OBJECTIONS - Suquamish Tribe's to reference to non- magistrate Sp. Master Sub#85-1.
"	10523	AFFIDAVIT - of counsel in support of objections. Sub#85-1. Service.
Feb 13	10524	RESPONSE - Makah & Tulalip Tribes' to Quileute Reqest re: Steelhead Fisheries. Sub#86-9. Service.
"	10525	MEMORANDUM - Makah & Tulalip Tribes' re: status of technical advisor. Sub#86-9. Serv

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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Feb 14	10526	JOINDER - Lummi Tribe's in Tribal Response to Quileute Request re: Steelhead Fisheries. # 10520. Sub# 86-9. Service.
"	10527	RESPONSE - Puyallup Tribe's to counter and cross RFDs of Upper Skagit Tribe. Sub#86-5. Service.
"	10528	RESPONSE - Puyallup Tribe's to Tulalip RFD. Sub#86-2. Service.
"	10529	RESPONSE - Puyallup Tribe's to Quileute RFD. Sub#86-9. Service.
"	10530	RESPONSE - St. of Wa. Dept. of Game to Tulalip RFD re Steelhead Mgmt. Plan and Mtn. for Summary Dismissal. Sub#86-2. Service.
"	10531	MEMORANDUM - St. of Wa. in opposition to deposition of court's technical advisor Sub#86-9. Service.
"	10532	OBJECTIONS - St. of Wa. to Third R & R on Phase I Atty Fees. Attachments. Sub#80-2. Service.
Feb 17	10533	SUPPLEMENTAL RESPONSE and affirmative defense - Yakima Nation's to North- South Sound Treaty Allocation RFD. Sub#86-5. Service.
Feb 18	10534	TRANSCRIPT - of proceedings b4 REC 1/15/87.
Feb 19	10535	RESPONSE - Quinault Nation's to Quileute Request re: Steelhead Fisheries. Sub#86-5. Service.
Feb 19	10536	MOTION - Lummi Tribe's to disqualify counsel for amicus curiae. Noted 3/6/87. Sub#86-7. Service.
"	10537	MEMORANDUM OF AUTHORITIES - in support of mtn. to disqualify. Sub#86-7. Service.
Feb 26	10538	STATUS REPORT - Quinault Nation's re: Willapa Bay RFD and notice of voluntary dismissal pursuant to Rule 41(a)(1). Sub#75-1. Service.
"	10539	MOTION - Hoh, Quileute, Nisqually Tribes' to disqualify counsel for amicus curiae. Noted 3/6/87. Sub#86-7.
"	10540	JOINDER - Hoh, Quileute, Nisqually Tribes' in memorandum of authorities in support of mtn. to disqualify. Sub#86-7.
"	10541	CERTIFICATE OF SERVICE - of motion an joinder. Sub#86-7.
"	10542	MEMORANDUM - USA on status of Court's technical advisor. Sub#86-9. Service.
"	10543	REPORT - USA re: status of funding request. Sub#86-5. Service.
"	10544	NOTICE OF CHANGE OF ADDRESS - Mason Morisset, cnsl. for Makah & Tulalip Tribes. Phase I. Service.
Feb 27	10545	REPORT TO THE COURT - Stillaguamish Tribe's re the dismissal of Sub#79-1. Serv.
"	10546	JOINDER - 13 Tribes' in Lummi mtn. to disqualify counsel for amicus curiae. Sub#86-7. Service.
"	10547	NOTICE OF MOTION - St. of Wa. re objection to Mag. R & R. Noted 3/20/87. Sub#80-2. Service.
Mar 2	10548	STIPULATION OF DISMISSAL w/out prejudice - Quileute, Tulalip, Quinault Tribes', Jamestown Band-Clallam, Lower Elwha, Muckleshoot, Nisqually, Nooksack, Port Gamble Band-Clallam, Samish, Sauk-Suiattle, Skokomish, Snohomish, Snoqualmie, Squaxin Island, Steilacoom, Stillaguamish, Suquamish, Upper Skagit and Swinomish Tribes" USA & St. of Wa. Sub#83-2. cc. to cnsl.
"	10549	JOINDER - Yakima Nation's in memo of authorities to disqualify cnsl. for amicus curiae. Sub#86-7. Service.
"	10550	MEMORANDUM - Patrick Presentin in opposition to mtn. to disqualify cnsl. Sub#86-7.
"	10551	AFFIDAVIT - Dennis Reynolds in opposition to mtn to disqualify cnsl. Sub#86-7.
:	10552	CERTIFICATE OF SERVICE.

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DATE	NR.	PROCEEDINGS
1987		
Mar 3	10553	STATUS REPORT - Shoalwater Bay and Chehalis Tribes'. Sub#83-3. Service.
"	10554	MINUTES - status conference b4 JLW 3/2/87. Sub#83-2 Counsel submits stipulation to dismiss. Sub#86-9. Ct. sets revised pretrial schedule: discovery to be completed by 4/17/87; proposed PTO due 5/1/87; status conference b4 JLW 9:30 a.m. 5/6/87; pretrial briefs due 5/20/87; replies due 6/1/87. Sub#86-2. Ct. directs St. of Wa. to submit response to Tribes' replies by 3/16/87. Pretrial schedule set as follows: discovery to be completed 5/15/87, proposed PTO due 6/19/87; conference b4 JLW 9:30 a.m. 6/30/87; pretrial briefs due 7/21/87; replies due 8/4/87. Trial dates for both actions to be determined at a later date. Cnsl Hvalsoe to prepare orders re schedules. cc to cnsl.
"	10555	ORDER - JLW sets pretrial schedule as follows: completion of discovery 4/17/87; submission of PTO 5/1/87; status conference w/ JLW 5/6/87 at 9:30a.m.; pretrial briefs due 5/20/87; reply briefs due 5/20/87; tentative trial date June 11-12/87. (Ent & mld 3/3/87) Sub#86-9
"	10556	ORDER - JLW sets pretrial schedule as follows: response by State of Wa. to revised RFD due 3/16/87; completion of discovery 5/15/87; submission of pretrial order 6/19/87; status conference w/ JLW 6/30/87 at 9:30 a.m.; pretrial briefs due 7/21/87; reply briefs due 8/4/87; tentative trial date 8/31/87 - 9/4/87. (Ent & mld 3/3/87) Sub#86-2.
Mar 5	10557	AFFIDAVIT - of Wm. Wyckoff in response to mtn to disqualify cnsl as amicus curiae. Sub#86-7. Service
"	10558	REPLY MEMORANDUM - Lummi Tribe re mtn to disqualify cnsl for amicus curiae. Sub#86-7. Service.
"	10559	AFFIDAVIT - of Harry L. Johnsen. Sub#86-7. Service.
Mar 7	10560	JOINT REPORT - by Puget Sound Tribes, NW Indian Fisheries Commission, Wa. Dept. of Fisheries re: 1986 Puget Sound Coho Salmon forecasts and mgmt. recommendations. January 1987. Service.
Mar 9	10561	REGULATION - Makah Tribe re: fishing off-reservation#87/88-1. Service.
Mar 10	10562	REPLY MEMORANDUM - Tribes' re: Technical Advisor Status. Sub#86-9. Service.
Mar 11	10563	MOTION - St. of Wa. for TRO and Prelim. Injunc. re: Quillayute Steelhead Harvest Mgmt. Sub#87-1.
"	10564	AFFIDAVIT - of Robert G. Gibbons. Sub#87-1.
"	10565	AFFIDAVIT - of James R. Nielsen. Sub#87-1.
"	10566	AFFIDAVIT OF SERVICE. Sub#87-1.
Mar 12	10567	REGULATION - Makah Tribe re: off-reservation halibut fishing. #87/88-2. Service.
Mar 12	10568	MOTION - Muchleshoot Tribe's to compel discovery. Noted 3/27/87. Sub#85-1
"	10569	MEMORANDUM IN SUPPORT - Muckleshoot Tribe's. Sub#85-1. Service.
Mar 13	10570	JOINDER - Tribes' in Lummi Reply Memorandum re: disqualification motion. Sub#86-7. Service.
"	--	Lodged order re consolidation w/ C83-117T and proposed trial schedule. Sub#83-3. Service.
Mar 16	10571	REGULATIONS - Point- No- Point Treaty Council re: herring. #87-02. Service.

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1987		
Mar 17	10572	REPORT - Tribes' re: status of efforts to settle nontreaty accounting request for determination. Sub#83-6. Service,
"	10573	TRIBAL REPLY - re: 3rd Report on Attys Fees. Attachments. Sub#80-2. Service.
Mar 18	10574	FAB 85-2
"	10575	FAB 85-4
"	10576	FAB 86-7
"	10577	ANSWER & COUNTER-REQUESTS - Wa. St. Dept. of Game to Tribal responses to RFD. Sub#86-2. Service.
"	10578	REPORT - USA re: status of settlement efforts. Sub#83-6. Service.
Mar 19	10579	ORDER - from CCA that appellant's mtn. to voluntarily dismiss appeal 83-4265 w/out prej. to reinstatement w/in 60 days of issuance of mandate in 85-3908 is granted. Cert. cpy of order to act as mandate. (Ent & mld 3/1 Phase II.
"	---	ENT - status conferences scheduled for 3/20/87 are continued to 4/7/87 at 9:00 a.m. b4 JLW. Sub#s81-2,83-9,86-5, 86-8, 86-10. cc. memo to cnsl.
Mar 25	10580	NOTICE OF DEP - Jack Wayland, Wa. Dept. of Game 4/2/87 at 9:30 a.m. in Olympia. Quileute Tribe inst. No iss. Sub#86-9. Service.
"	10581	NOTICE OF DEP- James R. Nielsen, Wa. Dept. of Game 4/2/87 at 11:30 a.m. in Olympia. Quileute inst. No iss. Sub#86-9. Service.
Mar 26	10582	REPLY - St. of Wa. depts' re: objections to Magistrate's Report Phase I atty fees. Sub#80-2. Service.
"	10583	AFFIDAVIT -of Patrick E. Presentin in opposition to mtn to disqualify cnsl for amicus curiae status. Sub#86-7. Service.
Mar 28	10584	JOINDER - St. of Wa. in USA mtn. to dismiss. Sub#86-3. Service.
Mar 31	---	ENT - status conference scheduled for 3/31/87 is continued to 4/7/87 b4 JLW. Sub#86-7. cc: memo to cnsl.
Apr 1	10585	ORDER - REC that the Tribes may have until 4/17/87 to file a <u>short</u> response to the State's reply re attys' fees. Sub#80-2. cc. to cnsl.
Apr 3	10586	REGULATION -Point No. Point Treaty Council re: in-common halibut. #87-03. Service.
Apr 4	10587	NOTICE OF DEPOSITION - of Robert Gibbons at 9:30 a.m. 4/13/87 in Olympia. Pltf Quileute inst. No iss. Service. Sub#86-9/
Apr 7	10588	MOTION & AFFIDAVIT of Daniel Raas - for voluntary dismissal under FR 41(a). Motion submitted by all parties. Sub#86-3. Service.
"	---	Lodged order granting voluntary dismissal.
"	---	Lodged order adopting procedure for mediation of Quinault Treaty Area - Makah Dispute. Sub#83-9.
Apr 9	10589	REGULATION - Suquamish Tribe #87-1
Apr 9C	10590	MINUTES OF STATUS CONFERENCES b4 JLW 4/7/87. Sub#81-2. The Court continues the stay Sub#83-9 - The Court directs cnsl to submit responses to the proposed mediation order by 4/17/87. Sub#86-2 - mtns due 5/18/87; after meeting to determine mgmt issues for FAB; responses due 6/8/87; Richard Reich to prepare order re pretrial dates; hearing on mtns 9:00 a.m. 7/9/87, Rm. 102. Sub#86-3 - mtn for voluntary dismissal filed. Sub#86-5 - the Court order cnsl to submit three orders: names of acceptable mediators; description of funding mechanism; definition of characteristics of mediation. Sub#86-7 - George Dysart replaced by Sally Gustafson as cnsl for USA. The Court sets pretrial schedule; discovery cutoff 5/6/87; proposed pretrial order due 5/27/87; pretrial conference 6/5/87 at 10:00a.m. trial to commence at 9:00 a.m. 8/3/87. Sub#s 86-8 & 10 - cnsl will file

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1987				
April 9	10590	motions for dismissals w/out prejudice. The Court directs Joanne Foster and Phillip Katzen to file proposed order re Service List by 4/17/87. Objections due 5/1/87.		
April 10	10591	NOTICE OF APPEARANCE - Harold Chesnin of Mc Donald, Hoague & Bayliss as co-counsel w/ Edward Maloney for Upper Skagit Tribe. Sub#86-5.		
Apr 11	10592	REGULATIONS - Point No Point Council in-common re troll. #87-04. Service.		
Apr 15	10593	JOINT REPORT - Puget Sound Indian Tribes, NW Indian Fisheries Com., Wa. Dept. of Fisheries re:1986 Puget Sand Chum Salmon forecasts and mgmt recommendatio January 1987. Service.		
"	10594	FISHING REGULATION - Makah re Off-Reservation. #87/88-4. Service		
Apr 17	10595	RESPONSE - Klallam Tribes' to proposed order adopting procedure for mediation. Amended order attached. Sub#83-9. Service.		
Apr 18	10596	NOTICE OF DEP - of Leroy Middleton 4/23/87 at 10:00a.m. Edmonds. Lummi Tribe inst. No iss. Service.Sub#86-7		
Apr 20	--	Lodged proposed order re Service List. Phase I.		
Apr 21	10597	FAB #86-8		
"	10598	FAB #86-12		
Apr 22	10599	OBJECTIONS - Suquamish, Swinomish, Upper Skagit Tribes' to proposed order for mediation. Sub#83-9. Service.		
"	--	Lodged - USA request for ext. of time to file response to proposed order for mediation. Sub#83-9.		
"	10600	ORDER - JLW granting ext of time for USA to file response. cc; cnsl. Sub#83-9		
"	10601	RESPONSE - USA to proposed order adopting mediation procedure. Sub#83-9. Service.		
"	10602	MGMT PLAN - Swinomish, Lummi, Suquamish, Nooksack Tribes' & Dept. of Fisheries re 1987 herring sac-roe. Service.		
Apr 24	10603	CERTIFICATE OF SERVICE - Proposed Order re Service. Phase I.		
"	10604	COMMENTS - USA re proposed Master Service List. Phase I. Service.		
Apr 25	10605	RESPONSE - Puyallup Tribe's to proposed mediation order. Sub#83-9. Service		
"	10606	REQUEST - Yakima Nation's for ext. of time for filing comments on proposed mediation order. Sub#83-9. Service.		
Apr 27	10607	ADDENDUM - to Mgmt Plan on 1987 sac roe herring for a developmental spawn on kelp fishery. Service.		
Apr 29	10608	CERTIFICATE OF PERSONAL SERVICE - on D. Wyckoff, AAG of Quileute Tribe's First Request for Discovery on 3/9/87. Sub#86-9.		
"	10609	CERTIFICATE OF PERSONAL SERVICE - on T. Carr, AAG of Quileute Tribe's First Request for Discovery. 4/1/87. Sub#86-9.		
"	10610	REGULATION - Maka re Off-Reservation. #87/88-5. Service.		
Apr 30	10611	COMMENTS - Tulalip Tribe's re Master Service List. Phase I. Service.		
May 4	10612	COMMENTS - Lummi Tribe's re Master Service List. Phase I. Service. (Misdeldivered to Bankruptcy Court 5/1/87).		
May 5	10613	MOTION FOR DISMISSAL w/out prej. - Tulalip Tribe's. Noted May 29, 1987. Sub#86-8. Service.		
"	--	Lodged order of dismissal.		
"	10614	MOTION FRO DISMISSAL w/out prej. - Tulalip Tribe's. Noted May 29, 1987. Sub#86-10. Service.		
"	--	Lodged order of dismissal		



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May 6	--	Lodged agreed order of Quinault, Hoh & Quileute Tribes' re 1987 Quinault Treaty area ocean invitational fishery. Sub#81-2. Service.
May 7	10614	ORDER - JLW re Revised Pre-trial Schedule: Tribe & State report to Court by 6/15/87 re settlement negotiations; if not resolved pre-trial order due 7/16/87; pre-trial conference w/ JLW 7/20/87 at 1:30 p.m. Sub#86-9. cc: cns1.
May 8	10615	SUBSTITUTION OF COUNSEL- Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#81-2. Service.
"	10616	SUBSTITUTION OF COUNSEL - Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#83-9. Service.
"	10617	SUBSTITUTION OF OCUNSEL - Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#86-4. Service.
"	10618	SUBSTITUTION OF COUNSEL - Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#86-5. Service.
"	10619	SUBSTITUTION OF COUNSEL - Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#86-7. Service.
"	10620	SUBSTITUTION OF COUNSEL -Alvin Zionitz for Mason Morisset for Makah Tribe. Sub#86-9. Service.
May 12	10621	ORDER SETTING HEARING - JLW. REC will conduct a hearing on 5/21/87 at 10:00 a.m. Seattle. The agenda will include #83-9, #86-8, #86-10, #87-1 & Service List Procedure. The Court proposes to dismiss C81-630T & C81-838. (Ent & mld 5/12/87). Phase I. cc C81-630T & c81-836.
May 18	--	Lodged - Tulalip Tribe's order adopting procedure for mediation of North/South Sound allocation proceding and certain post-mediation and trial procedur Sub#86-5. Service.
May 19	10622	RESPONSE- Foster & Katzen re comments re proposed Service List.
"	--	Lodged - order re Service List. Service.
"	10623	MOTION - Tribes' for partial SJ re "Block of Fish." Noted 5/12/87. Sub#86-2.
"	10624	MEMORANDUM - Tribal in support of mtn.for partial SJ. Sub#86-2.
"	10625	AFFIDAVIT - Robert A. Hayman re Puget Sound Steelhead Mgmt. Sub#86-2.
"	10626	CERTIFICATE OF SERVICE.
May 20	10627	MOTION - St. of Wa. for leave to amend counter-request for determination. Sub#86-2.
"	10628	MOTION - St. of Wa. for referral of certain questions to the FAB. Sub#86-2. Ser
"	--	Lodged Makah, Quinault, Hoh, Quileute, Klallam Tribes' order adopting procedure for mediation of Quinault Treaty Area- Makah dispute. Sub#83-9, Service
"	10629	RESPONSE - Quinault Nation's to Tulalip RFD re Puget Sound Mgmt. Plan and Dept of Game counter-requests. Sub#86-2.
"	10630	MOTION - Tribes' for partial SJ re conservation issue. Noted 7/9/87. Sub#86-2.
"	10631	MEMORANDUM - in suport of mtn. for partial SJ. Sub#86-1.
"	10632	MOTION - Quinault Nation's to dismiss WDG request that any court approved plan apply to entire case area. Noted 7/9/87. Sub#86-2.
"	10633	MEMEORANDUM - in suuport of mtn. to dismiss.
"	10634	AFFIDAVIT - of James Harp. Sub#86-2.
"	10635	CERTIFICATE OF SERVICE.
"	10636	REPLY - Tulalip & Makah Tribes' to "Answer and Counter Requests of Washington Department of Game." Sub#86-2. Service.
"	10637	ORDER - REC that Sub#83-3 & C83-117T are consolidated for the limited purposes of determining what rights, if any, the Shoalwater Tribe & Chehalis Trib have to take fish free of State regulation in Chehalis River and Grays.

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May 20	10637 (cont)	Harbor systems, in Willapa Bay and the rivers and streams draining into that Bay and waters adjacent to that Bay. The parties will be bound by the litigation schedule attached as Exhibit A. The consolidated portions of the cases are referred to Magistrate Weinberg. (See order for further details). (Ent & mld 5/21/87) cc C83-117T. Sub#83-3
May 21	10638	RESPONSE - Puyallup Tribe to Tribal mt. for partial SJ re "Block of Fish." Sub#86-2. Service.
"	10639	AGREED ORDER - REC that for 1987 the Court approves a reciprocal invitational ocean fishery in which members of the Quinault Nation, the Hoh & Quileute Tribes may fish at the U & A places of each other; at the Hoh & Quileute Tribes may invite each other to fish in their areas w/in the area south of latitude 48°2'15"N. This order applies only to 1987. (Ent & mld 5/21/87) Sub#81-2.
"	10640	ORDER - REC of dismissal w/out prejudice. (Ent & mld 5/21/87) Sub#86-8
"	10641	ORDER - REC of dismissal w/out prejudice. (Ent & mld 5/21/87) Sub#86-10.
"	10642	Lodged order adopting procedure for mediation. Sub#86-5
"	--	Lodged order adopting mediator. Sub#83-9 & #86-5.
"	10642	MOTION - Makah & Tulalip Tribes for partial SJ re issue #10. Noted 5/12/87; Sub#86-2.
"	10643	MEMORANDUM - in support of mt. for SJ. Sub#86-2; Service.
"	10644	ORDER - REC of dismissal w/out prejudice. (Ent & mld 5/21/87) Sub#86-3.
"	10645	MINUTE ORDER - at the direction of the Court Sub#87-1 is dismissed w/out prejudice. (Ent & mld 5/21/87).
"	10646	MINUTE ORDER - at the direction of the Court Sub#79-1 is dismissed w/out prejudice. (Ent & mld 5/21/87).
May 22	10647	MINUTES - Hearing b4 REC 5/21/87. CR: Marcia Ferrell. The Court declares that comments on proposed mediation orders in #83-9 & 86-5 are due 6/1/87. The Court will respond by letter. Comments re the proposed Service List are due 6/1/87. The Court dismisses w/out prejudice Sub#79-1, 86-3, 86-8, 86-10, 87-1, C81-630T, & C81-836. The Court signs the Agreed Order re 1987 Quinault Treaty Area Invitational Fishery. cc: cnsl.
"	10648	ORDER - JLW adopting pretrial schedule. The previous schedule is vacated. Further responses due 5/18/87; responses to pleadings filed 5/18/87 due 6/8/87; reply briefs due 6/22/87; hearing on mtns filed 5/18/87 b4 JLW at 9:00 a.m.; end of discovery 7/24/87; proposed PTO due 8/21/87; trial briefs due 9/11/87; reply briefs due 10/2/87. Trial to be scheduled at a later date. (ent & mld 5/24/87) Sub#86-2.
"	10649	BRIEFING SCHEDULE - JLW on US mtns. to dismiss. Briefs due 6/5/87; reply due 6/15/87; the Court will then determine whether to conduct oral argument or rule w/out argument. (Ent & mld 5/24/87) Sub#86-5.
"	10650	CERTIFICATE OF SERVICE - Tulalip Tribe's of proposed order adopting mediation procedure and proposed order adopting mediator. Sub#86-5

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May 23	10651	FAB #86-11.	
"	10652	RESPONSE - Puyallup Tribe to Tribal mt. for partial SJ re "Conservation Issue." Sub#86-2. Service.	
May 27	10653	COMMENTS - of Lummi Tribe re Service List. Service	
"	10654	FAB 86-10	
May 28	10655	NOTICE OF JOINDER - Lummi Tribe's in Tribal mt. for partial SJ re Issue No. 10 Sub#86-2.	
"	10656	JOINDER - Lummi Tribe in reply of Makah & Tulalip Tribes. Sub#86-2. Service.	
May 29	10657	RESPONSE - Quileute, Hoh & Nisqually Tribes' to Tribal mt. for partial SJ re "Block of Fish." Sub#86-2.	
"	10658	RESPONSE - Quileute, Hoh & Nisqually Tribes' to reply to "Answer and Counter Requests of Washington Department of Game." Sub#86-2.	
"	10659	RESPONSE - Quileute, Hoh & Nisqually Tribes' to mt. for partial SJ re: Issue #10. Sub#86-2.	
"	10660	CERTIFICATE OF SERVICE Sub#86-2	
June 1	10661	ORDER - JLW that all briefs responding to mtns to dismiss by USA due 6/12/87; reply due 6/22/87. Court will determine whether to conduct oral argument or rule w/out arg. Sub#86-5. (Ent & mld 6/1/87)	
"	10662	COMMENTS - Point No Point Treaty Tribes' re mediation orders. Sub#s83-9,86-5. Serv.	
"	10663	COMMENTS - Yakima Nation's re proposed mediation orders. Sub#s83-9,86-5. Serv.	
June 4	10664	RESPONSE - Yakima Nation's to reply to "Answer and Counter Requests of Washington Department of Game." Sub#86-2	
"	10665	RESPONSE - Yakima Nation's to mt. for partial SJ re Issue #10. Sub#86-2.	
"	10666	RESPONSE - Yakima Nation's to Tribal mt. for partial SJ re: "Block of Fish." #86-2	
"	10667	CERTIFICATE OF SERVICE. Sub#86-2	
"	10668	REGULATION - 1987 Lower Elwha Klallam Summer/Fall Chinook. #87-01. Service. Lodged stipulation & order for modification of mediation order. Service. Sub#86-5	
June 5	--		
June 8	10669	REGULATION - Point No Point Treaty Council In-Common Summer-Fall Chinook. #87-07. Serv.	
June 9	10670	RESPONSE - Tribal to mt. for SJ re mixed stock steelhead. Sub#86-2.	
"	10671	RESPONSE - Tribal to State Answer & Counter Request. Sub#86-2.	
"	10672	RESPONSE - Tribal to State mt. for referral of certain questions to FAB. Sub#86-2.	
"	10673	CERTIFICATE OF SERVICE Sub#86-2	
June 10	10674	RESPONSE - Quinault Nation's to Tribal mt. for partial SJ re mixed stock steelhead fishing. Sub#86-2.	
"	10675	RESPONSE - Quinault Nation's to Game's mt. for referral of certain questions to FAB. Sub#86-2.	
"	10676	RESPONSE - Quinault Nation's to Tribal mt. for partial SJ re "Block of Fish." Sub#86-2.	
"	10677	CERTIFICATE OF SERVICE. Sub#86-2	
"	10678	BRIEF - Wa. Dept. of Game in response to Tribal mtns to dismiss certain Counter-Requests and in support of mt. for referral of certain questions to the FAB. Sub#86-2.	
"	10679	AFFIDAVIT - of Thomas Carr in support of mt. for referral of certain questions to the FAB. Sub#86-2.	
"	10680	CERTIFICATE OF SERVICE. Sub#86-2.	
"	10681	MEMORANDUM - Muckleshoot Tribes's re procedure for mediation. Sub#86-5. Service.	

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June/11	10682	ORDER - REC granting permission for John Howard Bell to withdraw as cnsl for Puyallup Tribe. All pleadings re atty fees will continue to be served on J. Bell. (Ent & mld 6/15/87) Phase I.
"	10683	MEMORANDUM - US on mediation order re intertribal allocations. Sub#83-9, 86-5. Service.
"	10684	CORRECTION - US to memorandum on mediation order. Sub#83-9, 86-5. Service.
"	--	Lodged PTO Sub#86-7.
June 12	10685	RESPONSE - Muckleshoot Tribe to US mtn to dismiss Cross Requests of various tribes. Sub#86-5. Service.
"	10686	MEMORANDUM - Point No Point Treaty Tribes' in opposition to US mtn for dismissal of its Cross-Request for determination. Sub#86-5. Service.
"	10687	RESPONSE - Upper Skagit Tribe's to US mtn to dismiss parts of its Counter & Cross Requests. Sub#86-5. Service.
June 13	10688	RESPONSE - Puyallup, Nisqually, Squaxin Isl, Quinault Tribes' to US mtn to dismiss Cross Requests. Sub#86-5. Service.
"	10689	RESPONSE - Tulalip, Makah, Lummi, Suquamish Tribes' in opposition to US mtn for partial dismissal. Sub#86-5. Service.
June 15	10690	MINUTE ENTRY - the hearing set for 7/9/87 is continued to 8/11/87 at 9:00 a.m. Sub#86-2. cc: cnsl
"	10691	MINUTE ENTRY - the PT conf. scheduled for 7/8/87 has been rescheduled for 9:00 a.m. 7/13/87. Sub#86-7. cc: cnsl.
June 16	10692	PRETRIAL ORDER - trial set for 8/3/87 at 9:00 a.m.; briefs due 7/29/87. Sub#86-7; cc: cnsl.
June 18	10693	ORDER - REC that the Makah Tribe Motion for Reconsideration is DENIED. Sub#86-4 (Ent & mld 6/18/86)
June 19	10694	FAB 85-2
"	10695	FAB 85-3
"	10696	FAB 85-4
"	10697	FAB 85-5
June 20	10698	REPLY MEMORANDUM - US re pretrial mtns & responses. Sub#86-2. Service.
June 22	10699	AMENDED CERTIFICATE OF SERVICE - US. Sub#83-9. 86-5/ (#10683 #10684). Service.
"	10700	MOTION - Muckleshoot Tribe's to dismiss proceedings. Noted 7/10/87. Sub#85-1. Serv.
"	10701	DECLARATION - of cnsl for Muckleshoot Tribe in support of mtn to dismiss. Sub#85-1.
June 23	10702	REPORT TO THE COURT - re Skagit River Memorandum of Understanding for 1987. Phase I.
"	10703	REPLY MEMORANDUM - Tribes' re SJ and FAB referral mtns. Sub#86-2.
"	10704	REPLY MEMORANDUM - Quinault Nation's re SJ and FAB referral mtns. Sub#86-2.
"	10705	CERTIFICATE OF SERVICE.
"	10706	REPORT - to the Court re status of negotiations. Sub#86-9. Service.
"	--	Lodged revised pretrial schedule.
"	10707	TRANSCRIPT - of proceedings b4 REC 5/21/87.
June 24	10708	RESPONSE MEMORANDUM - US on mtns for partial dismissal. Sub#86-5. Service.
"	10709	AFFIDAVIT - of Robert Gibbons. Sub#86-2. Service.
June 27	10710	JOINDER - Nisqually, Hoh & Quileute Tribes in Quinault Nation's reply memo re SJ and FAB referral mtn. Sub#86-2. Service.

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6/29/87	10711	REGULATIONS - Point No Point Treaty Council re Fraser Sockeye & Pink Salmon. #87-09. Service.
Jul 1	10712	REPLY - of Yakima Indian Nation to Tribal Responses to U.S.'s Motion for a Partial Dismissal - Phase I
Jul 6	10713	REVISED PRE-TRIAL SCHEDULE (JLW) - Pretrial Conf. set 7/20/87 1:30; PTO due 9/7 & Hearing to be set after 9/7/87 as is convenient for the Court. Sub. 86-Cc & Ent. 7/6/87
" "	10714	RESPONSE - of Suquamish Tribe to Motion to Dismiss & Request for Revised Pretrial Schedule. Sub. 85-1
Jul 7	10715	1987 PRESEASON SOCKEYE REGULATIONS - of the Suquamish Tribe
Jul 8	10716	1987 PRESEASON FALL CHINOOK SALMON REGULATIONS - of the Suquamish Tribe
Jul 10	10717	REPLY MEMORANDUM - in support of Muckleshoot Indian Tribe's Motion to Dismiss Subproceeding. Sub. 85-1
"	10718	NOTICE re discovery - Shoalwater Bay & Chehalis Tribe's requests to Quinault Nation. Service. Sub#83-3. (cc. C83-117T)
Jul 14	10719	ORDER - JLW: mtn of Gilneters to participate as amicus curiae represented by Dennis Reynolds is GRANTED; the mtn of Purse Seiners to appear represented by Dennis Reynolds is DENIED; the mtns. of Gillneters and Purse Seiners for Rule 11 sanctions is DENIED. (Ent & mld 7/14/87). Sub#86-7.
"	10720	MINUTES - PT conference b4 JLW. Trial briefs and exhibits due 7/29/87. Trial to commence 9:00 a.m. 8/3/87 in Room 102. cc to cnsl.
Jul 15	10721	REVISED PRETRIAL SCHEDULE - JLW. PT Conference 7/20/87 at 1:30 p.m.; PTO due 9/7/87; hearing to be scheduled. Sub#86-9. (Ent & mld 7/15/87).
Jul 17	10722	ORDER OF REFERENCE - REC that matter of U & A fishing grounds of Suquamish Tribe is referred to Sp. Master Robert Cooper; Federal & Local Rules will apply at the close of the proceedings the Sp. Master shall submit a Report and Recommendation to the Court; previous deadlines are set aside. (For further details see filed order). (Ent & mld 7/17/87) Sub#85-1
Jul 20	10723	ORDER - from CCA that appellee's mtn for continuance is granted. The appeal will be rescheduled. Sub#80-1. Appeal #86-3664
"	10724	MINUTES - Hearing b4 JLW. Trial is set for September 30, 1987 at 9:00 a.m. in Room 102. cc: cnsl. Sub#86-9
"	10725	MINUTES - Status hearing b4 JLW. The Court sets a hearing on the motions at 9:00 August 28, 1987. Briefs are due August 21, 1987. The court vacates the previous schedule. cc: cnsl. Sub#86-2/
Jul 23	10726	REGULATIONS - of Puyallup Tribe re 1987-88 fishing. #23-07-87. Service.
Jul 29	--	Lodged corrected PTO. Sub#86-7
"	10727	TRIAL BRIEF - Lummi Tribe's. Service. Sub#86-7
"	10728	TRIAL MEMORANDUM - Wa. St. Appendix attached. Service. Sub#86-7
Jul 30	10729	NOTICE OF APPEARANCE - of Kevin Lyon as co-counsel for Hoh & Quileute Tribes. Service.
Aug 3	10730	REGULATIONS - Skokomish Tribe 1987 Summer/Fall Chinook. #87-06. Service.
"	10731	CORRECTED PTO. Sub#86-7.
"	--	Lodged order on pending mtns: Muckleshoot mtn: to dismiss; Muckleshoot mtn for atty fees; Muckleshoot mtn. to compel. Sub#85-1. cc: cnsl.

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Aug 3	10732	MINUTES - Court Trial b4 JLW. St. witness Leroy Middleton is sworn & testifies. State rests. Exhibits marked and admitted. Trial resumes at 9:00 a.m. 8/4/87. CR: Marcia Ferrell. cc cnsl. Sub#86-7.
Aug 4	10733	MINUTES - Court Trial b4 JLW; 2nd Day. Mtn. to allow exhibits to stand as marked granted. Lummi witnesses Vernon Lane, Samuel Cagey, Daniel Beardslee, Dr. Barbara Lane are sworn and testify. Lummi Tribe rests. St. witness James McKillip is sworn and testifies. Leroy Middleton is recalled. Closing arguments are heard. Exhibits marked and admitted. The Court will notify cnsl of its decision. cc: cnsl. CR: Marcia Ferrell. Sub#86-7.
"	10734	EXHIBIT LIST. Sub#86-7
"	10735	WITNESS LIST Sub#86-7
Aug 6	--	Received copy of letter from Quinault cnsl to cnsl for Shoalwater and Chehalis Tribes. cc: C83-117T. Sub#83-3.
Aug 8	10736	FAB 87-1
Aug 11	10737	NOTICE REDISCOVERY -Shoalwater Bay & Chehalis Tribes' that interrogatories served. Sub#83-3. cc: C83-117T. Service.
Aug 12	10738	MOTION - Quinault Nation's for protective order pursuant to Rule 26(c). Noted 8/28/87. Sub#83-3. cc: C83-117T
"	10739	MEMORANDUM - Quinault nation's in support of mtn. for protective order. Sub#83-3. cc: C83-117T.
"	10740	CERTIFICATE OF COMPLIANCE. Sub#83-3. cc: C83-117T Service.
Aug 17	10741	OBJECTIONS & RESPONSES - Muckleshoot Tribe's to proposed order on pending mtns. Sub#85-1. Service.
Aug 22	10742	RESPONSE - Tribal to US & Gibbons' affidavit. Sub#86-2. Service.
Aug 24	10743	LETTER - Quinault Tribe's renoting Mtn for Protective Order. Noted 10/2/97. Service.
"	10744	NOTICE - Sp. Master Cooper that he will conduct a hearing on Friday 9/4/87 at 10:30 a.m. in Seattle. cc: cnsl. Sub#85-1.
Aug 25	10745	REGULATION - Point No Point Treaty Council re in-common coho. #87-29. Service
"	10746	REGULATION - Point No Point Treaty Council re coho. #87-30. Service.
Aug 26	10747	REGULATION - Lower Elwha Klallam Tribe re coho. #87-01. Service.
"	10748	REPORT & RECOMMENDATION - JLW re bounday of Lummi Indian Reservation: the eastern boundary of the Lummi Indian Reservation proceeds along the low water mark around Portage Island and following the meanderings of the shore to a point due south of Treaty Rock, then due north to Treaty Rock. cc: cnsl. Sub#86-7.
"	--	Lodged Findings of Fact and Conclusions of Law and Order. Objections due w/in 10 days. cc; cnsl. Sub#86-7.
Aug 31	10749	MINUTES - Hearing on Motions b4 JLW. The Court takes the matters under submission. Sub#86-2. W-1155 & 1156. The Court schedules a status conference in Sub#83-6. cc: cnsl

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Aug 29	10750	REGULATION - of Suquamish Tribe re 1987 preseason coho. Service.
Aug 31	10751	TRANSCRIPT - proceedings b4 JLW 8/3/87. Sub#86-7.
"	10752	TRANSCRIPT - proceedings b4 JLW 8/4/87. Sub#86-7,
Sept 3	10753	REGULATION - of Skokomish Tribe re 1987 coho. #87-12. Service.
Sept 4	10754	MINUTES - Hearing b4 Sp. Master Robert E. Cooper. The clerk directed to send minute order detailing schedule. Sub#85-1. cc: cnsl.
"	10755	MINUTE ORDER - The Court sets the following schedule: pltf's PT statement due 1/11/88; respondents' PT statements due 1/26/88; parties PT conference 2/1/87; trial to commence 3/23/88. This schedule contingent upon the outcome of the motions pending b4 Judge Coyle. Sub#85-1. cc: cnsl.
Sept 4	--	Lodged order approving mediation and appointing mediator. Sub#83-9, 86-5
Sept 8	10756	REGULATION - of Port Gamble Klallam Tribe re coho. #87-01. Service.
"	10757	OBJECTION - Tulalip Tribes' to R & R of JLW and Memorandum in Support. Noted 9/25/87. Sub#86-7, Service.
"	10758	OBJECTIONS - Lummi Tribe's to R & R of JLW and proposed Findings of Fact and Conclusions of Law and Order. Noted 9/25/87. Sub#86-7.
"	10759	BRIEF - Lummi Tribe's in support of objections. Sub#86-7. Service.
"	10760	MOTION - USA to extend time within which US must file objections to R & R of JLW. Sub#86-7.
"	10761	AFFIDAVIT - Sally R. Gustafson. Sub#86-7.
"	--	Lodged order extending time from 9/8/87 to 9/15/87. Sub#86-7/
"	10762	MOTION- USA to shorten time for consideration of mtm for ext of time. Noted 9/10/87. Sub#86-7.
"	--	Lodged order shortening time. Sub#86-7.
"	10763	CERTIFICATE OF SERVICE.
Sept 10	--	Delivered Exhibits T-M 73, T-M 80b, T-M 81b, T-M 79 to 9th Circuit, Seattle.
Sept 11	10765	AMENDED MINUTE ORDER - the pretrial schedule includes a due date of 2/12/88 for the PTO. Sub#85-1. cc:cnsl.
"	10766	OBJECTIONS - USA to R & R re Lummi Boundary. Noted 10/2/87. Sub#86-7. Service.
Sept 14	10767	CROSS-MOTION - Confederated Tribes of the Chehalis Reservation and the Shoalwater Bay to compel the Quinault Nation to answer interrogatories and produce documents and to deny the mtm for protective order. Noted 10/2/87. Oral Argument requested. Sub#83-3. (Copy C83-117T)
"	10768	CROSS-MOTION - Confederated Tribes of the Chehalis Reservation and the Shoalwater Bay for clarification with respect to the consolidation orders of the Court. Noted 10/2/87. Sub#83-3. (Copy C83-117T) Oral arg. requested.
"	10769	MEMORANDUM - Chehalis & Shoalwater Tribes' in opposition to the Quinault's mtm. for protective order. and in support of mtm. to compel. Sub#83-3. (C. C83-117T)
"	10770	MEMORANDUM - Chehalis and Shoalwater Bay Tribes' in support of mtm. for clarification of rders of consolidation. Sub#83-3. (C. C83-117T)
"	10771	DECLARATION - Jeffrey Schuster. SUB#83-3. (C. C83-117T).
"	10772	CERTIFICATE OF MAILING. Sub#83-3. Copy in C83-117T.

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CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4398

PLAINTIFF  U.S.A. et al.	DEFENDANT  St. of Wa. et al.	DOCKET NO. <u>9213</u> PAGE <u>355</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Sept. 15	10773	ORDER - JLW that the clerk shall file in 9213 copies of the Report, Plan, and proposed Order filed in C81-742(R)C ; within 7 days after the entry of this order cnsl for tribes in C81-742 shall serve copies of these 3 documents upon entire service list of 9213; objections due in 9213 w/in 30 days. Phase I. Copy C81-742. (Ent & mld 9/16/87)
Sept. 16	10774	MINUTE ORDER- REC that the Court will hear oral argument on the Lummi Boundary Dispute at 10:00 a.m. 9/25/87 in Room 102, US Courthouse, Seattle. Sub #86-7. cc: cnsl.
Sept 17	10775	NOTICE OF CHANGE - of Law Office Name: Hovis, Cockrill, Weaver & Bjur to become Cockrill, Waver & Bjur P.S. Service.
Sept 21	10776	RESPONSE - St. of Wa. to the objections of the Lummi Tribe to JLW's R & R. Sub#86-7. Service.
"	10777	BRIEF - St. of Wa. in opposition to objections to JLW's R & R. Sub#86-7. Service.
Sept 22	10778	NOTICE OF CHANGE OF ADDRESS - for Atty General, Sub. 86-7
Sept 23	10779	MEMORANDUM - of Nooksack, Sauk-Suiattle, etc. Tribes in support of Tribal Objection to Findings & Conclusions. Sub. 86-7
"	"	***** Lodged Order Approving Mediation & Appointing Mediator in 83-9 & 86-5.
Sept 25	10780	NOTE FOR PRESENTATION - Foster & Katzen - of order re Service List. Noted 10/9/87. Phase I.
"	10781	COMMENTS re proposed order re Service List. Phase I.
"	--	Lodged order re Service List. Phase I.
"	10782	CERTIFICATE OF SERVICE. Phase I.
*** Sept 24	10783	REPLY BRIEF - Lummi Tribe. Sub#86-7. Service.
Sept 25	10784	MINUTES - Hearing b4 REC re objections to R & R of JLW. The Court takes the matter under advisement. CR: Keith White. Sub#86-7.
** Sept 23	10785	ORDER - REC approving mediation and appointing Bruce R. Greene as mediator. (See original order for details) Sub#83-9 & 86-5. (Ent & mld 9/28/87)
Sept 26	10786	ORDER - REC on pending mtns: mtn to dismiss is denied; Muckleshoots' 10/30/85 mtn for atty fees is denied; Muckleshoot mtn to compel discovery is denied; Sp. Master R.E Cooper shall schedule future dates. Sub#85-1. (Ent & mld 9/28/87)
"	10787	JOINDER - Hoh, Quileute, Nisqually & Squaxin Indian Tribes in Lummi objections to JLW R & R. Sub#86-7.
Sept 29	10788	MEMORANDUM - of Quinault Nation in opposition to mtn for clarification of consolidated orders. Sub#83-3. (Copy in C83-117TC.)
"	10789	REPLY MEMO - of Quinault Nation in support of mtn for protective order & in opposition to mtn to compel. Sub#83-3 (Copy in C83-117TC)
"	10790	DECLARATION - of Richard Reich. Sub#83-3 (Copy in C83-117TC)
"	10791	CERTIFICATE OF SERVICE. Sub#83-3 (Copy in C83-117TC)
"	10792	MINUTES - Status Conference in Sub#83-6, Non-Treaty Ocean Catch Accounting: Court schedules a status conf. on 3/1/88 @ 3:00PM. Court grants USA mtn for admission of Cheryl Coodley, AAG, State of Oregon, to substitute for Michael Holstun. cc to c CR: Keith White

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PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Sept. 30	10793	MOTION - Tulalip Tribe's for TRO re Lummi Fishing in Area 8A. Sub#87-2
"	10794	MEMORANDUM - Tulaip in support of TRO. Sub#87-2
"	10795	AFFIDAVIT - of Kit Rawson. Sub#87-2.
"	--	Lodged TRO Sub#87-2
"	10796	CERTIFICATE OF SERVICE. Sub#87-2
Oct. 1	10797	JUDGMENT of GCA that the judgment of the District Court is reversed. Order denying petition for rehearing is attached. CA 85-3908 & 85-4009, Sub#80-2. (ent & mld 10/2/87)
Oct 5	10798	REGULATION - Lower Elwha Klallam Tribe re 1987 chum. #87-05. Service.
Oct 2	10799	LETTER - Shoalwater Tribe renoting mtns to compel and for clarification of order to October 9, 1987. Sub#83-3. Copy in C83-117TC. Service.
Oct. 5	10800	TRANSCRIPT - of proceeding b4 JLW 9/29/87. Sub#83-6
"	10801	REPLY MEMORANDUM - Chehalis and Shoalwater Bay Tribes' in support of mtns to compel answers and for clarification. Sub#83-3. (c. C83-117TC) Service.
Oct. 7	10802	REGULATION - Point No Point Treaty Council re In-common chum. #87-49. Service.
Oct 8	10803	REGULATION - Skokomish Tribe re 1987 chum. #87-16. Service.
Oct 13	10804	TRANSCRIPT - proceedings b4 Hon. REC on 9/25/87. Sub#86-7.
"	--	Lodged stipulation and order re litigation schedule. Sub#83-3. (copy C83-117TC)
Oct. 14	10805	MINUTE ORDER - Hon, REC that litigation schedule is stricken; new schedule upon resolution of pending motions. Sub#83-3. (copy C83-117TC)cc: cnsl.
Oct. 15	10806	REGULATION - Port Gamble Klallam Tribe re chum salmon. #87-02. Service.
"	10807	OBJECTIONS - Makah Tribe's to proposed Framework Management Plan filed in C81-742 Phase I.
Oct 16	10808	ORDER - JLW re Washington State Trollers Association: Trollers acting pro se will not be permitted to participate as amicus curiae; the clerk shall return the pleadings submitted by Trollers pro se; new cnsl. shall file and serve appearance w/in 30 days or amicus status of Trollers will be revoked. (Ent & mld 10/16/87) Phase I.
"	10809	RESPONSE - No Point No Treaty Tribes' to proposed order and Framework Management Plan in C81-742, Phase I. Service.
"	10810	RESPONSE - US to order of JLW 9/15/87 re Framework Mgmt. Plan. Service. Phase I.
"	10811	CERTIFICATE OF SERVICE- objections of Makah Tribe #10807.
"	10812	OBJECTIONS - Tulalip and Lummi Tribes' to proposed Framework Mgmt. Plan. Serv. Phase I.
Oct. 17	10813	OBJECTIONS - Upper Skagit Tribe & Swinomish Tribe to proposed order and Framework Mgmt. Plan. Service. Phase I.
"	10814	RESPONSE - Suquamish Tribe to proposed order and Framework Mgmt. Plan. Serv. Phase I.
Oct. 19	10815	REGULATION - Suquamish Tribe re a987 chum salmon. Service.
"	10816	NOTICE OF SUBSTITUTION OF COUNSEL - Douglas Nash for Weisha Mize. Sub#83-6. Serv.
Oct 20	10817	MINUTE ORDER - Court will have hearing at 10:00 a.m. 10/30/87 in Seattle on proposed order, Report to the Court by Tribes & State, and Framework Management Plan (C81-742(R)C. Further pleadings due 10/26/87. cc: cnsl. Phase I.

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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Oct. 20	10818	MOTION - St. of Wa. for SJ and modification of order re consolidation and an order for trial. Noted 11/20/87. cc: C83-117T. Sub#83-3
"	10819	BRIEF - St. of Wa. in support of mtn. cc: C83-117T. Sub#83-3
"	10820	AFFIDAVIT - of Richard W. Stone in support of mtn. cc; C83-117T. Sub#83-3
"	10821	AFFIDAVIT OF SERVICE. Sub#83-3
"	10822	REQUEST FOR DETERMINATION - St. of Wa. re Areas 4B,5, and 6C. Sub#87-3.
"	10823	MOTION - St. of Wa. for TRO v. Makah, Jamestown Clallam, and Lower Elwha Tribes in Areas 4B, 5, and 6C. Sub#87-3.
"	10824	BRIEF - St. of Wa. in support of mtn. for TRO. Sub#87-3
"	10825	AFFIDAVIT - of Dennis Austin. Sub#87-3.
"	10826	AFFIDAVIT OF MAILING. Sub#87-3.
Oct. 21	10827	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com., Wa. Dept. of Fisheries re 1987 Puget Sound Summer Fall Chinook Forecasts and Mgmt. Recommendations. 10/87.
Oct. 22	10828	ORDER - REC re Service list. (Ent & mld 10/22/87)
"	--	Received corrected mtn. of St. of Wa. for SJ and consolidation. #10818.Service.
Oct 23	10829	ACCEPTANCE of appointment by Mediator Bruce R. Greene. Sub #s 83-9 & 86-5
"	10830	CERTIFICATE of service
Oct 26	10831	TRANSCRIPT of proceedings of hearing on motions for s.j.: Tulalip RFD re: Puget Sound Management Plan before Magistrate Weinberg on 8/28/87 in Sub #86-2
Oct 27	10832	MOTION of Wa St Trollers Assoc for substitution of counsel, noted for 11/13/87 (copy in C81-742RC )
	10833	MOTION of Wa St Trollers Assoc for acceptance for filing and/or reconsideration of Magistrate's order of 10/15/87, noted for 11/13/87 (copy in C81-742RC)
	10834	AFFIDAVIT of Judith Graham (copy in C81-742RC)
	10835	MOTION for order shortening time on mtns for withdrawal & substitution of counsel & acceptance of filing of comments of Amicus Wa St Trollers Assoc to Hoh v Baldrige framework management plan to 10/30/87 @ 10:00AM (copy in C81-742RC)
	---	COMMENTS of Amicus Wa St Trollers Assoc to Hoh v Baldrige Framework Management Plan (copy in C81-742RC )
	10836	CERTIFICATE OF SERVICE (copy in C81-742RC)
Oct 28	10837	WITHDRAWAL OF REQUEST for determination by St. of WA in Sub #87-3
	10838	CERTIFICATE of service
	--	REPLY of Intervenor-deft St of WA filed in C81-742RC
	--	CERTIFICATE of service filed in C81-742RC
	10839	CERTIFICATE OF SERVICE - St. of Wa. of documents filed in C81-742C.
Oct 27	--	Copies of Tribal Pltfs' reply to objections of Nonparty Tribes filed in C81-742C
Oct. 30	10840	MOTION - cnsl Mark Bennett for leave to w/draw as cnsl for amicus Wa. St. Trollers.
	10841	MINUTES - hearing b4 REC. Court grants mtn. of Donald Stuart to substitute as cnsl. for Wa. St. Trollers Assoc.; brief to be filed. After hearing statements of cnsl re Plan and mtn of Cnsl, Hvalsoe to vacate 1982 order re escapement ranges the Court takes the matters usder submission. CR: Sue Palmerton. (Ent & mld 11/2/87)
Oct. 31	--	Received letter from St. of Wa. requesting attachment of tables to Affidavit of Richard Stone. #10820. Copy in C83-117T. Sub#83-3.
Nov. 2	10842	COMMENTS - Amicus Wa. St. Trollers Assoc. re Framework Mngmt Plan. C81-742C

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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Nov 3	10843	JOINDER - Puyallup, Nisqually, and Squaxin Island Tribes in Quinaw mtn. and memoranda. Service. Copy in C83-117T. Sub#83-3.
Nov. 4	10844	CERTIFICATE OF SERVICE - Request to w/draw of Mark Bennett, Phase I. #10840.
Nov. 5	10845	FAB 87-2
Nov. 6	10846	SPECIAL NOTE FOR MOTION - St. of Wa. mtn. for for SJ & modification of order re consolidation and order for trial. Noted 12/18/87. Service. Copy in C83-117T. Sub#83-3.
"	10847	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com., Wa. Dept. of Fisheries re 1987 Puget Sound Pink Salmon Forecasts and Mgmt. Recommendations. 10/87. Service.
Nov. 9	10848	MINUTE ENTRY - State's mtn. for Partial Summary Judgment is renoted for 12/18/87 Responses to be filed accordingly. cc: cnsl.
Nov. 14	10849	NOTICE OF CHANGE OF ADDRESS - of Stephen Strong, Atty for Jamestown Kallam Tri to 2010 Smith Tower, Seattle, WA. Sub#80-2. Service. Effective 11/30/87
Nov. 16	10850	TRANSCRIPT - of proceedings b4 REC 10/30/87. Related to C81-742C.
Nov 23	10851	REGULATIONS - Lower Elwha Klallam Tribe re Steelhead. #87-17. Service
Nov 24	10852	REGULATIONS - Port Gamble Klallam Tribe re 1987 Winter Steelhead. #87-04. Serv
Nov 25	10853	REGULATIONS - Point No Point Treaty Council re In- Common Winter Steelhead #87-81. Service
Dec. 4	10854	REGULATION - Makah Tribe re Steelhead fishery. #87/88-46. Service.
"	10855	REGULATIONS - Skokomish Tribe re 1987-88 Steelhead. Service.
"	10856	MOTION for TRO - Tulalip Tribe's re Lummi Steelhead fishing in Area 8A. Sub#87-
"	10857	MEMORANDUM IN SUPPORT. Tulalip Tribe's. Sub#87-4
"	10858	AFFIDAVIT - of Kit Rawson. Sub#87-4.
"	10859	NOTICE OF TELEPHONE CONFERENCE 12/9/87 at 10:00 a.m. Sub#87-4.
"	--	Lodged order. Sub#87-4.
"	10860	CERTIFICATE OF SERVICE. Sub#87-4
Dec 8	10861	AFFIDAVIT - of Merle Jefferson. Sub#87-4;
"	10862	AFFIDAVIT - of Randolph Kinley. Sub#87-4
"	10863	AFFIDAVIT - of Alan B. Chapman. Sub#87-4
"	10864	MEMORANDUM - Lummi Tribe's in oppositon to Tulalip request ofr TRO. Sub#87-4.
"	10865	CERTIFCATE OF SERVICE
Dec 9	10866	REQUEST FOR INJUNCTION - Suquamish Tribe's to enforce agreement among Suquamish Muckleshoot, and Tulalip Tribes.ub#80-1. Service.
"	10867	AMENDED NOTICE OF APPEARANCE - Joanne Foster as atty for Suquamish Tribe to receive all initial pleadings. Service. Phase I.
"	10868	MINUTE ENTRY - hearing b4 JLW 12/9/87 at 9:30 a.m. in Seattle. Sub#83-3. Copy in C83-117T. cc: cnsl.
Dec 11	10869	MEMORANDUM - US re St. of Wa. mtn. for partial SJ and modification of order. Sub#83-3. Service. Copy in C83-117T
Dec 15	10870	NOTICE OF RESCHEDULED HEARING - St of Wa. on mtn. for SJ and modification of of order re consolidation and an order for trial. Noted 1/15/88. Sub#83-3 Copy in C83-117T. Service.

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DATE	NR.	PROCEEDINGS
<u>1987</u>		
Dec. 16	10871	REQUEST FOR DETERMINATION - St. of Wa. re: allocation of sea lion predation mortalities between Treaty Indians and Non-Indian Fisheries. Sub#87-5
'	10872	MOTION - St. of Wa. for TRO Sub#87-5
'	10873	MEMORANDUM - St. of Wa. in support of mtn. for TRO. Sub#87-5
'	10874	AFFIDAVIT - of Robert G. Gibbons Sub#87-5
"	-=	Lodged order
"	10875	AFFIDAVIT OF MAILING
Dec. 17	10876	NOTICE OF HEARING - St. of Wa. for mtn for TRO on 12/22/87 at 1:30 p.m. via telephone. Service. #87-5.
Dec. 18	10877	MEMORANDUM - Lummi Tribe's in opposition to preliminary injunction. Sub#87-4
	10878	NOTICE OF AGREEMENT - Lummi Tribe's not to fish for steelhead trout in WDF area 8A during 1987-88 season. Sub#87-4. Service.
	10879	MINUTES - hearing b4 JLW. CR: Marlene Falk. Oral argument on St. of Wa. mtn. for SJ set 9:00 a.m. 2/5/88 in Rm. 102. Quinault mtn. for protective order denied. Chehalis and Shoalwater Bay tribes' mtn. to compel denied. Chehalis and Shoalwater Bay tribes' mtn. for clarification of consolidation order granted. Permission granted to Quinalts to delay appeal until 1/8/88. cc: cnsl. Sub#83-3. Copy in C83-117(T)C. cc: cnsl.
	10880	NOTICE OF APPEARANCE - Alexandra Harmon for Suquamish Tribe in Sub#80-1. Serv.
Dec 23	10881	STIPULATION - US, St. of Wa. Tribes're Hood Canal Salmon Mgmt. Plan. Sub383-8. Serv.
Dec 24	10882	ORDER - granting Suquamish request for TRO 12/10/87 to enjoin Tulalips from enforcing Tulalip Regulation 87-0438-68 in Areas 9 & 10. A hearing on the Prelim. Inj. is set for 12/18/87. (ent & mld 12/28/87) Sub#80-1.
	10883	ORDER - granting Tulalip request for TRO 12/10/87 to enjoin Lummis from enforcing regulations in Area 8A. A hearing on the Prelim Inj is set for 12/18/87. (ent & mld 12/28/87) Sub#87-4.
Dec 26	10884	ORDER - CCA that Judge Hall will replace Judge Kennedy on the panel. Appeal #86-3664.
Dec 30	10885	TRANSCRIPT - hearing b4 JLW 12/18/87. Sub#83-3 & C83-117T,
<u>1988</u>		
Jan. 8	10886	SECOND REVISED ORDER OF CONSOLIDATION - that Sub#83-3 & C83-117T are consolidated for limited purposes. See file for details of order. (ent & mld 1/8/88) Copy in C83-117T.
	10887	NOTICE OF APPEAL - Quinault Nation's from Mag. Weinberg's rulings 12/18/87. Sub#83-3. Copy in C83-117T.
	10888	MEMORANDUM - Quinault Nation's in support of appeal pursuant to Local Rule MR3. Sub#83-3. Copy in C83-117T.
	10889	CERTIFICATE OF SERVICE. Sub#83-3.
Jan. 9	10890	NOTICE OF APPEARANCE & PARTICIPATION - Stafford L. Smith for Nooksack Tribe. Sub#86-5.
Jan 11	10891	JOINT REPORT - Puget Sound Treaty Indians, NW Indian Fisheries Com. & Wa. Dept. of Fisheries re. 1987 Puget Sound Coho Salmon Forecasts & Mgmt Recommendations December 1987
	10892	MEMORANDUM - Quinault Nation's in opposition to mtn. for SJ. Sub#83-3. Copy C83-117T
	10893	EXHIBITS - Quinault Nation's in opposition to mtn. for SJ. Sub#83-3. Copy C83-117T

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<u>1988</u>		
Jan 11	10894	AFFIDAVIT - Margie Valdillez. Sub#83-3. Copy in C83-117T
"	10895	AFFIDAVIT - of Paul Huffman. Sub#83-3. C83-117T.
"	10896	CERTIFICATE OF SERVICE.
"	10897	MEMORANDUM - Chehalis Tribes' in response to St. of Wa. mtn. for SJ and for modification of order re consolidation. Sub#83-3. Copy C83-117T
"	10898	DECLARATION - of Dr. Barbara Lane. Sub#83-3. Copy C83-117T
"	10899	NOTICE - that any person requesting copies of the memorandum & declaration (cy C83) should direct the request to Harold Chesnin, atty for Chehalis Tribe
"	10900	TRIBAL MEMORANDUM (13 Tribes, Lummi, Tulalip, Makah, Puyallup) re St. mtn. for SJ. Sub#83-3. Copy in C83-117T
"	10901	MEMORANDUM - Shoalwater Bay Tribe's in response to St. of Wa. mtn. for SJ and and modification or order re consolidation. Sub#83-3. Copy in C83-117T
"	10902	DECLARATION - of Jeffrey S. Shuster. Sub#83-3. Copy in C83-117T
"	10903	CERTIFICATE OF SERVICE. Copy in C83-117T
"	10904	CERTIFICATE OF SERVICE - #10897 & 10898. Copy C83-117T
Jan 13	10905	NOTE FOR MOTION DOCKET - Quinault appeal from Mag. order 12/18/87. Noted 2/12/88. Service. Sub#83-3. Copy in C83-117T.
Jan 15	10906	CERTIFICATE OF SERVICE - First Lummi Request for Admission. Sub#87-4. Service.
Jan 16	10907	NOTICE OF JOINDER - Yakima Indian Nation in Tribal Memorandum re Wa. St mtn for SJ. Copy in C83-117T. Sub#83-3. Service.
Jan 22	--	Received letter from Jeffrey Schuster, cnsl for Shoalwater Bay Tribes, that due date of mtn. to compel is changed to 2/18/88.
Jan 26	10908	MEMORANDUM - US re:Quinault appeal from Magistrate's ruling. Sub#83-3. Serv. Cpy C83-
"	--	Received cpy of letter from T. Carr, St. of Wa., to Magistrate Weinberg striking hearing 2/5/88. Sub#83-3. "7
Jan 27	10909	PRETRIAL STATEMENT - Suquamish Tribe. Sub#85-1. Service.
Jan 28	10910	MINUTE ENTRY - pursuant to order of JLW hearing 2/5/88 is stricken and reschedule for 3/8/88 at 9:00 a.m. in Room 102. cc: cnsl. Sub#83-3. Cpy C83-117
Jan 30	10911	REGULATIONS - Point No Point Treaty Council re In-Common Herring. #88-03. Serv.
Feb 1	--	Lodged revised Pre-Trial Schedule. Sub#85-1.
"	10912	CERTIFICATE OF SERVICE.
Feb 8	10913	MEMORANDUM - Confederated Tribes of Chehalis Reservation & Shoalwater Bay Tribe in opposition to appeal of Quinault Tribe. Sub#83-3. Cpy C83-117T
"	10914	NOTICE - that memorandum filed and availabel from cnsl. Service. Sub#83-3. Cpy C8
Feb 9	10915	PRETRIAL STATEMENT - Tulalip Tribes'. Sub#85-1. Service.
Feb 12	10916	PRETRIAL STATEMENT - Respondent Muckleshoot Tribe. Sub#85-1. Service.
Feb 13	10917	PRETRIAL STATEMENT - Lummi Indian Tribe. Sub#85-1. Service.
Feb 17	10918	STIPULATION - Wa. Dept. of Wildlife, Suquamish & Muckleshoot Tribes' that a task force will be established to evaluate sea lion predation and methods to reduce it. Mtns for TRO and prelim inj. are moot. See file for details. Sub# 87-5. Service.

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DATE	NR.	PROCEEDINGS
988		
Feb 17	10919	MEMORANDUM - Nooksack Indian Tribe in response to Southern Tribes' RFD and responses of other parties. Sub#86-5. Service.
'	10920	MOTION - Tulalip Tribe's for dismissal w/out prej. Noted 3/4/88. Sub#87-4.
'	10921	MEMORANDUM - Tulalip Tribe's in support of mt. to dismiss. Sub#87-4
'	--	Lodged order of dismissal w/out prej. Sub#87-4.
'	10922	CERTIFICATE OF SERVICE. Sub#87-4.
Feb 18	10923	Letter confirming address change for Donald Stuart, cnsl. for Wa. St. Trollers.
'	10924	MOTION - Quinault Nation's for reciprocal discovery. Noted 3/4/88. Oral argument requested 3/8/88. Sub#83-3. Cpy C83-117T
'	10925	MOTION - Quinault Nation's for expert discovery pursuant to Rules 26(b)(4) and 56(f) or for exclusion of Declaration of Barbara Lane. Noted 3/4/88. Oral argument requested 3/8/88. Sub#83-3. Cpy C83-117T.
"	10926	MEMORANDUM - Quinault Nation's in support of mtns for reciprocal and expert discovery. Sub#83-3. Cpy C83-117T.
"	10927	DECLARATION - of Richard Reich in support of mtns for reciprocal discovery and expert discovery; declaration re requests for admission #s 1 & 2. certification pursuant to Local Rule 37. Sub#83-3. Cpy C83-117T
"	10928	CERTIFICATE OF SERVICE. Sub#83-3.
Feb 19	10929	REGULATION - Tulalip Tribe's re Clam & Oysters. #87-0438-83. 2/12/88
Feb 20	10930	REGULATION - Tulalip Tribe 's re Gear & Dungeness Crab. #97-0438. 2/17/88
Feb 23	10931	MINUTE ENTRY - pursuant to order of JLW PT conference 3/1/88 is cancelled. Sub#83-3. cc: cnsl.
Feb 23	10932	STIPULATION - Shoalwater Bay, Chehalis and Quinault Tribes re Shoalwater Bay and Chehalis Interrogatories Nos. 1-18, Request for Prod Nos. 1-23 to Quinault Indian Nation. Sub#83-3. Copy C83-117T. Notice & Serv.
Feb 24	10933	REGULATION - Tulalip Tribe's. #87-0438-85. 2/18/88.
Feb 25	10934	Letter from Douglas Nash withdrawing as cnsl. for the Confederated Tribes of the Umatilla Indian Reservation. Cathy Wilsos named as cnsl. Phase I.
FEB 26	10935	MINUTE ENTRY - pursuant to order of JLW status conference is cont. to 3/8/88. Sub#83-6. cc: cnsl.
Feb 29	10936	REVISED PRETRIAL SCHEDULE: petr's pretrial statement due 1/25/88; respondent pretrial statement due 2/9/88; parties pretrial conference 2/26/88; pretrial order due 3/8/88; trial 3/23/88. (ent & mld 2/29/88) Sub#85-1
Feb 29	10937	MOTION - Confederated Tribes of the Chehalis Indian Reservation and Shoalwater Bay tribes to strike portions of the declaration of Richard Reich and memorandum of the Quinault Tribe. Noted 3/4/88. Oral arg. requested 3/8/88. Sub#83-3. Cpy in C83-117T,
"	10938	MEMORANDUM of Confederated Tribes of Chehalis Reservation in opposition to mtns for reciprocal discovery and expert discovery. Sub#83-3. Cpy C83-117T
"	10939	DECLARATION - of Harold Chesnin. Sub#83-3. Cpy C83-117T
"	10940	MOTION TO SHORTEN TIME - of Confederated Tribes of Chehalis Reservation & Shoalwater Bay Tribe's mt. to strike portions of declaration of Richard Reich etc. NOTed 3/4/88. Sub#83-3. Cpy C83-117T
"	10941	NOTICE & CERTIFICATE OF MAILING.

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DATE	NR.	PROCEEDINGS	
<u>1988</u>			
Mar 1	10942	MEMORANDUM - Shoalwater Bay Tribe's in opposition to Quinault's mtns for reciprocal and expert discovery. Sub#83-3. Cpy C83-117T	
"	10943	DECLARATION - of Jeffrey Schuster in opposition to mtns for expert discovery and reciprocal discovery. Sub#83-3. Cpy C83-117T.	
"	10944	CERTIFICATE OF SERVICE	
Mar 2	10945	REGULATION - Makah Tribe re: Halibut Off- Reservation Fishery. #88/89-1. Serv.	
"	10946	REGULATION - Point-No -Point Treaty Council re: Halibut. #88-10.	
Mar 2	10947	SUBSTITUTION OF COUNSEL - Ziontz, Chestnut for Pirtle Morisset for Makah Tribe in all subactions in Phase I. Service.	
Mar 4	10948	SUBSTITUTION OF COUNSEL - Marda Pierce, AAG for Thomas Carr and Daniel Wyckoff as atty for St. of Wa. Phase I.	
"	10949	REPLY MEMORANDUM - St. of Wa. re consolidated mtns. for SJ and modification of or Sub#83-3 Service	
Mar 8	10950	REGULATION - Makah re: Off-Reservation Chinook and Coho Salmon. #88/89-2. Serv.	
"	10951	MOTION - St. of Wa. for Partial SJ. Not Noted. Sub#83-6	
"	10952	BRIEF - in support of motion. Sub#83-6.	
"	10953	MINUTES - hearing b4 JLW 3/8/88. CR: Marcia Ferrell. Sub#83-3 & C83-117T: Court takes motions under advisement. Sub#83-6: Court schedules status conf 10:00 a.m. 5/2/88; grants St. of Wa. request to file unnoted motion. cc: Mar. 9	
Mar. 9	10954	MINUTE ENTRY - Sp. Master Cooper directs trial to start at 9:30 a.m. Rm. 304A, Seattle, March 23, 1988. cc: cnsl.	
"	10955	ORDER - REC of dismissal w/out prejudice. Sub#87-4. (ent & mld 3/9/88)	
Mar. 10	10956	CERTIFICATE OF SERVICE - Wa. State for Mtn. for partial SJ & brief. Sub#83-6.	
Mar 17	10957	NOTICE OF WITHDRAWAL & SUBSTITUTION of counsel - Mitchell, Lang & Pierce for Presentin & Reynolds for Puget Sound Gillnetters & Purse Seine Vessel Owners Associations. Service, Phase I.	
Mar 18	10958	TRIAL BRIEF - Muckleshoot Tribe's. Sub#85-1	
"	10959	APPENDIX to Muckleshoot Tribe's Trial Brief. Sub#85-1.	
"	10960	CERTIFICATE OF SERVICE. Sub#85-1.	
Mar 22	10961	TRANSCRIPT - proceedings b4 JLW 3/8/88. Sub#83-3 & C83-117T	
"	10962	TRANSCRIPT - proceedings b4 JLW 3/8/88. Sub#83-6.	
Mar 23	10963	MINUTE ENTRY - pursuant to order of SpM Cooper trial is continued to May 9, 1988. 8th Floor Courtroom, Seattle, at 9:30 a.m. cc: cnsl. Sub#85-1.	
Mar 24	10964	DECISION AND ORDER - REC re: Quinault appeal from Magistrate's Rulings 12/18/87: the appeal is denied. (Ent & mld 3/24/88). Sub#83-3. Cpy C83-117T	
Apr. 4	10965	REPORT & RECOMMENDATION - JLW on pending motions. Objections due w/in 10 days; hearing dates and responses due according to local rules; if no timely objections filed the matter ready for ruling 4/25/88. Sub#86-2. cc:cnsl	
"	--	Lodged order.	

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DATE	NR.	PROCEEDINGS
<u>1988</u>		
Apr. 13	10966	REGULATION - Makah re: Chinook Salmon. #88-89-3. Service
Apr. 14	10967	MEMORANDUM - USA re Magistrate's R & R. Sub#86-2. Service.
Apr 15	10968	REGULATION - Point No Point Treaty Council re: Troll Fisheries. #88-13. Serv.
Apr 21	10969	RESOLUTION No.88 -02-66 of the Quinault Business Committee. Service. Sub#83-3.
Apr 25	10970	MANAGEMENT PLAN for 1988 Strait of Georgia Herring Fishery. Service.
Apr 27	10971	REGULATION - Makah re: Off- Reservation Troll Fishery-Chinook, Coho, and Pink Salmon. #88/89-6. Service
Apr 29	10972	MINUTE ENTRY - pursuant to the direction of JLW the hearing on 5/2/88 is cont. to 10:00 a.m. 5/16/88. Sub#83-3. cc: cnsl.
May 5	10973	NOTICE OF SUBSTITUTION OF COUNSEL -Catherine Wilson for Confederated Tribes if the Umatilla Reservation. Sub#83-6. Service.
May 9	10974	STATEMENT OF CASE -Suquamish Tribe. Sub#85-1.
"	10975	PRE-TRIAL ORDER Sub#85-1.
"	10976	MINUTES - First Day Court Trial. Suquamish witness Dr. Barbara Lane is sworn and testifies. Exhibits marked and admistted. PTO signed. CR: Joe Roth. Sub#85-1, cc: cnsl. Sp. Master Robert E. Cooper presiding.
May 10	10977	MINUTES - Second Day Court Trial.Suquamish witnesses Dr.Barbara Lane and Barbara May are sworn & testify. Exhibit marked and admitted. Movant & respondents rest. Court orders pltf to file Proposed Findings of Fact & Conclusions of Law 6/10/88; resp. briefs due 6/24/88; USA brief due 7/1/88; replies due 7/8/88..Closing arguments to be heard 7/18/88 at 9:30 a.m. CR: Joe Roth. Sp. Master Robert E. Cooper presiding. Sub#85-1. cc:c.
"	10978	EXHIBIT LIST. Sub#85-1
"	10979	WITNESS LIST. Sub#85-1.
May 16	10980	STIPULATED DISMISSAL w/o prej.--Nontreaty Accountin Proceeding Sub#83-6
"	10981	CERTIFICATE of service of 10980
May 18	10982	NOTICE OF APPEARANCE of Harold Chesnin for Upper Skagit Indian Tribe in Sub#85-1
"	10983	MOTION of Upper Skagit Tribe for leave to file response to written closing arguments, noted for 6/3/88 in Sub#85-1
"	---	LODGED Order
"	10984	CERTIFICATE of service
"	10985	NOTICE OF APPEARANCE & participation of Upper Skagit Tribe in Sub#85-1
"	10986	CERTIFICATE of service
"	10987	MOTION of Upper Skagit Tribe for leave to file response to any arguments filed by Lummi & Tulalip tribes in Sub#85-1, noted for 6/3/88
"	---	LODGED Order
"	10988	CERTIFICATE of service
May 20	10989	ORDER of REC on pending motions in Sub#86-2: adopting R&R of JLW; granting mtns for part. s.j. re inclusion of provisions which would infringe established fishing rights of the Tribes; denying mtns for part. s.j. in all other respects; referring specific questions to FAB. Parties are to resume negotiations in an attempt to agree upon a plan & to report progress no later than 6 months upon entry of this order. Ent 5/20/88 cc to cnsl



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PLAINTIFF		DEFENDANT	DOCKET NO. 9213
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DATE	NR.	PROCEEDINGS
May 21	10990	MEMORANDUM of U.S. re Upper Skagit Tribe's Post-trial Mtn
June 4	10991	JOINT REPORT - Puget Sound Treaty Indian Tribes NW Indian Fisheries Com., Wa. Dept of Fisheries re: 1988 Puget Sound Spring Chinook Forecasts and Mgmt. Rcommendations. Service attached.
June 6	10992	TRANSCRIPT -of proceedings b4 Sp. M Cooper 5/9&10/88.
June 8	10993	ORDER - Sp. M REC that Suquamish Tribe file proposed findings of fact, conclusions of law, and written closing arg. 6/10/88; briefs of Muckleshoot Tribe due 6/24/88; US briefs due 7/1/88; replies due 7/8/88. Oral closing arguments to be heard at US Courthouse in Seattle 1:#0 p.m. 7/18/88. (ent & mld 6/8/88). Sub#85-1.
June 11	10994	REGULATIONS - Point No Point Treaty Counc. <del>re</del> In-Common Summer-Fall Chinook #88-20. Service.
"	10995	REGULATIONS- 1988 Lower Elwha Klallam Summer/Fall Chinook Regulations #88-01 #88-01. Service.
June 15	10996	POST-TRIAL MEMORANDUM - Suquamish Tribe. Sub#85-1.
"	--	FINDINGS OF FACT & CONCLUSIONS OF LAW - Suquamish Tribe. Sub#85-1. Service.Lodged
June 16	10997	REGULATIONS - Point No Point Treaty Council re: Fraser Sockeye Salmon. #88-21. S
June 22	10998	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com., Wa. Dept. of Fisheries re: 1988 Puget Sound Sockeye Salmon Forecasts and Mgmt. Recommendations. Service attached.
June 27	10999	POST-TRIAL MEMORANDUM - Muckleshoot Tribe. Sub#85-1.
"	--	Lodged Findings of Fact & Conclusions of Law - Muckleshoot Tribe. Sub#85-1.
"	11000	CERTIFICATE OF SERVICE. Sub#85-1.
June 28	11001	REGULATIONS - Suquamish Tribe re: Preseason Sockeye 1988. Service.
June 29	11002	JUDGMENT- CCA that the judgment of the District Court is affirmed. Costs are assessed against the Lummi Tribe in amt. of \$1125.08 & \$66.00, Appeal 86-3664. (Ent & mld 6/29/88)
"	11003	MINUTE ENTRY - closing arguments 1:30 p.m. 7/18/88 on 8th floor US Courthouse. Sub#85-1. cc: cnsl.
Jul 1	11004	MEMORANDUM of Upper Skagit Indian Tribe, Post-Trial in Sub#85-1
"	---	LODGED Conclusions of Law in Sub#85-1
"	11005	CERTIFICATE of service
July 6	11006	MEMORANDUM of Lummi Indian Tibe & Tulalip Tribe in opposition to Suquamish request for determination in Sub#85-1
"	11007	CERTIFICATE of service
July 8	11008	REGULATIONS of Suquamish tribe's 1988 preseason fall Chinook salmon
July 7	11007a	MOTION of Swinomish Indian Tribal Community to compel Tulalip compliance with court's order of 7/8/83, noted for 7/22/88, oral argument requested in Sub#80-1
"	11007b	MEMORANDUM in support
"	11007c	AFFIDAVIT of Allan E. Olson
July 12	11008	CERTIFICATE OF SERVICE. Sub#80-1
July 14	11009	MOTION- USA for leave to file response out of time. Service. Sub#85-1. Granted 7/14/88
"	---	POST-TRIAL MEMORANDUM - USA. Service. Sub#85-1. Lodged.

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DATE	NR.	PROCEEDINGS
1988		
July 16	11010	RFD - Tribes' re: State Regulation of Boats used in the Treaty Fishery. Service Sub#88-1.
July 18	11011	POST-TRIAL MEMORANDUM - USA. Sub#85-1. Service.
"	11012	MINUTES - Closing Arguments b4 Sp. Master Robert E. Cooper. Suquamish Tribe's RFD is denied. Court requests Muckleshoot Tribe to submit Proposed Findings of Fact and Conclusions of Law to include suggestions of USA. Sub #85-1. CC: Cnsl. CR: Joe Roth.
"	11013	Exhibit List. Sub#85-1.
"	11014	Witness List. Sub#85-1.
Jul 20	11015	MEMORANDUM - Tulalip Tribe is opposition to mtn of Swinomish Tribe. Sub#80-1.
"	11016	DECLARATION - Kit Rawson.
"	11017	CERTIFICATE OF SERVICE.
Jul 25	11018	AMENDED MINUTES - Closing Arguments b4 Sp. Master Robert E. Cooper 7/18/88. Ct. recommends Suquamish Tribe's request to extend fishing grounds be denied. Ct. requests Muckleshoot Tribe to submit Proposed Findings of Fact and Conclusions of Law to include suggestions of USA. CR. Joe. Roth. cc: cnsl. Sub#85-1.
July 25	11019	REGULATIONS - Puyallup Tribe . #25788. Service.
July 29	11020	ORDER - Hon. REC that the United States' mtns for partial dismissal are GRANTED. Sub#86-5. cc: cnsl. (ent & mld 7/29/88) See order for details.
July 30	--	Lodged St. of Wa. Answer. Sub#88-1.
Aug 2	11021	REGULATION - Skokomish Tribe re: 1988 Summer/Fall Chinook. #88-07. Service
*Aug 1	11022	REPORT & RECOMMENDATION - of Special Master REC. Sub#85-1. cc: cnsl.
"	11023	REPORT - Sp. Master Cooper re compensation. Sub#85-1. cc: cnsl.
Aug 3	11024	TRANSCRIPT - of proceeding b4 Sp. Master REC 7/18/88.
Aug 6	--	Received Notice of Change of address of Port Gamble Klallam Tribal Fisheries Department to 31974 Little Boston Rd., Kingston, WA 98346.
Aug 9	11025	AFFIDAVIT OF MAILING - notice of change of address Port Gamble Klallam Tribe Fisheries.
Aug 10	11026	REGULATION - Point No Point Treaty Council In Common Personal Use Subsistence Crab Regulations #88-34.
Aug 12	11027	NOTICE OF APPEARANCE. - Timothy Malone, AAG & Leland T. Johnson, Sr., AAG for Wa. St. Sub#88-1. Service.
"	11028	ANSWER - St. of Wa. Sub#88-1. <span style="float: right;">XXX</span>
Aug 15	11029	REGULATION - Point No Point Treaty Council re: Coho.#88-37. Service.
"	11030	REGULATION - Point No Point Treaty Council. re: In-common Coho. #88-38. Service
Aug 17	11031	MOTION - Suquamish Tribe's for ext of time in which to file objections. Not noted. Sub#85-1.
"	11032	AFFIDAVIT OF COUNSEL. Sub#85-1.
"	11033	CERTIFICATE OF SERVICE. Sub#85-1.

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DATE	NR.	PROCEEDINGS	
<u>1988</u>			
Aug 18	11034	NOTICE - Quinault Nation re:discovery served on USA. Service.Sub #83-3. Cpy C83-	
Aug 23		Lodged stipulation & order withdrawing Suquamish Tribe's mtn for ext of time and establishing a schedule for obj. to R.&R of Sp. Master Cooper: Suquamish obj. due 9/15/88; parties and US obj. due 10/14/88. Service.	
Aug 27	11035	REGULATIONS - Skokomish Tribe re 1988 Coho. #88-15. Service.	
Aug 29	11036	REGULATIONS Lower Elwha Klallam Tribe re: Coho. #88-06. Service.	
Aug 30	11037	REGULATION - Suquamish Tribe re Preseason Coho 1988. Service	
Sept. 1	11038	STIPULATION & ORDER - REC w/drawing Suquamish mtn for ext of time and establish schedule for obj to R & R of Cooper. Suquamish obj. due 9/15/88; parties and US obj. due 10/14/88. (ent & mld 9/1/88)	
Sept 2	--	Lodged report to the Court and stipulated dismissal. Service. Sub#83-2	
"	--	Lodged report to the Court and stipulated dismissal. Service. Sub#86-9	
Sept. 3	11039	REGULATION - Port Gamble Klallam Tribe re: Coho. #88-02. Service	
"	11040	PUGET SOUND SALMON MGMT. PERIODS AND THEIR DERIVATIONS - document prepared by Puget Sound Tribes, NW Indian Fisheries Commission, Wa. Dept. of Fisheries August 1988.Service.	
"	11041	DESIGNATION - of clerk's record by appellant. Appeal 8304265. Phase II. Rehearing	
"	11042	REGULATION -Lower Elwha Klallam Tribe re: Coho. #88-06.	
Sep 10	11043	LETTER (copy of) from Mr. Dysart to Rich Reich re Quinault Nation's First Set of Discovery directed to the USA	
"	11044	STIPULATED ORDER of dismissal w/o prej. of Sub#86-9. Ent & cc to cnsl	
"	11045	STIPULATED ORDER of dismissal w/o prej. of Sub#83-2. Ent & cc to cnsl	
Sep 14	11046	MOTION of Tulalip Tribes for TRO & Prel. Inj. re Lummi Fishing in area 8A, or, in the alternative for an order setting a trial schedule, #86-05	
"	11047	MEMORANDUM in support	
"	11048	AFFIDAVIT of Kit Rawson	
"	11049	AFFIDAVIT of Terry Williams	
"	11050	DECLARATION of John Drotts	
"	--	LODGED Proposed TRO	
"	11051	CERTIFICATE of service	
Sep 16	11052	AFFIDAVIT of Merle Jefferson in support of Lummi Tribe in Sub#86-5	
"	11053	AFFIDAVIT of Alan Chapman in support of Lummi Tribe in Sub#86-5	
"	11054	AFFIDAVIT of Randy Kinley in support of Lummi Tribe in Sub#86-5	
"	11055	CERTIFICATE of service	
Sep 16	11056	MINUTE ORDER: of REC GRANTING Tulalip Tribe's mtn for TRO. Their mtn for Prel. Inj. is set for 9/27/88 w/time & place of hearing to be determined. Ent & cc	
Sep 19	11057	ANNUAL FISHING REGULATION off-reservation #87/88-23 & 88/89-24 of Makah	
"	11058	ORDER of REC GRANTING Tulalip TRO. Ent & cc	
Sep 20	11059	OBJECTIONS of Western WA Tribes to R&R of Special Master in Sub#85-1	
"	11060	CERTIFICATE of service	
Sep 22	11061	MEMORANDUM of Tulalip in support of mtn for prel. inj. re Lummi fishing in area in Sub#86-5	

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DATE	NR.	PROCEEDINGS
<u>1988</u>		
Sep 22	11062	SUPPLEMENTAL DECLARATION of Kit Rawson in Sub#86-5
"	11063	DECLARATION of Stanley G. Jones, Sr. in sub#86-5
"	11064	DECLARATION of Bernard W. Gobin in Sub#86-5
"	11065	DECLARATION of Roy Hatch in Sub#86-5
"	11066	DECLARATION of Lew Goodridge in Sub#86-5
"	11067	DECLARATION of John Laplante in Sub#86-5
"	11068	DECLARATION of Herman Williams in Sub#86-5
"	11069	SUPPLEMENTAL DECLARATION of Terry Williams in Sub#86-5
"	11070	CERTIFICATE of service
Sep 23	11071	NOTICE to cnsl re time & place of 9/27/88 hearing
Sep 24	11072	MEMORANDUM in opposition to Tulalip tribe's mtn for prel. inj., Lummi Tribe's Prehearing
"	11073	CERTIFICATE of service
Sep 27	11074	PRAECIPE in Sub#86-5 to iss trial subp. to Robert Hayman. Iss
"	11075	MOTION of Lummi Tribe to disqualify Mason D. Morisset & firm of Pirle, Morisset, Schlosser & Ayer in Sub#86-5
"	11076	MEMORANDUM in support
"	11077	AFFIDAVIT of Larry G. Kinley in support
"	11078	MOTION & AFFIDAVIT to shorten time
"	11079	AFFIDAVIT of Daniel A. Raas
"	11080	CERTIFICATE of service
"	11081	MINUTES of hearing on Tulalip Tribe's mtn in Sub#86-5 for prel. inj. Mr. Raas brings up mtn for disqualification of Mason Morisset for hearing. Court sets schedule as follows: Conference call 10/11 to discuss manner of hearing both motions; Tulalip's brief due 10/4; Lummi's reply brief due 10/7. Hearing on motion for preliminary inj. set for week of 11/24/88.
Sep 29	11082	NOTICE of substitution of cnsl for St of WA in Sub#87-5
"	11083	JOINT MOTION for extension of time to file report re Lk WA Sea Lion Pradation, noted for 9/28/88, to 11/1/88
"	11084	MEMORANDUM in support
"	11085	DECLARATION of Robert Pfeifer
"	11086	CERTIFICATE of service
9/30	11087	ORDER (REC) GRANTING joint motion for extension of time to file report to 11/1/88 Ent & cc
Oct 5	11088	MEMORANDUM of Tulalip tribe in opposition to mtn to disqualify Tulalip Tribe Cnsl
"	11089	DECLARATION of Mason D. Morisset
"	11090	CERTIFICATE of service
Oct 6	11091	CHUM REGULATIONS #88-59, Point No Point treaty council In-Xommon
"	11092	TRANSCRIPT of hearing held on 9/27/88 before REC
Oct 7	11093	AFFIDAVIT of service by mailing of 1988 Preseason Chum Regulations of Suquamish Tribe
Oct 11	11094	REPLY MEMORANDUM - Lummi Tribe re disqualification of Mason Morisset. Sub#86-5.
"	11095	AFFIDAVIT -of Sheri Lee Williams. Sub#86-5.
"	11096	CERTIFICATE OF SERVICE. Sub#86-5
Oct 13	11097	RESPONSE - USA to objections to Sp. Master's REport. Sub#85-1. Service.

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<u>1988</u>			
Oct. 14	11098	NOTICE OF DEPOSITION - Lummi inst. of Roy Hatch Jr. 10/18/88 at 9:30a.m. Sub#86-5	
"	11099	NOTICE OF DEPOSITION - Lummi inst. of John Drotts 10/18/88 at 9:30a.m. Sub#86-5	
"	11100	NOTICE OF DEPOSITION - Lummi inst. of Terry Williams 10/18/88 at 9:30a.m. Sub#86-5	
"	11101	NOTICE OF DEPOSITION - Lummi inst. of Bernie Gobin 10/18/88 at 9:30 a.m. Sub#86-5	
"	11102	NOTICE OF DEPOSITION - Lummi inst. of Kit Rawson 10/18/88 at 9:30a.m. Sub#86-5	
"	11103	NOTICE OF DEPOSITION - LUMmi inst. of Stan Jones, Sr. 10/18/88 at 9:30a.m. Sub#86-5	
"	11104	CERTIFICATE OF SERVICE	
"	11105	RESPONSE - Muckleshoot Tribe's to Suquamish objections to R & R. Serv. Sub#85-1.	
"	11106	MOTION - Muckleshoot Tribe's for order adopting Sp. Master Report. Noted 11/4/88. Service. Sub#85-1	
"	11107	REGULATIONS - Port Gamble Klallam Tribe re:Chum. #88-07. Service.	
Oct. 15	11108	RESPONSE - Lummi and Tulalip Tribes' in opposition to Suquamish objections to R & R. Sub#85-1. Service.	
Oct 17	11109	MOTION - Skokomish, Port Gamble Klallam, Lower Elwha Klallam, & Jamestown Klallam Tribes' for TRO and Preliminary Inj. re Fishing in Area 9. Sub#88-2.	
"	11110	MEMORANDUM OF POINTS & AUTHORITIES in support of mtn. for TRO. Sub#88-2	
"	11111	DECLARATION of Scott D. Brewer. Sub#88-2.	
"	11112	DECLARATION of Peter H. Dygert. Sub#88-2.	
"	--	Lodged TRO Sub#88-2	
"	11113	CERTIFICATE OF SERVICE. Sub#88-2	
Oct 18	11114	MINUTE ORDER - REC that there will be a hearing on the mtn for prelim. injunc. at 2:00 pm 11/16/88 and cont to 9:00 a.m. 11/17/88 in the 7th floor courtroom in Seattle. Sub#86-5. (ent & mld 10/18/88)	
Oct 19	11115	NOTICE OF CHANGE OF ADDRESS - Dennis Reynolds. Phase I. Service.	
"	11116	AFFIDAVIT of Randy Hatch in response to mtn for TRO. Sub#88-2. Service.	
Oct 28	11117	NOTICE OF CHANGE OF ADDRESS - Dept. of Justice, Oregon.	
"	11118	REGULATIONS - Skokomish Tribe re:1988 Chum. #88-24. Service.	
"	11119	JOINT MOTION - St. of Wa., Muckleshoot & Suquamish Tribes' for ext. of time to file report. Noted 10/31/88. Sub#87-5.	
"	11120	MEMORANDUM - in support of joint mtn. Sub#87-5.	
"	11121	DECLARATION - of Dr. Curt Smith. Sub#87-5	
"	--	Lodged order	
"	11122	CERTIFICATE OF SERVICE	
Nov 1	11123	RENEWED MOTION for preliminary injunction re Fishing in Area 9 - Tribes'. Sub#88-2	
"	11124	MEMORANDUM OF POINTS AND AUTHORITIES in support of mtn. Sub#88-2	
"	11125	SUPPLEMENTAL DECLARATION - of Peter H. Dygert. Sub#88-2	
"	11126	DECLARATION - of Bernard R. Tom. Sub#88-2.	
"	--	Lodged proposed prelim injunction. Sub#88-2	
"	11127	CERTIFICATE OF SERVICE. Sub#88-2	
Nov 3	11128	ORDER - REC that renewed mtn for prelim injunc re fishing Area 9 is set for hearing 11/16/88 at 10:00 a.m. in Seattle. Parties wishing to file support or opposition shall file by 11/10/88 and mail express copies to Fresno, CA. There shall be no further fishing in Area 9 until order of the Court. It is further ordered that Court shall make a prelim determination as to issuance of an order to show cause as to why certain tribes should not be held in contempt for violating court's order of 10/18/88 (ent & mld 11/3/88. Sub#88-2	

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4388

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DATE	NR.	PROCEEDINGS
<u>1988</u>		
11/3	11129	ORDER - REC that the parties' joint mtn for Ext of time to file report is granted; due 12/1/88. (ent & mle 11/3/88) Sub#87-5.
11/7	--	Received original of order #11128. Sub#88-2.
11/8	11129a	Praecipe - to iss trial subpoena for Dennis Austin 11/16/88. Sub#88-2. Pltf. inst.
11/10	11130	NOTICE OF APPEARANCE - of A.J. Kuntze for Swinomish Tribe. Phase I. Service. SR
"	11131	NOTICE OF APPEARANCE - Joanne Foster for Suquamish Tribe. Sub#88-2. Service.
Nov 12	11132	MEMORANDUM - Lummi Tribe re: order to show cause. Sub#88-2
"	11133	DECLARATION - of R. Bruce Haley. Sub#88-2.
"	11134	DECLARATION - of Alan Chapman. Sub#88-2.
"	11135	CERTIFICATE OF SERVICE. Sub#88-2
"	11136	SUPPL MEMORANDUM - moving parties in support of injunction closing area 9. Sub#88-2
"	11137	THIRD DECLARATION - of Peter H. Dygert. Sub#88-2.
"	11138	CERTIFICATE OF SERVICE. Sub#88-2
"	11139	ORDER - REC that mtn to disqualify Mason Morisset and the firm of Pirth, Morisset et al. is denied. (Ent & mld 11/14/88) Sub#86-5.
Nov 14	11140	MEMORANDUM - Tulalip Tribes in response to renewed mtn for prelim. injunc. Sub#88-2.
"	11141	DECLARATION - of Kt Rawson. Sub#88-2.
"	11142	CERTIFICATE OF SERVICE. Sub#88-2
Nov 15	--	Lodged prelim. injunc. See Tribes' Service. Sub#88-2.
Nov 16	11143	NOTICE OF APPEARANCE an participation - of Kathryn Nelson w/ Michael Thorp for the Port Gamble Klallam, Lower Elwah Klallma, Jamestown Klallam and Skokomish Tribes. Sub#88-2, 86-5. service.
"	11144	MOTION - St. of Wa. to quash subpoena served upon A. Dennis Austin. Sub#88-2
"	11145	AFFIDAVIT - of A. Dennis Austin. Sub#88-2
"	11146	AFFIDAVIT OF SERVICE. Sub#88-2
"	11147	AFFIDAVIT - of Randy Hatch in response to renewed mtn for prelim injunc. Sub#88-2.
"	11148	TRIAL MEMORANDUM - Lummi Tribe re Prelim. Injunc. in Area 8A. Sub#86-5.
"	11149	BENCH MEMORANDUM - Tulalip Tribes. Sub#86-5
"	11150	DECLARATION - of Kit Rawson. Sub#88-2.
"	11151	MINUTES - hearing b4 REC. CR: Joe Roth. Movant Tribes withdraw mtn. for Prelim. Injunc. Sub#88-2.
"	11152	MINUTES - hearing b4 REC. CR: Joe Roth. After hearing statements of cnsl Tulalip witnesses R. Hatch, J. Drotts, Lt. Williams, Stan Jones, Sr., Bernard Gobin, and Kit Rawson are sworn and testify. Court is recessed until 8:30 a.m. 11/17/88. Sub #86-5.
Nov 17	11153	MINUTES - hearing b4 REC. CR: Joe Roth. Tulalip witness K. Rawson completes testimony. Tulalip witness T. Williams is sworn & testifies; S. Jones, SR & K. Rawson are recalled. The Tulalip Tribe rests. Lummi witnesses Larry Kinley, Florence Kinley, Robert Haley, Ala Chapman, & Gerald James are sworn and testify. The Lummi Tribe rests. Tulalip witnesses S. Jones, B. Goblin, K. Rawson & Lummi witness A. Chapman are recalled. Exhibits are marked and admitted. L-39, T-34, T-42 a & b are corrected. After closing remarks by the Tulalip, Lummi, Suquamish Tribes and Quinault Nation the Court orders briefs due 12/9/88, responses due 12/19/88. Sub#86-5
"	11154	WITNESS LIST. Sub#86-5
"	11155	EXHIBIT LIST. Sub#86-5

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<u>1988</u>		
Nov 18	11156	CERTIFICATE OF SERVICE - of Declaration of Kit Rawson. Sub#86-5.
Nov 21	11157	REGULATIONS - Port Gamble Klallam Tribe re 1988 Winter Steelhead. #88-09. Serv.
Nov.21	11158	REGULATIONS - Point-No-Point Treaty Council re: Einter Steelhead. #88-75.Serv.
Nov.21	11159	REGULATIONS - Lower Elwha Klallam Tribe re Steelhead. #88-17. Serv.
Nov.22	11160	CERTIFICATE OF SERVICE - Trial memorandum of Lummi Tribe. Docket #11148. Sub#86-5.
Nov 29	11161	REGULATIONS - Skokomish Tribe re 1988-89 Steelhead. #88-30. Service.
"	11162	TRANSCRIPT - of proceedings b4 REC 11/16/88. Sub#86-5.
"	11163	TRANSCRIPT - of proceedings b4 REC 11/17/88. Sub#86-5.
Nov 30	11164	TRANSCRIPT - of proceedings b4 REC 11/16/88. Sub#88-2.
Dec 2	11165	JOINT REPORT - St. of Wa. & Muckleshoot & Suquamish Tribes. Sub#87-5.
"	11166	MOTION Tribes' for dismissal w/out prej. Noted 12/23/88. Sub#88-2.
"	--	Lodged order. Sub#88-2
"	11167	CERTIFICATE OF SERVICE. Sub#88-2
Dec. 3	11168	REGULATION - Makah Tribe re: pff reservation steelhead. Service.
"	11169	POST HEARING MEMORANDUM - USA re: assessment of Sp. Master's compensation. Sub# 85-1. Service.
Dec 7	11170	CERTIFICATE OF SERVICE - #11165. Sub#87-5.
Dec 10	11171	POST TRIAL MEMORANDUM - Lummi Tribe. Sub#86-5. Service
Dec 12	11172	POST TRIAL MEMORANDUM - Tulalip Tribe. Sub#86-5. Service.
"	11173	POST HEARING CLOSING MEMORADUM - USA. Sub#86-5. Service
Dec 14	11174	MOTION TO REOPEN TESTIMINY- Lummi Tribe. Sub#86-5. Not noted.
"	11175	DECLARATION - of Anlan Chapman. Sub#86-5.
"	11176	CERTIFICATE OF SERVICE. Sub#86-5.
"	11177	FAX - Lower Elwha Klallam Fisheries to correct steelhead regulation # 88-17 to 88-18..
Dec 20	11178	REPLY MEMORANDUM - Tulalip Tribe's in support of mtn for prelim. injunc. Sub#86-5. Service.
"	11179	REPLY MEMORANDUM - Lummi Tribe's re Area 8A. Sub#86-5.
"	11180	RESPONSIVE MEMORANDUM - Suquamish Tribe's re Tulalip request for prelim. injunc. in Area 8A, Sub#86-5.
"	11181	JOINDER - Swinomish Tribe's in responsive memo of Suquamish Tribe. Sub#86-5.
"	11182	CERTIFICATE OF SERVICE. Sub#86-5.
"	11183	ORDER(REC) - setting oral argument by telephone conference call 2/6/89 at 3:00 p.m. re Muckleshoot Tribe's mtn. for order adopting the Sp. Master's Report. If the date of oral argument is not convenient the parties shall stipulate to hearing date at least two weeks in advance. (ent & mld 12/20/88) Sub#85-1.
Dec 22	--	Received cpy of letter to REC from USA that no closing memorandum will be submitted. Sub#86-5.
Dec 23	11184	NOTICE OF MOTION - Lummi Tribe re mtn to reopen testimony . Noted 1 13 88. Sub#86-5.
Dec 30	11185	REGULATION - Point No Point Treaty Council re In-Common Clam and Oyster. #89-1/

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<u>1988</u>		
Dec 31	11186	ORDER - REC that parties prepare a stipulated exhibit setting forth designations for the WDF catch areas discussed in exhibits T-23,T-24,T-25; due w/in 15 days. (Ent & mld 1/3/89) Sub#86-5.
<u>1989</u>		
Jan 3	11187	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. & Wa. St. Dept. of Fisheries.re: Methods for the Updating of Chinook, Coho, & Chum Salmon Runs entering Puget Sound in 1988. Dec. 1988
"	11188	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. & Wa. St. Dept. of Fisheries re 1988 Puget Sound Summer Fall Chinook Forecast & Mgmt Recommendations. August 1988.
Jan 14	11189	JOINT REPORT - Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. & Wa. St. Dept. of Fisheries re: 1988 Puget Sound Coho Salmon Forecasts & Mgmt. Recommendations. November 1988
Jan 20	11190	PRAECIPE - Tulalip Tribe requesting attachment of Appendix B to original reply memo in support of mtm for TRO 12/19/88. Sub#86-5.
"	11191	NOTICE OF CHANGE OF ADDRESS - of cns1 for Muckleshoot Tribe. Sub#86-5.
"	11192	NOTICE OF CHANGE OF ADDRESS - of cnls for Muckleshoot Tribe. Sub#85-1.
Feb 1	11193	REGULATIONS - Point No Point Treaty Council re In-Common Herring. #89-09.Serv.
"	11194	REGULATIONS - Point No Point Treaty Council re In -Common Bottomfish. #89-10.Serv.
Feb 3	11195	CERTIFICATE OF SERVICE of stipulated exhibit T-51. Sub#86-5
Feb 14	11196	JOINT REPORT - Puget Sound Treaty Indian Tribes,NW Indian Fisheries Com. & Wa. St. Dept. of Fisheries re: 1988 Puget Sound Chum Salmon Forecasts and Mgmt Recommendation. January 1989.
Feb 16	11197	ORDER(REC) - that mtm for TRO and Prelim Injunction is dismissed w/out prejudice. Sub#88-2. (ent & mld 2/16/89)
Feb 17	11198	MOTION - Jamestown Klallam Tribe for herring rights determination. Noted 3/10/89. Sub#89-1.
"	11199	DECLARATION - of Phillip Katzen. Sub#89-1
"	--	Lodged order.
"	11200	CERTIFICATE OF SERVICE.
Feb 25	11201	ORDER(REC) - denying motion for reconsideration of appt. of Sp. Master. Sub#85-1. (ent & mld 2/27/89)
"	11202	ORDER(REC) - adopting report of Sp. Master Cooper. Sub#85-1. (ent & mld 2/27/89) The Suquamish Tribe does not have the status of political successor-in-interest to the treaty-time Duwamish Tribe.
"	11203	ORDER(REC) - that Sp. Master Cooper be paid a fee in amt.of \$1530.00.Suquamish, Muckleshoot, Tulalip,Lummi Tribes and USA to pay \$306.00 each. Payment due 3/27/89. Sub#85-1. (Ent & mld 2/27/89)
Feb 27	11204	REPORT AND RECOMMENDATION (JLW)- on State's motion for partial SJ. Objections due w/in 15 days. Sub#83-3. Copy in C83-117T. (ent & mld 2/28/89)
"	--	Lodged order. Sub#83-3.
"	11205	ORDER(JLW) - (1) all parties may conduct discovery on all issues; (2) Quinault Nation may depose Dr. B. Lane; mtm to strike her declaration is denied; (3) mtm of Shoalwater and Confederated Chehalis Tribes to strike



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	11205	(cont.) portions of the Declaration of Richard Reich and Memorandum of the Quinault Indian Nation is granted. Sub#83-3. Copy in C83-117T. (ent & mld 2/28/89)	
Mar 1	11206	REGULATION - Point No Point Treaty Council In-Common Clam and Oyster Regulations. #89-13. Attached notice that this replaces #89-01, 89-03, 89-08.	
"	11206a	TRANSCRIPT - of proceedings (telephonic conference) b4 REC 2/6/89. Sub#85-1.	
Mar 2	11207	FAB 88-1 re: Area 9 Chum Salmon Fishery	
Mar 3	11208	REGULATION - Makah for Off-Reservation Halibut Fishery. #89/90-1.Service.	
"	11209	RFD -Jamestown Klallam, Lower Elwha, Port Gamble and Skokomish Tribes re U & A fishing grounds of the Lummi Tribe. Sub#89-2	
"	11210	CERTIFICATE OF SERVICE.	
Mar 7	11211	NOTICE OF APPEARANCE and participation - Suquamish Tribe. Sub#89-2. Service.	
Mar 10	11212	NOTICE OF APPEARANCE and participation - Lummi Tribe in Sub#89-2	
"	11213	MOTION & AFFIDAVIT - for continuance of time limit for response to RFD. Sub#89-2	
"	11214	MOTION & AFFIDAVIT - for order shortening time on mtn for continuance. Sub#89-2.	
"	--	Lodged order of continuance.	
"	11215	NOTICE - Lummi mtns for continuance and to shorten time to be heard 3/17/89. Sub	
"	11216	CERTIFICATE OF SERVICE. Sub#89-2	
"	11217	NOTICE OF APPEARANCE and participation - Lummi Tribe in Sub#89-1.	
"	11218	RESPONSE - Lummi Tribe objects to Jamestown Klallam mtn for herring rights determination. Sub#89-1	
"	11219	CERTIFICATE OF SERVICE. Sub#89-1	
"	11220	JOINDER - Swinomish Tribe in Lummi mtn for continuance. Sub#89-2. Service.	
"	11221	RESPONSE - Swinomish Tribe to Jamestown Klallam mtn for herring rights determination. Sub#89-1. Service.	
Mar 11	11222	MEMORANDUM - USA concurring w/ Jamestown Klallam mtn re herring fishing rights. Sub#89-1. Service.	
"	11223	RESPONSE - Tulalip Tribe requests additional time. Sub#89-1.Service.	
Mar 13	11224	ORDER(REC) - denying Lummi mtn to reopen testimony. Sub#86-5. (ent & mld 3/13/89)	
"	11225	DECISION & ORDER(REC) re: Tulalip mtn for prelim injunc in Area 8A. The court grants the mtn with one condition: that the issues concerning the Lummi right(s) to fish in Area 8A are preserved in the first instance for mediation. (ent & mld 3/13/89)	
Mar 13	11226	MOTION - Jamestown Klallam et al. for TRO and Prelim. Injunc. re halibut fishing in Klallam waters. Sub#89-2.	
"	11227	MEMORANDUM - of points and authorities in support of mtn. Sub#89-2.	
"	11228	DECLARATION - of Ann Seiter. Sub#89-2.	
"	11229	DECLARATION - of Peter H. Dygert. Sub#89-2	
"	--	Lodged TRO. Sub#89-2	
"	11230	OBJECTION - Jamestown Klallam et al. to request for continuance by Lummi, Swinomish Tribes, and for additional time by Tulalip Tribe. Sub#89-2	
"	11231	CERTIFICATE OF SERVICE.	

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Mar 14	11232	NOTICE OF APPEARANCE and participation - Suquamish Tribe. Sub#89-2. Service.
"	11233	JOINDER - Suquamish Tribe in Lummi mt. for continuance and mt. to shorten time. Sub#89-2. Service.
"	11234	OBJECTIONS - St. of WA. to R & R on State's mt. for partial SJ. Sub#83-3. Serv.
Mar 15	11235	REGULATION - Makah Tribe re Off- Reservation Chinook & Coho Salmon.
"	11236	COMMENTS & OBJECTIONS - USA to R & R on St. mt. for partial SJ. Sub#83-3. Serv.
Mar 16	11237	MINUTE ORDER(REC) - telephone conference scheduled 12:30 p.m. 3/21/89 re mt. for TRO re halibut fishing in Klallam waters. Sub#89-2. cc:cns1.
Mar 18	11238	ORDER(REC) - the Lummi Tribe has until 3/31/89 to file responsive pleading to RFD. Sub#89-2.cc: cns1.
Mar 20	11239	MEMORANDUM - Lummi Tribe's in opposition to TRO. Sub#89-2.
"	11240	DECLARATION - of Alan Chapman. Sub#89-2.
"	11241	MINUTE ORDER(REC) - telephone conference scheduled 3/21/89 is continued to 9:00 a.m. 3/24/89. Sub#89-2. cc: cns1.
Mar 21	11242	CERTIFICATE OF SERVICE- Lummi documents # 11239 & 11240. Sub#89-2
"	11243	DECLARATION of Robert Elofson. Sub#89-2.
"	11244	CORRECTED DECLARATION of Ann Seiter. Sub#89-2.
"	11245	CERTIFICATE PF SERVICE. Sub#89-2.
Mar 23	11246	LETTER - cns1 Nooksack Tribe to appear in Sub#89-1 & Sub#89-2.
"	11247	DECLARATION - of Randy Harperin support of mt. for TRO Sub#89-2.
"	11248	SECOND DECLARATION - of Peter H. Dygert in support of TRO.Sub#89-2
"	11249	CERTIFICATE OF SERVICE.
Mar 24	11250	DECLARATION OF KURT F. Grinnell. Sub#89-2
"	11251	CERTIFICATE OF SERVICE.
Mar 28	11252	NOTICE OF SUBSTITUTION - Robert K. Costello, AAG, for Dept of Wildlife and Fisheries and Narda Pierce, Deputy AG added as cns1 for St. of Wa. Phase I. Serv.
"	11253	NOTICE OF APPEAL- Suquamish Tribe from orders ent 2/27/89.
Mar 29	--	Mailed appeal packet to CCA. cc: cns1. Sub#85-1.
"	11253 a	MINUTE ORDER - pursuant to the order of REC the mt. for TRO is denied. Sub#89-2. cc: cns1.
Mar 30	11254	MOTION - Point No Point Tribes' for Prelim. Inj. re: halibut fishing in Klallam waters. Noted 4/14/89 (4/11/89). Oral argument requested. Sub#89-2.
"	11255	MOTION & AFFIDAVIT - Point No Point Tribes' for order shortening time to 4/11/89. Noted 4/4/89. sub#89-2.
"	11256	CERTIFICATE OF SERVICE.. Sub#89-2.
Mar 31	11257	RESPONSE - Lummi Tribe's to Point No Point RFD. Sub#89-2. Service.
Apr 1	11258	NOTICE OF COMPLIANCE - Tulalip Tribe re payment of Sp. Master fees. Service.Sub#85-
Apr 3	11259	MEMORANDUM - Tulalip Tribe's in response to Klallam RFD. Sub#89-2. Service.
*Apr 1	11260	NOTICE OF WITHDRAWAL of Donald Stuart as cns1 for Wa. Trollers and substitution of James Wexler. Service.
Apr 4	--	Lodged order or mt. to shorten time re setting of Prelim. Inj. hearing re: Lummi fishing in Klallam waters. Sub#89-2. Service.
Apr 6	11261	REPLY - Quinault Nation's to US and St. of WA. obj. to R & R on St. mt. for partial SJ. Service. Sub#83-3. Cpy C83-117T.
"	11262	LETTER - cns1 Nooksack Tribe withdraws appearance in Sub#89-1 & #89-2.

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<u>1989</u>		
Apr 7	11263	DECLARATION - of Dr. Barbara Lane re: Lummi Tribe's U & A Fishing Places. Sub#89-2. Service.
"	11264	ORDER(REC) - Moving Parties and Lummi Tribe shall prepare statements of positions on suggestion of US to bifurcate Prelim. Inj. hearing and deal only w/ issue of Lummi fishing in Strait of Juan de Fuca, due 4/10/89; hearing on Prelim. Inj. 5/4/89 at Courthouse in Seattle; Moving Party brief due 4/12/89, responses due 4/19/89, rebuttals due 4/26/89; lists of witnesses and approximate times of testimony due 4/26/89. Sub#89-2. (etn & mld 4/10/89)
Apr 10	11265	NOTICE OF COMPLIANCE - USA re payment of Sp. Master's fees. Sub#85-1. Service.
"	11266	STATEMENT OF POSITION- Point No Point Tribes' in support of US suggestion to bifurcate hearing on Prelim. Inj. Sub#89-2. Service.
Apr 11	11267	STATEMENT OF POSITION- Tulalip Tribes' re bifurcation. Sub#89-2. Service.
"	11268	OBJECTION - Lummi Tribe's to bifurcation of proceedings. Sub#89-2. Service.
Apr 12	11269	REGULATION - Makah re Off Reservation Chinook salmon. #89/90-3. Service.
"	11270	TRANSCRIPT DESIGNATION - Sub#85-1.
"	11271	NOTICE OF COMPLIANCE - Suquamish Tribe re payment of Sp. Master's fees. Sub#85-1. Service.
"	--	Mld Cert. of Record to CCA. cc:cmsl. Appeal 85-1.
"	--	Lodged order re bifurcation - Point No Point Tribes. Sub#89-2.
"	11272	OPENING BRIEF - Klallam Tribes(Point No Point) in support of mtm for a Prelim. Inj. re halibut fishing in Klallam waters. Sub#89-2. Service.
Apr 13	--	Received typed versions of Corrected Declaration of Ann Seiter, Declaration of Kurt Grinnell, Declaration of Robert Elofson. Docket #'s 11244,11250 & 11251.
Apr 15	11273	REGULATION - Point No Point re commercial troll fisheries. Service.
"	11274	ORDER(REC) - request for bifurcation is denied. Court assigns to Mag. Weinberg the Motion for Prelim. Inj. for an R&R. Mtn. to be heard 5/4-5/5/89. (Ent & mld 4/17/89).
Apr 17	11275	MINUTE ENTRY - Klallam mtm for Prelim. Inj. will be heard by Mag. JLW on 5/4/89 & 5/5/89 at 9:00 a.m. in Rm. 102, US Courthouse, Seattle Sub#89-2. cc: cn
Apr 20	11276	MOTION - Jamestown Klallam to dismiss herring rights determination w/out prej.. Noted 5/5/89. Sub #89-1. Serv.
"	--	Lodged order.
"	11277	CERTIFICATE OF SERVICE
"	11278	REPLY BRIEF - Tulalip Tribes'. Sub#89-2. Service.
"	11279	REPLY MEMORANDUM - Lummi Tribe. Sub#89-2. Service.
Apr 26	11280	REPLY BRIEF - Klallam Tribes' in support of mtm for Prelim. Inj. Sub#89-2
"	11281	WITNESS LIST - Klallam Tribes' Sub#89-2.
"	11282	CERTIFICATE OF SERVICE. Sub#89-2
Apr 27	11283	RESPONSE BRIEF - Tulalip Tribes'. Sub#89-2. Service
"	11284	MOTION - Lummi Tribe to dismiss or in the alternative for SJ. Sub#89-2
"	11285	NOTE FOR MOTION - 5/4/89 b4 JLW. Sub#89-2
"	11286	ADDITIONAL CITATIONS - to the record by Lummi Tribe. Sub#89-2.
"	11287	WITNESS LIST - Lummi Tribe. Sub#89-2
"	11288	CERTIFICATE OF SERVICE. Sub#89-2.

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Apr 27	11289	WITNESS LIST - Swinomish Tribe. Sub#89-2. Service.
"	11290	ORDER(REC) - dismissing Jamestown Klallam mt. w/out prej. Sub#89-1.
"	--	Received <sup>(ent &amp; mld)</sup> from CCA appeal #89-35254 for appeal filed 3/28/89.
Apr 28	11291	MANAGEMENT PLAN for the 1989 North Puget Sound Herring Fishery. Service.
"	11292	MINUTES - telephone conference w/ JLW. Klallam Mtn. for prelim. inj. is cont.; Lummi mt. for dismissal is stricken; schedule for pretrial proceedings to be established. Sub#89-2. cc: cnsl.
April 29	11293	CERTIFICATE OF SERVICE - Tribes' Requests for Admission, Interrogatories, Requests for Production have been served. by mail 4/28/89. Sub#88-1.
"	11294	REGULATION - Point No Point Treaty Council In- Common Clam and Oyster Regulation #89-26.
*Apr 27	11295	ORDER(CCA) - re time schedule: opening brief due 7/14/89; appelle brief due 8/14/89 reply due w/in 14 days. (ent 5/1/89)
May 4	11296	REGULATION - Port Gamble Klallam Tribe re 1989 Clam and Oyster. On Reservation regulations. ° 89-01. Service.
"	--	Received copy of letter from Suquamish cnsl to CCA re caption of appeal 89-35254
May 9	11297	JOINT REPORT - WA. Dept. of Fisheries; Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. re 1989 Puget Sound Sockeye Salmon Forecasts and Mgmt. Recommendations. April 1989. Service.
May 12	11298	JOINDER - Quileute & Hoh Tribes in RFD re: State Regulation of Boats Used in the Treaty Fishery. Sub#88-1. Service.
May 15	11299	REGULATIONS - Point no Point Treaty Council In-Common Shrimp. #89-35.
May 16	11300	NOTICE OF WITHDRAWAL AND SUBSTITUTION of Kathryn Nelson and Charles Douthwaite for Michael Thorp as counsel for Port Gamble Klallam Tribe. Serv.
"	11301	NOTICE OF WITHDRAWAL AND SUBSTITUTION of Kathryn Nelson and Charles Douthwaite for Michael Thorp as counsel for Port Gamble Klallam Tribe. Sub#80-2.
"	11302	NOTICE OF WITHDRAWAL AND SUBSTITUTION of Kathryn Nelson and Charles Douthwaite for Michael Thorp as counsel for Port Gamble Klallam Tribe. Sub#85-1.
"	11303	NOTICE OF WITHDRAWAL AND SUBSTITUTION of Kathryn Nelson and Charles Douthwaite for Michael Thorp as counsel for Port Gamble Klallam Tribe. Sub#86-5.
"	11304	NOTICE OF WITHDRAWAL AND SUBSTITUTION of Kathryn Nelson and Charles Douthwaite for Michael Thorp as counsel for Port Gamble Klallam Tribe. Sub#83-9.
May 19	11305	TRIBAL REQUEST FOR DETERMINATION 0 and declaratory injunctive relief re: shellfish. Sub#89-3
"	--	Lodged order. Sub#89-3.
"	11306	CERTIFICATE OF SERVICE. Sub#89-3.
May 24	11307	JUDGMENT(CCA) - that judgment of District Court is reversed. 83-4265. Phase II. (Ent & mld 5/26/89)
May 26	11308	REQUEST - St. of WA for 30 days to respond to Tribal RFD re: shellfish. Sub#89-3. Service.

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1989		
May 30	11309	ORDER(REC) - response time fo St. of WA. is extended to 6/21/89. Sub#89-3. (Ent & mld 5/31/89)
May 31	11310	CERTIFICATE OF SERVICE - defts' answers to REquests for Admission, Interrogatories, & Requests for Production. Sub#88-1,
June 7	11311	ORDER(REC) - all parties in Phase I shall appear at a status conference 9/13/89 at 10:00 a.m. in Seattle; statements to be filed 2 weeks previously. (ent & mld 6/7/89).
"	11312	ORDER(REC) - parties to contact JLW w/in 10 days to schedule status conference. Sub#89-2. (ent & mld 6/7/89)
June 15	----	MEMORANDUM - Dennis Reynolds requesting cnsl to serve copies of pleadings. Sub#89-3-3 For Amicae Curiae Puget Sound Gillnetters and PSWA
June 9	11313	OBJECTIONS- USA to service on amici curiae in Sub#89-3. Service.
June 10	11314	REGUALTIONS - Point No Point Treaty Council re In-Common Summer-Fall Chinook. #89-43. Service.
June 13	11315	REGULATIONS -Puyallup Tribe for 1989-90. #7689. Service.
June 16	11316	REGULATIONS - Lower Elwha Klallam re Summer/Fall Chinook. #89-02. Service
"	11317	MOTION - Indian Bay Association to intervene as additional deft. Sub#89-3.
June 20	11318	MINUTE ENTRY - status conference b4 JLW at 9:00 a.m. 6/28/89. Sub#89-2. cc: cnsl.
June 20	11319	REGULATIONS - Suquamish Tribe re 1989 Preseason Sockeye and Pink Salmon. Service.
June 21	11320	RESPONSE - deft St. of Wa. to RFD re: shellfish. Sub#89-3.
"	11321	RESPONSE - deft St. of Wa. to Tribes' proposed order of reference. Sub#89-3.
"	11322	CERTIFICATE OF SERVICE.
"	11323	REGULATION - Makah Tribe re Sockeye and Pink Salmon. #89/90-10. Service.
"	11324	REGULATION -Point No Point Treaty Council re Fraser Sockeye and Pink Salmon. #89-46. Service.
June 22	11325	MOTION - Quinault Nation for leave to conduct Ocean Invitational Fishery. Noted 7/7/89. Sub#81-2.
"	11326	Lodged order. Sub#81-2.
"	11326	Certificate of Service. Sub#81-2.
June 29	11327	MINUTES - of status conference b4 JLW 6/28/89. Cross motions for SJ from Lummi and Klallam Tribes re Boldt decision determination on U & A fishing places in Juan de Fuca Straits, Discovery Bay, Admiralty Inlet and availability of equitable defenses due 8/18/89; responses of parties due 9/1/89; Lummi and Klallam responsive briefs due 9/11/89; replies due 9/22/89. Further discovery to wait until after decision of motions. Lummi Tribe to file amended pleadings. Responses not due until after motions decided. cc: cnsl. Sub #89-2
June 29	11328	RESPONSE(USA) - to Tribal mtn. for Invitational Fishery. Sub#81-2. Service.
June 30	11329	RESPONSE - Quinault Nation's to Tribal RFD re shellfish. Sub#89-3. Service.
July 1	11330	ORDER(REC) - denying St. of WA. mtn for partial SJ as set forth in the R & R of JLW w/ the following revisions: the court declines to modify interim order governing allocation of catch by Chehalis Tribe; matter remanded to JLW for further proceedings. (ent & mld 7/7/89) Cpy in C83-117T. Sub#83-3
July 6	11331	JOINT REPORT - Wa. Dept. of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Commission re 1989 Puget Sound Spring Chinook Forecasts & Mgmt. R ecommendations. June 1989. Service.

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DATE	NR.	PROCEEDINGS
<u>1989</u>		
Jul 7	11331a	MEMORANDUM to modify 1989 Spring Chinook Report filed by NW Indian Fisheries Com.
Jul 10	11332	ORDER(REC) that the Court approves a reciprocal invitational fishery in which members of the Quinault Indian Nation may fish at the U & A places of the Hoh & Quileute and the last 2 may fish at the U & A Places of the Quinault Nation. This approval applies to fishing south of latitude 48° 2' 15" N. and is for 1989 only and shall not constitute a precedent. (ent & mld 7/10/89) Sub#81-2.
Jul 12	11333	OBJECTION - Tribal to mtg of Indian Bay Assoc. to intervene. Sub#89-3. Service.
Jul 18	11334	REGULATION - Suquamish re 1989 Preseason Fall Chinook Salmon. Service.
Jul 26	11335	NOTICE OF DEP - of Dr. Barbar Lane at 2:00 p.m. 7/25/89 at US Atty Office, Seattle. No iss. USA inst. Service.
Jul 28	11336	REGULATION - Skokomish Tribe re Summer/ Fall Chinook. #89-03. Service.
"	--	Received letter from Puyallup Tribe Counsel re Notice of Dep #11335.
Aug 1	11337	REGULATION - Port Gamble Klallam Tribe re Pink. #89-10. Service.
Aug 3	11338	MINUTE ENTRY - pursuant to direction of JLW status conference to be held 8/16/89 at 9:00 a.m. in chambers to set pretrial and trial schedule. cc: cnsl. Sub#83-3.
Aug 7	11339	ORDER(REC) - of reference of all pretrial non-dispositive matters to JLW. Sub#89-3. cc: cnsl.
Aug 9	11340	NOTICE OF SUBSTITUTION of counsel. Robert Costello, AAG, ST. of WA for Narda Pierce. Sub #83-3. C83-117T. Service.
Aug 11	11341	JOINT REPORT - Wa.Dept. of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. re 1989 Puget Sound Pink Salmon Forecasts and Mgmt. Recommendations. Aug. 1989. Service attached.
Aug 14	11342	REGULATION- Point No Point Treaty Council re In-Common Coho. #89-77. Service.
"	11343	REGULATION - Point No Point Treaty Council re Coho. #88-76. Service.
Aug 16	11344	NOTICE OF CHANGE OF ADDRESS - John Howard Bell, co-counsel for the Puyallup Tribe to be removed from Sub#80-2; his name to be added to Service List with Annette Klapstein in all other subproceedings. Phase I. Serv.
"	11345	MINUTE ENTRY - status. Conerence b4 JLW. Schedule as follows: 1) discovery to proceed immediately 2) report from Dr. Lane due 2/15/89 3) add'l discovery to be completed 3/15/89 4) pretrial order and pretrial briefs due 4/16/89 5) pretrial conference 4/18/89 at 1:30p.m. 5) trial to commence at 9:00 a.m. 4/23/89. There will be no dispositive mtns. Trial to be no longer than 2 weeks. Sub#83-3. cc: cnsl.
Aug 18	11346	CORRECTION - Regulation #11344 is #89-76. Service
Aug 18	11347	MOTION - Skokomish & Klallam Tribes' for SJ. Sub#89-2.
"	11348	MEMORANDUM - in support. Sub#89-2
"	11349	AFFIDAVIT - of Kathryn Nelson in support of mtg. Sub#89-2
"	11350	CERTIFICATE OF SERVICE. Sub#89-2.
Aug 21	11351	MOTION - Lummi Tribe to dismiss or in the alternative for SJ. Sub#89-2.
"	11352	MEMORANDUM - in support. Sub#89-2.
Aug 23	11353	CERTIFICATE OF SERVICE. Sub#89-2.
*Aug 22	11354	REGULATION - Lower Elwha Klallam Tribe re coho. #89-05. Service.

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DATE	NR.	PROCEEDINGS
<u>1989</u>		
Aug 29	11355	MINUTE ENTRY - status conference will be held 9/13/89 in Rm. 235. Phase I. cc: c
"	11356	RESPONSE - St. of WA. to Lummi memorandum in support of SJ. Service. Sub89-2
Aug 31	11357	JOINT TRIBAL STATEMENT - for pretrial conference 9/13/89. Phase I.
"	11358	CERTIFICATE OF SERVICE.
"	11359	STATUS CONFERENCE STATEMENT - St. of Washington. Phase I.
"	11360	CERTIFICATE OF SERVICE.
"	11361	RESPONSE - Hoh, Quileute and Nisqually Tribes. Sub#89-2. Service.
Sept. 1	11362	STATUS REPORT - United States. Phase I. service.
"	11363	REGULATION - Suquamish Tribe re preseason Coho Salmon. Service attached.
"	11364	RESPONSIVE MEMORANDUM - Makah Tribe. Sub#89-2. Service.
"	11365	SUPPL. STATEMENT - re status conference - Makah Tribe. Phase I. Service.
"	11366	RESPONSE - Tulalip Tribes to mtns for SJ. Sub#89-2. Service.
Sept. 2	11367	REQUEST FOR EXT. OF TIME - USA to file response to mtns. for SJ. Sub#89-2. Service.
"	--	Lodged order.
Sept. 6	11368	ORDER(JLW) - response of USA due 9/14/89; replies of any other parties due 9/28/89. All other parts of schedule remain the same. Sub#89-2. (ent & mid
"	11369	REGULATION - Skokomish Tribe re 1989 Coho. #89-10. Service
Sept. 7	11370	REGULATION - Port Gamble Klallam Tribe re Coho. #89-17. Service.
Sept. 8	11371	MOTION TO INTERVENE - Puget Sound Shellfish Growers. Sub#89-3.
"	11372	MEMORANDUM IN SUPPORT . Sub#89-3.
"	11373	DECLARATION - of Wm. J. Taylor in support. Sub#89-3.
"	11374	DECLARATION - of David McMillin in support. Sub#89-3.
"	11375	DECLARATION - of A. John Petrie in support. Sub#89-3.
"	11376	DECLARATION - of Narda Pierce in support. Sub#89-3.
"	11377	CERTIFICATE OF SERVICE.
Sept 9	11378	SUPPL STATUS REPORT - Lummi Tribe. Sub#89-2. Service.
"	11379	SUPPL STATUS REPORT - USA. Phase I. Service.
Sept 11	11380	MEMORANDUM - Skokomish and Klallam Tribes' in opposition to Lummi mtn for SJ. Sub#89-2. Service.
Sept 12	11381	MEDIATOR'S FINAL REPORT - Sub#86-5. Service
Sept 13	11382	NOTE FOR MOTION - Puget Sound Shellfish Growers mtn to intervene noted 9/29/89. Sub#89-3. Service.
"	11383	REPLY - Lummi Tribe tribes' mtn. for SJ and to responses of other parties. Sub#89-2. Service.
Sept. 14	11384	MINUTES - status conference b4 REC on 9/13/89. CR: Marcia Ferrell. Sub#80-2 tribe will file mtn for atty fees w/in 90 days; Sub#81-2a report on progress due w/in 30 days; Sub#87-2 Tulalip Tribe will file mtn for dismissal; Sub#86-5 objections to Mediator's Reoport due 45 days from 9/12/89. The Court addressed counsel and heard reponses. Phase I. cc: cnsl.
Sept. 14	11385	REVISED NOTE FOR MOTION- Puget Sound Shellfish Growers. Noted 9/29/89. Oral argument requested. Sub#89-3. Service.
Sept 15	11386	RESPONSE - USA to mtns. for SJ. Sub#89-2. Service.

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DATE	NR.	PROCEEDINGS
9/16/89	11387	TRANSCRIPT - of telephone conference b4 REC in Fresno, CA 3/24/89. Sub#89-2.
"	11388	TRANSCRIPT -of telephone conference b4 REC re: mtn for shortening time for i. prelim inj. 4/4/89. Sub#89-2.
"	11389	TRANSCRIPT - of telephone conference b4 REC re mtn for restraining order 9/15/88. Sub#86-5.
"	11390	TRANSCRIPT - of telephone conference b4 REC re mtn for restraining order 10/18/88. Sub#88-2.
"	11391	TRANSCRIPT - of telephone conference b4 REC re mtn to disqualify Tulalip cns1. 10/11/88. Sub#86-5.
"	11392	TRANSCRIPT - of telephone conference b4 REC re mtn for TRO 9/16/88. Sub#86-5.
9/19/89	11393	REGULATION - Makah Tribe re Chum slamon off-reservation. Service.
9/20/89	--	Received copy of letter from cns1. Kevin Lyon to Robert Toebbe. Sub#89-3.
9/22/89	11394	TRANSCRIPT - proceeding b4 REC 9/13/89.
9/22/89	11395	DECLARATION - of Reed Gunstone in support of Shellfish Growers' mtn to intervene. Service. Sub#89-3
9/25/89	--	Lodged proposed answer of Shellfish Growers to RFD. Sub#89-3. Service.
9/26/89	11396	RESPONSE - Tribal to Grower's mtn. to intervene. Sub#89-3
"	--	Lodged order. Sub#89-3.
"	11397	CERTIFICATE OF SERVICE. Sub#89-3
9/28/89	11398	RESPONSE - Skokomish and Klallam Tribes to response of US re mtns. for SJ. Service. Sub#89-2.
"	11399	REPLY BRIEF - Puget Sound Shellfish Growers to tribal response. Sub#89-3.
"	--	Lodged order. Sub#89-3.
9/29/89	11400	MOTION FOR BIFURCATION - Tribes. Noted 10/13/89. Sub#89-3.
"	11401	MEMORANDUM IN SUPPORT. Sub#89-3.
"	--	Lodged order. Sub#89-3.
"	11402	CERTIFICATE OF SERVICE. Sub#89-3.
9/30/89	11403	RESPONSE -- USA to SHellfish Growers motion (#11371) to Intervene Sub #89-3 Service.
9/30/89	11404	RESPONSE -- Lummi to USA Reply to Sum Jgm. Motions; Sub #89-2; Service
10/2/89	11405	CERTIFICATE OF SERVICE -- Shellfish Grower's Reply Brief to Tribal Req. for Decl. & Injunc. Relief RE: Shellfish & Prop. Order Granting Intervention; Sub #89-3; svc. on 9/28/89.
10/4/89	11406	POINT NO POINT TREATY COUNSEIL IN-COMMON CHUM REGULATIONS #89-119; service.
10/5/89	11407	AMENDED REQUEST--Tribal for Determination & Declaratory & Injunctive Relief re: Shellfish #89-3 Service
10/10/89	11408	RESPONSE -- Puget Sound Shellfish Grower's to Tribal Motion for Bifurcation#89-3
10/10/89	11409	RESPONSE-- State of WA to Tribal Mtion for Bifurcation #89-3
10/10/89	--	Lodged Order Denying Tribal Motion for Bifurcation #89-3 (orig to R.E. Coyle)
10/13/89	11410	REPLY -- Tribal to State Re: Bifurcation #89-3; Service
10/16/89	11411	ORDER(REC) - that Puget Sond Shellfish Growers may intervene unconditionally in Sub#89-3.(Ent & mld 10/16/89)
"	11412	PROPOSED ANSWER - Shellfish Growers to RFD re: sheelfish. Sub#89-3. Service.

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<u>1989</u>		
10/16/89	11413	MOTION FOR TRO - Swinomish, Upper Skagit and Makah Tribes. Sub#86-5.
"	11414	MEMORANDUM IN SUPPORT - of mtn for TRO re fisheries in areas 4B, 5 and 6C. Sub#86-5
"	11415	AFFIDAVIT - of Lorrain Loomis. Sub#86-5.
"	11416	AFFIDAVIT - of Doreen Maloney. Sub#86-5.
"	11417	AFFIDAVIT - of Robert A. Hayman. Sub#86-5.
"	--	Lodged faxed affidavit of Tony Forsman. Sub#86-5.
"	--	Lodged faxed declaration of Terry Williams. Sub#86-5.
"	11418	DECLARATION - of Daniel P. Greene. Sub#86-5.
"	11419	DECLARATION - of Stephen Joner. Sub#86-5.
"	11420	CERTIFICATE OF SERVICE. Sub#86-5.
"	11421	AFFIDAVIT - of Randy Harper in opposition to mtn for TRO. Sub#86-5. Service.
"	11422	PRAECIPE - to iss subpoena for hearing 10/18/89 b4 JLW. Sub#86-5. Swinomish inst. Iss to Wm. Tweit.
10/17/89	11423	CITATION OF AUTHORITIES - Lummi Tribe. Sub#86-7. Service,
10/18/89	11424	PRAECIPE - to iss subpoena for hearing 10/18/89 b4 JLW. Sub#86-5. Klallam inst. Iss to Larry Rutter.
"	11425	TRO(REC) - Port Gamble Klallam, Jamestown Klallam, Lower Elwha Klallam Tribes are restrained from further fishing in WDF areas 4B, 5, 6C for 48 hrs. commencing 11/13/89 at 10p.m. Hearing re Prelim. Inj. b4 JLW 10/17/89. (ent & mld 10/19/89). Sub#86-5.
"	11426	MINUTES - hearing b4 JLW. The Court accepts the modified agreed order re: restrictions of coho interceptions in 1989 Straits treat chum fishery. cc: cnsl. Sub#86-5. CR: Sue Palmerton.
"	--	Lodged order.
Oct 20	11427	REGULATION - Suquamish Tribe re Preseason Chum Salmon. Service.
"	11428	RESPONSE - Nooksack Tribe to the Mediator's Final Report. Sub#86-5. Service.
Oct 21	11429	STATUS REPORT - Quinault, Makah, Hoh and Quileute Tribes that 4 yr. plan for mgmt and allocation of ocean treaty Indian troll fishery has been agreed to. Sub#81-2, 83-9. Service.
"	11430	NOTICE RE: discovery. Quinault Nation has served Chehalis and Shoalwater Tribes. Sub#83-3. Cpy in C83-117T. Service.
Oct. 23	11431	AGREED ORDER(REC) - Upper Skagit, Makah, Swinomish, and Klallam Tribes re: restriction of coho interceptions in 1989 Straits treat chum fishery. See file for details. Sub#86-5. (ent & mld 10/23/89)
"	11432	COMMENTS - Makah Tribe on Mediator's Final Report. Sub#86-5.
Oct 24	11433	MOTION - Nisqually cnsl. Lyon & Hvalsoe for leave to withdraw. Phase I & Phase II. Noted 11/24/89.
"	11434	NOTICE of intent to w/draw by Nisqually cnsl. Lyon & Hvalsoe. Phase I & II
"	11435	AFFIDAVIT - of Kevin Lyon. Phase I & II.
"	11436	Lodged order
"	11436	CERTIFICATE OF SERVICE. Phase I & II
"	11437	MOTION - Nisqually for ext of time to respond. Sub#86-5.
"	--	Lodged order.
"	11438	CERTIFICATE OF SERVICE. Sub#86-5.
Oct. 26	11439	ORDER(REC) - that Nisqually mtn for ext of time to respond to mediator's final report is denied. (ent & mld 10/26/89)

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<u>1989</u>		
Oct 26	11440	CERTIFICATE OF SERVICE - of Makah Tribe comments on Mediator's Final Report. Sub#86-5.
"	11441	REGULATIONS - Skokomish tribe re 1989 Chum Salmon. #89-21.
Oct 27	11442	RESPONSE - Puyallup Tribe to Mediators' Final Report. Sub#86-5. Service.
"	11443	SUPPL COMMENTS - Makah Tribe on Mediator's Final Report. Sub#86-5. Service.
"	11444	RESPONSE - Swinomish tribe to Final Mediator's Report. Sub#86-5. Service.
"	11445	JOINT RESPONSE - Klallam & Skokomish Tribes to Mediator's Final Report. Sub#86-5. Service.
"	11446	POST-MEDIATION REPORT - Muckleshoot Tribe. Sub#86-5. Service.
Oct 28	11447	RESPONSE - Nisqually Indian Tribe to Mediator's Final Report. Sub#86-5.
"	11448	RESPONSE - Hoh Indian Tribe to Mediator's Final Report. Sub#86-5.
"	11449	RESPONSE - Quileute Indian Tribe to Mediator's Final Report. Sub#86-5.
"	11450	RESPONSE - Squaxin Island Indian Tribe to Mediator's Final Report. Sub#86-5.
"	11451	CERTIFICATE OF SERVICE. Sub#86-5.
"	11452	REGULATIONS - Port Gamble Klallam Tribe re Chum Salmon. #89-21.
"	11453	RESPONSE - Quinault Nation's to Mediator's Final Report. Sub#86-5. Service.
"	11454	COMMENTS - Suquamish Tribe to Mediator's Final Report. Sub#86-5. Service.
"	11455	RESPONSE - St. of WA to Mediator's Final Report. Sub#86-5. Service.
"	11456	COMMENTS - Tulalip Tribe to Mediator's Final Report. Sub#86-5. Service.
"	11457	RESPONSE - Lummi Tribe to Mediator's Final Report. Sub#86-5. Service.
Oct. 30	11458	COMMENTS - Yakima Nation re Mediator's Final report. Sub#86-5. Service.
"	11459	TRANSCRIPT - hearing b4 JLW on Prelim. Injunc. 10/18/89. Sub#86-5.
Nov 1	11460	TRANSCRIPT - proceedings(tel. conference) b4 REC 10/13/89. Sub#86-5.
Nov 2	11461	MOTION - Stillaguamish Tribe's for a Prelim. Inj. Noted 11/17/89. Oral arg. requested. Sub#80-1
"	11462	MEMORANDUM - in support of mtn. for Prelim. Inj. Sub#80-1.
"	11463	DECLARATION - of John V. Drotts. Sub#80-1.
"	--	Lodged order.
"	11464	CERTIFICATE OF SERVICE. Sub#80-1.
Nov. 3	11465	REGULATION - Makah re Steelhead. #89/90 - OFF -41
Nov 13	11466	MEMORANDUM - Tulalip Tribe in opposition to mtn for Prelim. Inj. Sub#80-1.
"	11467	DECLARATION - of Kit Rawson. Sub#80-1.
"	11468	DECLARATION - of Bernard Gobin. Sub#80-1
"	11469	DECLARATION - of Stanley G. Jones, Sr. Sub#80-1.
"	11470	DECLARATION - of Frances Sheldon. Sub#80-1.
"	11471	CERTIFICATE OF SERVICE
Nov 16	--	C copy of letter to REC from Stillguamish Tribe to w/draw mtn. for Prelim. Inj. Sub#80-1.
Nov 17	11472	ORDER(REC) - for oral argument in connection w/ cross-motions for SJ at 10:00a.m. at the US Courthouse in Seattle on 12/14/89. cc: cnsl.Sub#89-2 (ent 11/17/89)
Nov. 20	11473	REGULATIONS - Point-No-Point Treaty Council re Winter Steelhead. #89-154.Serv.
"	11474	AFFIDAVIT OF MAILING - Chehalis Tribe of Quinault Nation discovery. Sub#83-3. Copy in C83-117T.
Nov. 21	11475	JOINT REPORT -Wash. Dept. of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. re 1989 Puget Sound Coho Salmon Forecasts and Mgmt. Recommendations. Nov. 1989. Service.

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<u>1989</u>		
Nov. 22	11476	REGULATION - Port Gamble Tribe re 1989 Winter Steelhead. #89-22. Service.
"	11477	REGULATION - Lower Elwha Klallam Tribe re Steelhead. #89-18. Service.
Nov. 25	11478	ORDER(REC) - date set for oral argument (12/14/89) is vacated. The Court will advise whether oral argument is necessary. (ent & mld 11/27/89) Sub#
Nov. 28	11479	SUPPL MEMORANDUM - Shellfish Growers' re mtn for bifurcation. Sub#89-3. Service. <b>89-2</b>
Nov. 30	11480	NOTICE OF APPEARANCE - Charles W. Lean, AAG, w/ Narda Pierce for ST. of WA. Sub#89-3. Service.
"	11481	NOTICE OF STRIKING OF MOTION to w/draw as cnsl. for Nisqually Tribe- Kevin Lyon & S. Hvalsoe. Phase I & II. Service Phase I.
"	11482	MOTION TO INTERVENE - Willapa Bay Oyster Growers. Noted 12/15/89. Oral Argument requested. Sub#83-3. (copy C83-117T)
"	11483	MEMORANDUM in support of mtn to intervene. Sub#83-3. (Copy in C83-117T)
"	11484	DECLARATION - Robert Costello. Sub#83-3. (Copy in C83-117T)
"	11485	DECLARATION - Barbara Kramer. Sub#83-3. (Copy in C83-117T)
"	11486	DECLARATION - John Petrie. Sub#83-3. (Copy in C83-117T)
"	11487	DECLARATION - Steven Marshall. Sub#83-3. (Copy in C83-117T)
"	11488	CERTIFICATE OF SERVICE. Sub#83-3. (Copy in C83-117T)
Dec. 1	11489	REGULATIONS - Skokomish Tribe re 1989-90 Steelhead. #89-28. Service.
Dec 2	11490	ANSWER - ST. of WA. Sub#83-3. Service. (Copy in C83-117T) <span style="float: right;">xxx</span>
Dec 6	11491	MOTION - Tulalip Tribe for dismissal w/out prej. Sub#87-2. Noted 12/22/89.
"	11492	MEMORANDUM IN SUPPORT. Sub#87-2.
"	--	Lodged order Sub#87-2
"	11493	CERTIFICATE OF SERVICE. Sub#87-2
Dec. 9	11494	MEMORANDUM - Quinault Nation's in response to Oyster Growers' mtn to intervene. Sub#83-3. (Copy in C83-117T)
"	11495	DECLARATION - of Richard Reich. Sub#83-3. (Copy in C83-117T)
"	11496	CERTIFICATE OF SERVICE. Sub#83-3. (Copy in C83-117T)
Dec. 11	11497	RESPONSE - USA to applicant's mtn to intervene. Service. Sub #83-3. (Copy in C83-117T)
"	11498	MEMORANDUM - Shoalwater Bay Tribe and Confederated Tribes of Chehalis Reservation in opposition to mtn to intervene. Sub#83-3. (Copy in C83-117T) Service.
"	11499	MINUTES - telephone conference b4 JLW re: affect of consolidation order on discovery The Court directs counsel to present their positions in writing by 12/31/89 cc: cnsl for St. of Wa., USA, Quinault Nation, Confederated Tribes of Chehalis Reservation, Shoalwater Bay Tribe. Tape #1446: 1650-1960. Sub#83-3
"	11500	RESPONSE - Tulalip Tribe to Oyster Grower's mtn to intervene. Service. Sub#83-3. (Copy in C83-117T)
Dec 12	11501	MOTION - Tribes for atty fees. Noted 12/29/89. Oral Arg. requested. Sub°80-2.
"	11502	MEMORANDUM IN SUPPORT - Tribes. Sub°80-2.
"	11503	CERTIFICATE OF SERVICE. Sub°80-2.
Dec 14	11504	REPLY - Tribal to Growers' suppl memorandum re bifurcation. Sub#89-3. Service.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
<u>1989</u>		
Dec. 14	11505	MOTION - Willapa Bay Oyster Growers to enlarge time to file reply brief. Sub#83-3. Copy in C83-117T
"	11506	DECLARATION - Barbara J. Kramer in support of mtn to enlarge time. Sub#83-3. Copy in C83-117T
"	11507	STIPULATION - Quinault Nation & Oyster Growers re mtn to enlarge time. Sub#83-3. Copy in C83-117T
"	11508	STIPULATION - St. of Wa. & Oyster Growers re mtn to enlarge time. Sub#83-3. Copy in C83-117T
"	11509	STIPULATION - Shoalwater and Confederated Tribes of Chehalis & Oyster Growers re mtn to enlarge time. Sub#83-3. Copy in C83-117T.
"	--	Lodged proposed order.
Dec 15	11510	CERTIFICATE OF SERVICE of Nos. 11505-11509. Sub#83-3.
"	11511	PROPOSED ANSWER - Oyster Growers to complaint for declaratory & injunctive relief. Service. Sub#83-3. Copy in C83-117T
Dec 21	11512	MOTION - Shellfish Growers' to join necessary parties pursuant to Rule 19. Noted 1/12/89. Sub#89-3.
"	11513	MEMORANDUM IN SUPPORT - Growers'. Sub#89-3.
"	--	Lodged order.
"	11514	CERTIFICATE OF SERVICE. Sub#89-3.
"	11515	AMENDED CERTIFICATE OF SERVICE. Sub#89-3.
"	11516	MOTION TO INTERVENE - James and Ann Carter and Laurene Oldham. Noted 1/12/89. Sub#89
"	11517	MEMORANDUM IN SUPPORT - Carter and Oldham. Sub#89-3.
"	11518	AFFIDAVIT of cns1 Eric Richter in support of mtn. Sub#89-3.
"	--	Lodged proposed answer to tribal request re shellfish. Sub#89-3.
"	11519	CERTIFICATE OF SERVICE Sub#89-3
Dec 23	11520	RESPONSE - deflt St. of WA to mtn for atty fees. Sub#80-2. Service.
"	11521	LETTER - St. of WA to JLW re discovery. Sub#83-3. Copy in C83-117T
Dec 26	11522	ORDER(REC) - that Tulalip Mtn for TRO is dismissed w/out prej. Sub#87-2. (ent & mld 12/26/89)
Dec 27	11523	AFFIDAVIT OF SERVICE - St.of WA response to mtn for atty fees. Sub#80-2.
Dec 28	11524	MOTION TO COMPEL - Quinault Nation or in the alternative in limine. Noted 1/12/90 Sub#83-3. Copy in C83-117T
"	11525	MEMORANDUM IN SUPPORT - Quinault Nation. Sub#83-3. Copy in C83-117T
"	11526	CERTIFICATE OF COMPLIANCE - Quinault Nation. Exhibits attached. Sub#83-3.c: C83-117T
"	11527	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T
"	11527a	LETTER - Quinault Nation in response to JLW request. Sub#83-3. Copy in C83-117T
Dec 28	11528	REPLY BRIEF - Willapa Bay Oyster Growers' in support of mtn to intervene. Sub#83-3.
"	11529	DECLARATION - John Petrie in support of mtn to intervene. Sub#83-3.
"	11530	SUPL DECLARATION - Steven Marshall in support of mtn to intervene. Sub#83-3.
"	11531	DECLARATION - Barbara Kramer. Sub#83-3.
"	11532	CERTIFICATE OF SERVICE. Sub#83-3. Copies of 11528-11532 in C83-117T
Dec 29	11533	REPLY - Tribal re atty fees. Sub#80-2. Service.
Dec 30	11534	REGULATION - Point No Point Treaty Council re In Common Clam & Oyster. #90-1, Serv.
"	11535	JOINT REPORT - WA Dept. of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Commission re 1989 Puget Sound Chum Salmon Forecasts and Management Recommendations. Dec. 1989. Service.

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DATE	NR.	PROCEEDINGS
<u>1990</u>		
1/2/90	11536	RESPONSE - USA re scope of discovery. Sub#83-3. Service. Copy in C83-117T
1/5/90	11537	MOTION - St. of WA for leave to file amended answer. Noted 1/19/90. # 83-3. Copy in C83-117T
"	11538	MEMORANDUM - St. of WA. in support of mtn to file amended answer. Sub#83-3. Copy in C83-117T
"	--	Lodged amended answer. Sub#83-3. Copy in C83-117T
"	--	Lodged order. Sub#83-3. Copy in C83-117T
"	11539	NOTICE OF ASSOCIATION OF COUNSEL - Jay D. Geck w/ R Costello for St. of WA. Sub#83-3. Copy in C83-117T.
"	11540	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T.
1/6/90	11541	CORRECTED MEMORANDUM - Quinault Nation in support of mtn to compel or in the alternative in limine. Sub#83-3. Copy in C83-117T. Service.
"	11542	RESPONSE TO MOTION TO INTERVENE - St. of Wa. Sub#89-3. See Docket #11516
"	11543	RESPONSE MOTION TO JOIN - St. of Wa. See docket #11512. Sub#89-3.
"	11544	CERTIFICATE OF SERVICE.
1/8/90	11545	CERTIFICATE OF SERVICE - Shoalwater Bay and Chehalis Tribes' response and declaration. See docket Nos. 11546 & 11547. Sub#83-3. Copy in C83-117T.
1/9/90	11546	RESPONSE - Shoalwater Bay and Chehalis Tribes' to Quinault mtn to compel. Sub#83-3 Copy in C83-117T
"	11547	DECLARATION - Harold Chesnin. Sub#83-3. Copy in C83-117T.
"	11548	MOTION - St. of Wa. for leave to file amended answer. Renoted 1/26/90. Service. Sub# 83-3. Copy in C83-117T
"	11549	RESPONSE - Nisqually Tribe to the Oyster Growers' mtn to intervene. Sub#83-3 Copy in C83-117T. Service.
"	11550	RESPONSE - Tribal to Oldham mtn to intervene. Sub#89-3. Service.
1/10/90	11551	REQUEST - USA for ext of time to respond to Puget Sound Shellfish Growers's mtn to join necessary parties; pltf tribes request similar ext. of time. Sub#89-3. Service.
"	11552	MINUTE ENTRY - JLW grants request of USA and pltf tribes for ext of time to respond to 1/19/90. (ent & mld 1/10/90)
1/11/90	11553	REPLY AND PRESENTATION of Order on mtn to intervene - Carter & Oldham. Sub#89-3 Service.
"	--	Lodged order.
1/12/90	11554	OBJECTION - Tribal to proposed order re intervention. Sub#89-3. Service.
"	11555	ORDER(REC) - ext time for USA and pltf tribes to respond to mtn to join. Sub#89-3. (ent & mld 1/16/90)
1/13/90	11556	PROPOSAL - WDF to Puget /Sound Tribal Biologists re Puget Sound Fishery Mgmt Weeks.
"	11557	PROPOSAL - NWIFC to Puget sound Tribal Biologists re 1989 Mtmt Planning Issues
"	11558	RESPONSE(USA) - to Carter & Oldham mtn to intervene. Sub#89-3. Service.
"	--	Lodged order on mtn to intervene(corrected) presented by Carther & Oldham. Sub#89-3. Service.
1/18/90	11559	MINUTE ENTRY(JLW) - the replies to responses to mtn for joinder are due 1/25/90. (ent & mld 1/18/90) Sub#89-3.

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CIVIL DOCKET CONTINUATION SHEET

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DATE	NR.	PROCEEDINGS
<u>1990</u>		
1/22/90	11560	REGULATIONS - Suquamish Tribe re 1990 Crab Fishery. Service
"	11561	OPPOSITION - USA to Shellfish Growers' Rule 19 joinder mtg. Sub#89-3. Service.
"	11562	REPLY - Tribes to St. of Wa. re Rule 19 joinder mtg. Sub#89-3.
"	11563	RESPONSE - Tribal to Shellfish Growers' Rule 19 joinder mtg. Sub#89-3.
"	11564	MEMORANDUM - Chehalis and Shoalwater Tribes' in opposition to St. of Wa. mtg for leave to file amended answer. Sub#83-3. Copy in C83-117T.
"	11565	DECLARATION - John Sledd. Sub#89-3.
"	11566	CERTIFICATE OF SERVICE of tribal reply, response, & declaration. Sub#89-3.
1/23	11567	NOTICE OF DEPOSITION - St. of Wa. on Barbara Lane 2/16/ & 2/20 at 9:00 a.m. Service. Iss. Sub#83-3.
"	--	Received copy of letter to US Atty George Dysart from Robert Costello, AAG.
1/24	11568	REQUEST - St. of Wa. for ext of time to reply to tribal response and USA opposition to Shellfish Growers joinder mtg. Sub#89-3. Service.
"	11569	MOTION - Willapa Bay Growers' to file suppl memo in support of intervention. Not noted. Sub#83-3. Service. Copy in C83-117T
"	11570	MINUTE ENTRY(JLW) - the request of the St. of Washington for an ext of time to reply to responses to Shellfish Growers joinder mtg is granted. Replies due 2/1/90. (Ent & mld 1/24/90) Sub#89-3
1/25	11571	NOTE FOR MOTION - Willapa Bay Grower' to file suppl memo. Noted 2/9/90. Sub#83-3. Service. Copy in C83-117T.
"	11572	NOTICE RE DISCOVERY - Chehalis and Shoalwater Bay Tribes service on St. of WA. 1/24/90. Sub#83-3. Copy in C83-117T.
1/26	11573	NOTICE RE DISCOVERY - Chehalis and Shoalwater Bay Tribes service on Quinault Indian Nation 1/25/90. Sub#83-3. Copy in C83-117T.
1/29	11574	JOINT REPORT - Wash. Dept. of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Commission re methods for updating of Chinook, Pink, Coho and Chum Salmon Runs entering Puget Sound in 1989. 12/89.
1/30/90	11575	NOTICE OF CHANGE OF FIRM NAME AND ADDRESS - for cnsl for Puget Sound Gill-Netters Assoc. and Purse Seine Vessel Owners Assoc. to Williams, Kastner & Gibbs. Service.
2/1/90	--	ENT: Transcripts #10992 & 11024 to CCA.
"	--	Copy of letter to JLW from USA re ext of time for deposition of B. Lane. Sub#83-3.
"	11576	MOTION - Point No Point Tribes' for prelim injunc re halibut fishing in Klallam waters - 1990. Noted 2/16/90. Sub#89-2.
"	11577	MEMORANDUM - of points & authorities in support of mtg for prelim injunc. Sub#89-2.
"	11578	DECLARATION - of Peter H. Dygert. Sub#89-2.
"	11579	CERTIFICATE OF SERVICE.
"	11580	REPLY MEMORANDUM - Carter & Oldham in support of mtg to compel joinder of private tideland owners. Sub#89-3.
"	11581	AFFIDAVIT - of Michael Eastman. Sub#89-3.
"	11582	CERTIFICATE OF SERVICE. Sub#89-3.
"	11583	REPLY -Puget Sound Shellfish Growers" in support of mtg to compel joinder. Sub#89-3
"	11584	DECLARATION - of Michael Worthy. Sub#89-3.
"	11585	CERTIFICATE OF SERVICE. Sub#89-3

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<u>1990</u>		
2/2/90	11586	AMENDED REPLY - Puget Sound Shellfish Growers' in support of mtn to compel joinder. Service. Sub#89-3.
2/3/90	11587	REPLY - State of Washington to Tribes and USA re mtn to join necessary parties. Service. Sub°89-3.
2/5/90	11588	NOTICE CHANGE OF ADDRESS - for cnsl for WA State Trollers Assoc. to Williams. Kastner & Gibbs.
2/5/90	11589	MINUTE ENTRY - status conference w/ JLW 2/5/90. Court signs order continuing trial date to 10/16/90; directs parties to go ahead on all discovery in both cases; agrees to grant ext of time in issues not consolidated. cc: cnsl. Sub#93-3. Copy in C83-117T.
"	11590	ORDER(JLW) - B. Lane Report due 3/30/90; depo of B. Lane 4/9/90; all parties identify all expert witnesses not previously identified 5/11/90; atty status meeting to narrow issues prior to deadline for filing and serving substantive mtns 5/15/90; file and serve substantive mtns 5/23/90; deadline for service of written discovery 5/25/90; responses due w/ respect to substantive mtns 6/22/90; discovery cutoff 7/3/90; replies to substantive mtns 7/3/90; pretrial order and briefs 9/18/90; pretrial conference 10/9/90; trial 10/16/90(no continuances).Sub#83-3. Copy in 9213. (ent & mld 2/6/90).
2/6/90	11591	AMENDED NOTICE OF CHANGE OF FIRM NAME AND ADDRESS - of cnsl for Rget Sound Gillnetters Assoc. and Purse Seine Vessel Owners Assoc. Serv.
2/7/90	--	Received info memo from JLW re status conference.
2/12/90	11592	RESPONSE - Tulalip Tribes to Klallam mtn for prelim. inj. Sub#89-2. Service.
2/13/90	11593	MEMORANDUM OF POINTS & AUTHORITIES - Lummi Tribe re Klallam mtn for prelim. inj. Sub#89-2.
"	11594	DECLARATION - Alan Chapman. Sub#89-2
2/14/90	11595	AMENDED NOTICE OF DEPOSITION - on Dr. B. Lane 4/9/90. Service. St. of Wa. inst. Iss. Sub°83-3. Copy in C83-117T.
2/15/90	11596	ORDER(REC) that Klallam and Skokomish Tribes' mtn for SJ is granted Lummi Tribe's mtn for SJ is denied. (ent & mld 2/15/90) Sub#89-2
"	11597	ORDER(REC) that atty fees are not recoverable in Proceedings No. 60A and 66; atty fees are recoveralbe in Proceeding No. 77. Sub#80-2. (ent & mld 2/15/90). (Amended order coming)
"	11598	CERTIFICATE OF SERVICE - Lummi Tribe for Memorandum #11593. Sub#89-2.
2/22/90	11599	ORDER AMENDING ORDER re atty fees. Delete lines 11-12 at page 4 and substitute "Consequently the Tribe's motion is denied with respect to this proceeding. Order is nunc pro tunc as of the date of the filing of date of filing of the order re atty fees - #11597. (Ent & mld 2/22/90)
2/23/90	11600	JOINT REPORT - Wash. dept. of Fisheries, Puget Sound Treaty Indian Tribes. NW Indian Fisheries Commission re 1989 Puget Sound Summer Fall Chinook Forecasts & Mgmt Recommendations. Sept. 1989.

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DATE	NR.	PROCEEDINGS	
<u>1990</u>			
2/26/90	11601	MOTION - Tulalip Tribe requesting trial date and pretrial procedures. Noted 3/16/90. Sub#86-5.	
"	11602	REPORT - Tulalip Tribe concerning inter-tribal allocation mediation and memorandum in support of mtn for trial date and pretrial procedures. Sub#86-5.	
"	11603	DECLARATION - of Stanley G. Jones, Sr. Sub#86-5.	
"	11604	DECLARATION - of Bernard Gobin. Sub#86-5.	
"	11605	CERTIFICATE OF SERVICE. Sub#86-5.	
2/27/90	11606	NOTICE RE:DISCOVERY - Quinault Tribe service on Chehalis and Shoalwater Bay Tribes. Sub #83-3. Copy in C83-117T. Service.	
2/28/90	11607	REGULATION - Port Gamble Klallam On Reservation re 1990 Clam & Oyster. #90-01. Service.	
3/2/90	11608	ORDER(REC) - implements the order filed 2/15/90: the Court adopts the R & R of JLW relating to atty fees and cost in Proceeding #77 and awards fees and costs in total amt. of \$16,524.35; the Clerk shall enter judgment and each award shall be payable forthwith by the St. of Wa. to individuals listed and shall bear interest applicable to such judgments from the date of entry of judgment until the date paid; to the extent that a Tribe has already paid fees the Tribe will become entitled to a refund when the award is paid. See Order in file for further details. (Ent & mld 3/6/90)	
3/2/90	11609	JUDGMENT - in accordance with the orders re atty fees filed 2/15/90 and 3/2/90 judgment is awarded in favor of Richard Reich and against the St. of Wa. in amt. of \$760.35; in favor of Samuel Stiltner and against the St. of Wa. in amt. of \$9,446.50; in favor of Mason Morisset & against the St. of Wa. in amt. of \$6,318.00; and in favor of the St. of Wa. and against all other Tribes and their counsel on all remaining claims for atty fees and costs. (ent & mld 3/6/90.	
3/8/90	11610	MOTION - Tribes' for leave to file suppl Rule 19 memorandum. Noted 3/23/90. Sub#89-3	
"	11611	SECOND AFFIDAVIT - of Michael Eastman. Sub#89-3.	
"	--	Lodged Tribes' suppl Rule 19 memo. Sub#89-3.	
"	11612	CERTIFICATE OF SERVICE. Sub#89-3.	
3/9/90	11613	REGULATION - Suquamish re 1990 Halibut. Service.	
3/12/90	11614	RESPONSE - Klallam Tribes to Tulalip mtn requesting trial. Sub#86-5. Service.	
3/13/90	11615	RESPONSE - Nisqually and Squaxin Island Tribes' to Tulalip mtn for trial date. Sub#86-5.	
"	11616	RESPONSE - Hoh and Quileute Tribes' to Tulalip mtn for trial date. Sub#86-5.	
"	11617	CERTIFICATE OF SERVICE. Sub#86-5.	
"	11618	REPLY - Quinault Nation's to Tulalip mtn for trial. Sub#86-5.	
"	11619	DECLARATION - of James Harp. Sub#86-5	
"	11620	CERTIFICATE OF SERVICE. Sub#86-5	
"	11621	RESPONSE - Muckleshoot Tribe's to Tulalip mtn for trial. Sub#86-5. Service.	
Mar 14	11622	CERTIFICATE OF SERVICE of documents 11615,11616 on all cnsl. Sub#86-5.	



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DATE	NR.	PROCEEDINGS
1990	11623	ORDER(REC) - granting mtn to intervene of James & Ann Carter and Laurene Oldham. Sub#89-3. (ent & mld 3/15/90)
Mar 15	11624	REPLY - Swinomish to Tulalip mtn for order of reference to magistrate. Sub#86-5
"	11625	CERTIFICATE OF SERVICE. Sub#86-5
"	11626	REPLY - Tulalip Tribe in support of mtn for trial date. Service. Sub#86-5.
Mar 17	11627	RESPONSE - Yakima Indian Nation's to Tulalip mtn requesting trial. Service. Sub#86-5.
Mar 21	--	Received letter from Richard Reich, cnsl. Quinault Nation, to JLW re management agreement. Formal report will be filed 3/30/90. Sub#83-9 & 81-2.
Mar 22	11628	MOTION - Suquamish Tribe for Prelim Inj re 1990 treaty fishery. Noted for telephone conference call 4/6/90 at 4:30 pm. Sub#86-5.
"	11629	DECLARATION - Tony Foresman in support of mtn. Sub#86-5.
"	11630	DECLARATION - Randy Hatch in support of mtn. Sub#86-5.
"	11631	NOTICE OF ATTORNEY ADDRESS AND FIRM CHANGE - Joanne Foster, cnsl for Suquamish, to Stiltner & Sinclair.
"	--	Lodged Prelim Inj Sub#86-5.
"	11632	CERTIFICATE OF SERVICE. Sub #86-5.
"	11633	MOTION - Tulalip Tribe to adopt Interim Mgmt Plan for 1990. Noted 4/6/90. Sub#86-5.
"	11634	MEMORANDUM - Tulalip Tribe in suport of mtn. Sub#86-5.
"	11635	DECLARATION - Kit Rawson in support of mtn. Sub#86-5.
"	--	Lodged order. Sub#86-5.
"	11636	MOTION - Tulalip Tribe to refer mtn for adoption of mgmt plan to federal magistrate. Noted 4/6/90. Sub#86-5.
"	11637	MEMORANDUM - Tulalip Tribe in support of mtn. Sub#86-5.
"	--	Lodged order. Sub#86-5.
"	11638	CERTIFICATE OF SERVICE. Sub#86-5.
"	11639	DECLARATION - Stanley Jones, Sr. in support of Tulalip mtn #11633. Sub#86-5. Service.
ar 26	11640	REGULATION - Point No Point Council re In-Common Herring. #90-30. Service.
ar 29	11641	MINUTES - conference b4 JLW on 3/27/90. The Court revises pretrial schedule as follows: report by B. Lane due 5/31/90; depo of B. Lane 6/4/90; identification of expert witnesses by 5/11/90; atty status conf. 6/8/90; mtn cut-off 6/15/90; written discovery completed by 5/25/90; responses to mtns due 7/6/90; replies due 8/2/90; discovery cut-off 7/3/90; pretrial order and briefs due 9/18/90; pretrial conf 10/9/90; trial 10/16/90. The Court allows adtl time to identify witnesses based on their review of Lane report. The Court directs H. Chesnin to submit substitute order. cc: cnsl.
"	11642	ORDER - JLW. re pretrial schedule. See minutes above and order in file for details. (ent & mld 3/29/90) Copy in C83-117T.
	11643	MOTION - Swinomish Tribe for Prelim Inj to compel Tulalip compliance w/ order of 7/8/83. Noted 4/13/90. Oral argument requested. Sub#80-1.
	11644	MEMORANDUM - Swinomish Tribe in support of mtn. Sub #80-1.
	11645	AFFIDAVIT - of Robert Joe, Sr. Sub#80-1
	11646	AFFIDAVIT - of Robert A. Hayman. Sub#80-1.
	--	Lodged order
	11647	CERTIFICATE OF SERVICE Sub#80-1.

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DATE	NR.	PROCEEDINGS
<u>1990</u>		
Mar 29	11648	MOTION - Klallam & Skokomish Tribes for enlargement of time for disposition of Suquamish and Tulalip mtns and for in-person argument or hearing. Noted 4/13/90 ( re 4/4/90 tel. conference) Sub#86-5.
"	11649	MEMORANDUM - Klallam & Skokomish Tribes in support of mtn. Sub#86-5.
"	11650	MOTION - Kallam & Skokomish Tribe to shorten time for mtn for enlargement of time. Noted 4/4/90. Sub#86-5.
"	11651	CERTIFICATE OF SERVICE. Sub#86-5.
Mar 30	11652	RESPONSE - Muckleshoot Tribe to Klallam and Skokomish mtn for enlargement of time. Sub#86-5.
"	11653	MEMORANDUM - Muckleshoot Tribe concurring in mtns of Suquamish & Tulalip Tribes for order adopting SSMAP for 1990 season. Sub#86-5.
"	11654	DECLARATION - Paul Hage, Muckleshoot mgmt biologist. Sub#86-5.
"	11655	DECLARATION OF SERVICE. Sub#86-5.
Mar 31	11656	RESPONSE - Puyallup Tribe to Tulalip & Suquamish mtns for 1990 mgmt plan. Sub #86-5. Service.
Apr 2	11657	MEMORANDUM - Tulalip Tribes in opposition to Suquamish mtn for prelim inj. Sub#86-5.
"	11658	SUPL DECLARATION - Kit Rawson. Sub #86-5.
"	11659	CERTIFICATE OF SERVICE. Sub#86-5.
"	11660	RESPONSE - Jamestown, Lower Elwha & Port Gamble Bands of Klallams and Skokomish Tribe to Suquamish & Tulalip mtns re 1990 fisheries. Sub#86-5.
"	11661	AFFIDAVIT - Nickolas Lampsakis in response to mtn for prelim inj. Sub#86-5.
"	11662	CERTIFICATE OF SERVICE. Sub#86-5.
"	11663	RESPONSE - Swinomish & Upper Skagit Tribes to Suquamish & Tulalip mtns re 1990 treaty fishery. Sub#86-5.
"	11664	DECLARATION - of Robert Hayman. Sub#86-5.
"	11665	DECLARATION - of Lorraine Loomis. Sub#86-5.
"	11666	DECLARATION - of Doreen Maloney. Sub#86-5.
"	11667	CERTIFICATE OF SERVICE. Sub#86-5.
Apr 3	11668	RESPONSE - Lummi Tribe to Tulalip & Suquamish mtns. Sub#86-5.
"	11669	DECLARATION - of Richard Vanderhorst. Sub#86-5.
"	11670	CERTIFICATE OF SERVICE. Sub#86-5.
"	11671	STATEMENT - St. of WA in opposition to Tulalip mtn to adopt interim mgmt plan for 1990 and to Suquamish mtn for prelim inj re 1990 treaty fishery.86-5
"	11672	AFFIDAVIT - of Thomas D. Cooney in support of St. of WA opposition. Sub#86-5.
"	11673	CERTIFICATE OF SERVICE. Sub#86-5.
"	11674	REPLY - Nooksack Tribe to mtns re 1990 interim mgmt plans. Attached Declaration of Harry B. Cooper. Service. Sub#86-5.
"	11675	REPLY - Quinault Nation to Suquamish and Tulalip mtns for prelim inj and for order adopting mgmt plans. Sub#86-5
"	11676	MOTION - Quinault, Makah, Hoh and Quileute Tribes for approval of Ocean Mgmt Agreement and to dismiss sub Nos. 81-2 and 83-9. Noted 4/20/90.
"	11677	REPORT TO THE COURT - re Ocean Mgmt Agreement of Quinault, Hoh, Quileute, Makah Tribes. Sub#81-2 & 83-9. Attachment in 83-9.
"	--	Lodged order adopting agreement and dismissing #81-2 & 83-9.
"	11678	CERTIFICATE OF SERVICE. Sub# 81-2, 83-9, 86-5.

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DATE	NR.	PROCEEDINGS
1990		
Apr 4	11679	MOTION - St. of Wa. for enlargement of time for disposition of Tulalip & Suquamish mtns to adopt portions of mgmt plan. Noted 4/20/90. Sub#86-5
"	11680	MEMORANDUM - Wa. St. in support of mtn. Sub#86-5
"	11681	MOTION - Wa. St to shorten time for mtn to enlarge time. Noted 4/6/90. Sub#86-5
"	11682	CERTIFICATE OF SERVICE.. Sub#86-5
"	11683	AMENDED NOTICE OF DEP - on Dr. Barbara Lane 6/4/90 at 9:00 a.m. St. of Wa. inst. Service. Sub#83-3.
Apr 5	11684	REPLY MEMORANDUM - Tulalip Tribe re Tulalip mtn to adopt mgmt plan for 1990. Service. Sub#86-5.
Apr 6	11685	RESPONSE - Yakima Nation to Tulalip and Suquamish mtns re 1990 treaty fishery. Service. Sub#86-5.
"	11686	RESPONSE - Squaxin Island & Nisqually Tribes to the mtns of the Tulalip and Suquamish Tribes re 1990 fishery. Service. Sub #86-5.
Apr 7	11687	ORDER(REC) - Tulalip mtn to refer mtn for adoption of Mgmt Plan for 1990(Sub#86-5) to magistrate JLW is granted. The Court also refers to JLW the Suaquamish mtn for prelim inj re 1990 treaty fishery(Sub#86-5)& Swinomish mtn for prelim inj in Sub#80-1. The magistrate shall order a status conference to establish dates and procedures for the resolution of these matters. (Ent & mld 4/9/90)
Apr 10	11688	NOTICE - Shoalwater Bay Tribe re discovery. Sub#83-3. Copy in C83-117T
"	11689	NOTICE OF DEPOSITION - of St. of Wa. 5/9/90 at 10:00 a.m. No iss. Shoalwater Bay inst. Service. Sub#83-3. Copy in C83-117T
Apr 12	11690	AMENDED RESPONSE - Lummi Tribe to requesting tribes RFD and cross request for determination. Service. Sub# 89-2.
"	11691	REGULATION - Makah Tribe re Chinook Salmon. #90/91-8.
"	11692	MEMORANDUM - Tulalip Tribes in opposition to Swinomish mtn for prelim inj. Sub#80-1
"	11693	DECLARATION - of Stanley G. Jones, SR. Sub#80-1.
"	11694	DECLARATION - of Bernard Gobin. Sub#80-1.
"	11695	MOTION - Tulalip Tribe to consolidate. Noted 4/27/90. Sub#s 80-1, 86-5.
"	11696	MEMORANDUM - in support of mtn to consolidate. Sub#80-1, 86-5.
"	11697	DECLARATION - of Kit Rawson. Sub#80-1, 86-5.
"	11698	DECLARATION - of Terry Williams. Sub#80-1, 85-5.
"	11699	DECLARATION - of Stanley Jones, Sr. Sub#80-1, 86-5.
"	11700	CERTIFICATE OF SERVICE. Sub#80-1, 86-5.
Apr. 14	11701	REQUEST FOR DETERMINATION re: Alaska Sockeye Harvest - Lummi, Tulalip, Makah, Point-No-Point, Nooksack, Suquamish, Swinomish, Puyallup Tribes. Serv. Sub#90-1.
Apr 16	11702	REGULATION - Point No Point Treaty Council re In-Common-Troll. Service. #90-38.
"	11703	RESPONSE - Tulalip Tribes' to mtn for approval of ocean mgmt agreement. Sub#83-9.
"	11704	MOTION - Tulalip Tribes' to refer Quinault mtn for approval of ocean mgmt agreement to federal magistrate. Noted 5/4/90. Sub#83-9.
"	11705	MEMORANDUM - Tulalip Tribes in support of mtn. Sub#83-9.
"	--	Lodged order. Sub#83-9.
"	11706	CERTIFICATE OF SERVICE. Sub#83-9.

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DATE	NR.	PROCEEDINGS
1990		
Apr 17	1707	NOTICE OF W/DRAWAL & SUBSTITUTION OF COUNSEL - Allan E. Olson and A.J. Kuntze substituted for P. Katzen as counsel for Swinomish Tribe. Phase I.
"	1708	NOTICE OF W/DRAWAL & SUBSTITUTION OF COUNSEL - Robert L. Otsea, Jr. and Laura Ann Lavi substituted for P. Katzen as counsel for Muckleshoot Tribe. Phase I.
"	1709	NOTICE OF W/DRAWAL & SUBSTITUTION OF COUNSEL - John C. Sledd for P. Katzen as counsel for Suquamish Tribe. Phase I.
"	1710	CERTIFICATE OF SERVICE.
Apr 18	1711	ORDER (JLW) granting defts' mtn for leave to file amended answer. The clerk is directed to file the amended answer lodged 1/5/90. (ent & mld 4/18/90) Sub#83-3. Copy in C83-117T
"	1712	AMENDED ANSWER - St. of Wa. Sub#83-3. Copy in C83-117T.
Apr 19	1713	ORDER(JLW) - granting the mtn for permissive intervention pursuant to FRCP 24(b) on behalf of Willapa Bay Oyster Growers upon following conditions: (1) no further continuances of trial date, discovery deadline etc. (2) previous orders of consolidation remains in effect (3) Willapa Bay Oyster Growers are bound by all prior orders in either of consolidated cases. The clerk shall file the proposed answer from 12/19/89. Sub#83-3. Copy in C83-117T. (ent & mld 4/20/90)
"	11714	ANSWER - Willapa Bay Oyster Growers. Originally #11511. Sub#83-3. Copy in C83-117T
"	11715	MOTION - Shoalwater Bay Tribe's to preclude issues re ownership of reservation tidelands and boundary. Noted 5/4/90. Sub#83-3. Copy in C83-117T.
"	11716	MEMORANDUM IN SUPPORT - Shoalwater Bay Tribe. Sub#83-3. Copy in C83-117T.
"	11717	DECLARATION - of Jeffrey Schuster. Sub#83-3. Copy in C83-117T.
"	11718	CERTIFICATE OF SERVICE. Sub#83-3.
"	11719	REPLY - Klallam Tribes to Tulalip response to mtn for approval of ocean mgmt agreement. Sub#83-9.
"	11720	AFFIDAVIT - Nickolas Lampsakis in support of reply. Sub#83-9.
"	11721	CERTIFICATE OF SERVICE. Sub#83-9.
Apr 20	11722	REPLY - Squaxin Island and Nisqually Tribes to Lummi cross request. Sub#89-2. Serv
"	11723	MOTION - Klallam & Skokomish tribes to enlarge time to respond to Lummi cross request. Noted 5/11/90. Sub#89-2.
"	11724	DECLARATION - of Kathryn Nelson. Sub#89-2.
"	11725	CERTIFICATE OF SERVICE. Sub#89-2.
Apr 21	11726	MEMORANDUM - Lummi Tribe in opposition to Tulalip mtn to consolidate. Sub#80-1, 86-5.
"	11727	DECLARATION - of Richard Vanderhorst. Sub#80-1, 86-5.
"	11728	CERTIFICATE OF SERVICE. Sub#80-1, 86-5.
"	11729	REQUEST - St. of WA for 21 days to respond to Tribal RFD re Alaska Sockeye Harvest. Sub#90-1. Service.
"	11730	REPLY - Swinomish Tribe to Tulalip memo in oppo to Swinomish mtn for prelim inj. Sub#80-1.
"	11731	DECLARATION - of Lorraine Loomis. Sub#80-1
"	11732	DECLARATION - of Robert Hayman. Sub#80-1.
"	11733	DECLARATION - of Allan Olson. Sub#80-1.
"	11734	AFFIDAVIT OF Robert Joe, Sr. Sub#80-1.
"	11735	CERTIFICATE OF SERVICE. Sub#80-1.

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1990		
Apr 23	11735	JOINDER - Tulalip Tribes' in Kallam mtn to enlarge time to respond to Lummi cross request. Sub#89-2.
"	11736	RESPONSE - Tulalip to Lummi cross request. Sub#89-2.
"	11737	CERTIFICATE OF SERVICE. Sub#89-2.
"	11738	RESPONSE - Kallam & Skokomish Tribes' to Lummi cross request. Sub#89-2. Service.
"	11739	RESPONSE - Klallam & Skokomish Tribes' to Tulalip mtn to consolidate Sub#80-1 & Sub#86-5. Service.
Apr 24	11740	MEMORANDUM - Upper Skagit Tribe's opposing Tulaip mtn to conolidate Sub#80-1 & Sub#86-5. Service.
"	11741	RESPONSE - Suquamish Tribe's to Tulalip mtn to consolidate. Sub#80-1 & Sub#86-5.
"	11742	DECLARATION - of Tony Forseman in support of Suquamish response. 80-1, 86-5.
"	11743	CERTIFICATE OF SERVICE
"	11744	OBJECTION - Swinomish Tribe to Tulalip mtn to consolidate. Sub#80-1, 86-5. Serv.
"	11745	MANAGEMENT PLAN -(copy) for 1990 North Puget Sound Herring Fishery signed by St. of Wa., Swinomish, Lummi, Suquamish, Nooksack Tribes. Service.
Apr 25	11746	ORDER(REC) - granting Tribal mtn for leave to file suppl Rule 19 Memorandum received by the Court 3/12/90. (Ent & mld 4/25/90) Sub#89-3
"	11747	AGREEMENT TO EXTENSION OF TIME - Lummi Tribe. Sub#89-2. Service.
"	11748	SUPL MEMORANDUM - Tribal re Rule 19. Sub#89-3
Apr 26	11749	ORDER(REC) - granting St of Wa. request for 21 days to respond to RFD re Alaska Sockeye Harvest. Response due 5/4 /90. (ent & mld 4/26/90) Sub#90-1.
"	11750	ORDER(REC) - parties to file addt'l briefs addressing the legal and practical feasibility of joining absent tideland owners as members of a deft class in a deft class action. Moving parties briefs due w/in 10 days of filing of order; replies due w/in 5 days; the Court expects parties to consult and file a single brief. Sub#89-3. (ent & mld 4/26/90)
"	11751	RESPONSE- Hoh, Quileute, Quinault, Makah Tribes to Tulalip to refer ocean agreement to the magistrate. Sub#80-1,83-9, 86-5.
"	11752	REPLY -Hoh, Quileute, Makah, Quinault Tribes to Tulalip opposition to ocean mgmt agreement. Sub#81-2, 83-9.
"	11753	CERTIFICATE OF SERVICE. Sub#80-1,81-2,83-9,86-5.
"	11754	JOINDER - Puyallup Tribe's in Klallam, etc. mtn to enlarge time in which to respond to Lummi cross request. Sub#89-2.
"	11755	RESPONSE - Puyallup Tribe's to Lummi cross request. Sub#89-2.
"	11756	CERTIFICATE OF SERVICE. Sub#89-2.
"	11757	REGULATION - Makah Tribe re Chinook & Coho Salmon Troll Fishery. # 90/91-9. Service
"	11758	REPLY MEMEORANDUM - Tulalip Tribes re mtn to consolidate#80-1 & #86-5. Serv.
Apr 27	11759	AFFIDAVIT - Joanne Foster in response to Tulalip response to Suquamish mtn. Sub#86-5.
"	11760	NOTICE OF ERRATA (Proposed 1990 Fishery Treaty Fisheries) Sub#86-5.
"	11761	ORIGINAL SIGNATURE PAGE - Docket item #11630. Sub #86-5.
"	11762	ORIGINAL SIGNATURE PAGE - Docket#11629. Sub #86-5.
"	11763	CERTIFICATE OF SERVICE. Sub#86-5
** Apr 26	11764	NOTICE OF APPEAL - Tribes from judgment ent 3/2/90. Sub#80-2. Service.
Apr 27	--	Mailed appeal packet to CCA. cc:cns1. Sub#80-2.

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<u>1990</u>			
Apr 28	11765	LETTER - Shoalwater Bay cnsl confirming addt'l time to respond to 5/3/90; reply due 5/14/90. Copy in C83-117T. Sub#83-3. Serv.	
Apr 30	11766	RESPONSE - Klallam to Tulalip mtn to refer mtn for approval of ocean mgmt agreement to federal magistrate. Sub#80-1,83-9,86-5. Service.	
May 1	11767	RESPONSE - Suquamish to Lummi cross request. Sub#89-2.	
"	11768	DECLARATION - of Joanne Foster. Sub#89-2.	
"	11769	JOINDER - Suquamish Tribe in mtn to enlarge time for response to cross request.#89	
"	11770	CERTIFICATE OF SERVICE. Sub#89-2	
"	11771	RESPONSE - Makah Tribe to Lummi cross request. Sub#89-2. Service.	
***Apr 27	11772	AFFIDAVIT OF MAILING - of suppl answers. Chehalis Tribe. Sub#83-3. Copy in C83-117T	
May 2	11773	NOTICE OF WITHDRAWAL & substitution of cnsl for Suquamish Tribe. Sub#89-2. All papers and pleadings except original process shd be made to John Sledd rather than Joanne Foster. Service.	
"	11774	NOTICE OF WITHDRAWAL & substitution of cnsl. Sub 89-3. Robert Hargreaves, AAG to replace Narda Fierce, AAG. Edward Mackie, Robert Costello, David Walsh cont. to rep. St. of Wa. in Phase I. subactions. Service.	
"	11775	MINUTE ENTRY - status conference b4 JLW 5/11/90 at 10:00 a.m. cc: cnsl. Sub#80-1, 86-5. cc: cnsl.	
May 3	11776	ORDER(REC) - the Tulalip mtn to refer Quinault et al. mtn for approval of Ocean Mgmt Agreement to magistrate is denied. The Court grants the mtn for approval of Ocean Mgmt Agreement and to dismiss Sub #81-2 and Sub #83-9 w/out prej. The Court directs Judgment to be entered. (ent & mld 5/3/90) Sub #81-2, #83-9.	
"	11777	JUDGMENT - subproceedings 81-2,83-9 are dismissed w/out prej. (ent & mld 5/3/90)	
"	11778	RESPONSE - Quinault Nation's to Shoalwater mtn to preclude issues re ownership of tidelands and reservation boundary. Sub#83-3. Copy in C83-117T	
"	11779	DECLARATION - Richard Reich in support of response. Sub#83-3. Copy in C83-117T	
"	11780	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T.	
"	11781	MEMORANDUM - Tulalip Tribe re mtn to refer Quinault mtn for approval. Serv. #83-9.	
"	11782	RESPONSE - Tulalip Tribe to Shoalwater mtn to preclude issues re ownership of tidelands and reservation boundary. Service. Sub#83-3. Copy in C83-117T	
"	11783	RESPONSE St. of Wa. to Shoalwater mtn to preclude issues re ownership of tidelands and reservation boundaries. Sub#83-3. Copy in C83-117T	
"	11784	NOTICE OF DEP - St. of Wa. inst. US Atty 5/21/90. Iss. Sub#83-3. Copy in C83-117T	
"	11785	NOTICE OF DEP - St. of Wa. inst. Chehalis Tribe 5/24/90. Iss. Sub#83-3. c: 83-117T	
"	11786	NOTICE OF DEP - St. of Wa. inst. Shoalwater Bay Tribe 5/22/90. Iss. Sub#83-3. "	
"	11787	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T	
May 4	11788	RESPONSE - St. of Wa. to RFD re Alaska Sockeye Salmon. Service. Sub 90-1.	
May 5	11789	REGULATIONS - Point No Point Treaty Council re crab. NO. 90-48.	
"	11790	RESPONSE - USA re Shoalwater mtn to preclude issues re ownership of reservation tidelands and boundary. Sub 83-3. Service. Copy in C83-117T.	

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5/8	11791	TIME SCHEDULE ORDER(CCA) - Appeal 90-35355 schedule: transcript order due 5/29/90; transcript due 6/26/90; appellant brief due 8/13/90; response due 9/11/90. Sub#80-2.	
5/11/90	11792	MINUTES - status conference b4 JLW 5/11/90. CR: Marcia Ferrell. Counsel heard. The Court will set schedules. Sub NOs. 80-1 & 86-5. cc: cnsl.	
"	11793	DESIGNATION OF EXPERT WITNESS - Quinault Nation. Service. Sub#83-3. Cpy in C83-117	
"	11794	IDENTIFICATION OF EXPERTS - Shoalwater Bay Tribe. Sub#83-3. Copy in C83-117T. Serv.	
"	11795	IDENTIFICATION OF EXPERT WITNESSES and supp. to state of Wa. interrogatories. Sub#83-3. Copy in C83-117T. Chehalis Tribe.	
5/12/90	11796	DESIGNATION OF EXPERT WITNESSES - St. of Wa. Copy in C83-117T. Sub#83-3. Service.	
5/14/90	11797	REGULATIONS - Point No Point Treaty Council re: Shrimp. #90-50.	
5/15/90	11798	TRANSCRIPT - of proceedings b4 JLW 5/11/90. Sub#80-1 & 86-5.	
5/16/90	11799	IDENTIFICATION OF EXPERT WITNESSES - USA. Sub#83-3. Copy in C83-117T. Service.	
"	11800	REPLY BRIEF - Shoalwater Bay Tribe's re mttn to preclude issues on reservation boundaries. Sub#83-3. Copy in C83-117T. Service.	
5/17/90	11801	ORDER(REC) - amending order re briefing: moving parties brief due 5/18/90; response due 5/31/90; reply due 6/8/90. Sub#89-3. (ent & mld 5/17/90)	
"	11802	NOTICE OF DEPOSITION- of Daniel Boxberger 6/22/90. Chehalis & Shoalwater Tribes inst. Iss. Copy C83-117T.	
"	11803	NOTICE OF DEPOSITION - of Kent Richards 7/2/90. Chehalis & Shoalwater Tribes inst. Iss. Copy in C83-117T.	
"	11804	NOTICE OF DEPOSITION - of Robert Ficken 7/3/90. Chehalis & Shoalwater Tribes inst. Iss. Copy in C83-117T.	
"	11805	NOTICE OF DEPOSITION - of Alan S. Newell 6/13/90. Chehalis & Shoalwater Tribes inst. Iss. Copy in C83-117T.	
"	11806	NOTICE OF DEPOSITION - of Gail Thompson 6/18/90. Chahalis & Shoalwater Tribes inst. Iss. Copy in C83-117T.	
"	11807	NOTICE OF DEPOSITION - of Richard Stone 6/25/90. Chehalis & Shoalwater Tribes inst. Iss. Copy in C83-117T.	
5/18/90	11808	ADDL SUPPL BRIEF - St. of Wa. re joinder of tidelands owners. S̄rv. Sub#89-3.	
"	11809	NOTICE OF CHANGE OF ADDRESS and tel. # - St. of Wa. cnsl. Hargreaves. Sub#89-3.	
"	11810	MOTION TO SEVER - each tribe's claims as a separate subproceeding. Puget Sound Shellfish Growers, Carter & Oldham inst. Noted 6/8/90. Sub#89-3.	
"	--	Lodged order	
"	11811	SUPPL BRIEF - deft Puget Sound Shellfish Growers, Oldham & Carter, re: joinder of tideland owners. Sub#89-3.	
"	11812	CERTIFICATE OF SERVICE. Sub#89-3.	
* 5/17/90	11813	NOTICE OF DEPOSITION - of Ted Catton 6/1/90. Chehalis & Shoalwater Tribes inst. Sub#83-3. Copy in C83-117T. No iss.	
"	11814	NOTICE OF DEPOSITION - of Gene Di Donato 6/29/90. Chehalis & Shoalwater inst. Sub#89-3. Copy in C83-117T. No iss.	
5/21/90	11815	REGULATION - Point No Point Treaty Council re In-Common Clam & Oyster. #90-52.	
"	11816	NOTICE OF DEPOSITION - of James Thomas 6/25/90. Shoalwater Tribe inst. Iss. Sub#83-3. Service. Copy in C83-117T.	
***May 16 5/21/90	11817 --	TRANSCRIPT DESIGNATION - none ordered. Tribes. Sub#80-2. Appeal #90-35355 Mld Cert. of Record. Sub#80-2. CA90-35355.	

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DATE	NR.	PROCEEDINGS
<u>1990</u>		
May 22	11818	MOTION TO QUASH SUBPOENA - Chehalis & Shoalwater Bay Tribe's. Noted 6/8 /90. Sub#83-3. Service. Copy in C83-117T.
"	11819	MEMORANDUM IN SUPPORT - Chehalis & Shoalwater Bay Tribe's. Sub#83-3. Serv.cc: 83-117
"	11820	DECLARATION - of Jeffrey Schuster. Sub#83-3. Service. Copy in C83-117T.
May 26	11821	NOTICE re Discovery - chehalis Tribe. Sub#83-3. Copy in C83-117T.
"	11822	DECISION & ORDER (REC) - 1) The eastern boundary of the Lummi Reservation is deemed to proceed along the low water mark around Portage Island and, following the meanderings of the shore to a pt. due south of Treaty Rock, then due north to Treaty Rock, 2) the fishing rights & other rights of all parties shall be governed by this ruling effective as of the date of filing, 3) this subproceeding is remanded to JLW for futher proceedings relating to the claims by the St. of Wa. to equitable adjustment at future catches. Sub#86-7. (ent & mld 5/30/90).
*May 25	11823	RETURN OF SERVICE - subpoena on Doug Davis. Sub#83-3. Copy in C83-117T. SERV. 5/15/90
May 31	11824	MINUTE ENTRY - status conference w/ JLW at 10:00a.m. 6/22/90. Sub#86-7. cc: cns1.
* May 16	11825	RETURN OF SERVICE - of dep subpoena on Chehalis Tribe Treasurer 5/14/90. Sub#83-3. Copy in C83-117T.
June 1	11826	MINUTE ENTRY - telephone conference b4 JLW 5/31/90. Schedule changes as follows: 1) 6/5/90 - report of B. Lane due, 2) 6/11/90 - dep of B. Lane, 3) - 6/15/90 atty status meeting to narrow issues, 4) 6/22/90 - last date to file substantive mtns & identify expert witnesses in response to B. Lane report, 5) respnses due w/ respect to substantive mtns. Other dates remain the same. cc: cns1. Sub#83-3. Copy in C83-117T.
"	11827	OPPOSITION - USA to mtn to sever ea. tribe's shellfish claims. Serv. Sub#89-3.
"	11828	TRIBAL RESPONSE - re deflt class action and joinder. Serv. Sub#89-3.
June 2	11829	MEMORANDUM - St of Wa in response to Chehalis & Shoalwater Bay Tribes' mtn to quash. Sub#83-3. Service. C o p y in C83-117T.
June 4	11830	MEMORANDUM IN OPPOSITION - Tribal to Growers' mtn to sever tribal claims. Sub#89-3 Service.
"	11831	NOTICE OF DEP - Dr. Jefferson Gonor 6/19/90. Iss. Sub#83-3. Copy in C83-117T.
"	11832	NOTICE OF DEP - Gene Deschamps 6/27/90. Iss. Sub#83-3. Copy in c83-117T.
"	11833	NOTICE OF DEP - Wayne Gardner 6/20/90. Iss. Sub#83-3. Copy in c83-117T.
"	11834	NOTICE OF DEP - Dr. Thomas Terich. 6/14/90. Iss. Sub#83-3. Copy in C83-117T.
"	11835	NOTICE OF DEP - Caroline Marr 6/26/90/ Iss. Sub#83-3. Copy in c83-117T.
"	11836	NOTICE OF DEP - Dr. Gary Wessen 6/15/90. Iss. Sub#83-3. Copy in C83-117T.
"	11837	NOTICE OF DEP - Larry Holmes 6/20/90. Iss. Sub#83-3. Copy in C83-117T.
"	11838	NOTICE OF DEP - Dr. Yvonne Hajda 6/19/90. Iss. Sub#83-3. Copy in C83-117T.
"	11839	NOTICE OF DEP - Patricia Rude 6/15/90. Iss. Sub#83-3. Copy in C83-117T.
"	11840	NOTICE OF DEP - Bruce Pedersen 6/28/90. Iss. Sub#83-3. Copy in C83-117T.
"	11841	NOTICE OF DEP - Dr. Tom Roll 6/22/90. Iss. Sub#83-3. Copy in C83-117T.
"	11842	NOTICE OF DEP - Madronna Holden 6/21/90. Iss. Sub#83-3. Copy in C83-117T.
"	11843	CERTIFICATE OF SERVICE of notices of dep 11831 -11842. St. of Wa. inst.

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June 6	11844	NOTICE re: discovery - Klallam & Skokomish Tribes. Service. Sub#89-2.
June 7	11845	RETURN OF SERVICE of dep. subp. & invoice vouchers #11842, 11841, 11838, 11835, 11832.; svc. on H. Chesnin on 6/5/90. (copy in C83-117T)
June 7	11846	RETURN OF SERVICE of dep. subps. & invoice vouchers #11834, 11836, 11831, 11838, 11833, 11837, 11840; svc. on J. Schuster on 6/5/90. (copy in C83-117T)
June 8	11847	REPLY BRIEF of Defts in Support of Motion to Sever & Re: Deft Class (#89-3)
June 8	11848	CERTIFICATE OF SVC (#89-3) of #11847 & 11848; svc. on 6/8/90 by mail
June 8	11849	MOTION FOR SUM JGM. Re: Treaty of Olympia by Chehalis & Shoalwater Bay Tribes (#83-3) (copy in C83-117T) (cert of svc attached) NTD: 6/29/90
June 8	11850	MEMORANDUM IN SUPPORT of Chehalis & Shoalwater Bay Tribes' Motion for Sum Jgm. (#83-3) (copy in C83-117T) (cert of svc attached)
*June 7	11851	RETURN OF SERVICE of dep subp. & check for Patricia Rude; svc. 6/5/90 on P. Rude. (copy in C83-117T) (83-3)
June 9	11852	MEMORANDUM IN SUPPORT by Chehalis & Shoalwater Bay of Motion to Quash Subpoena Duces Tecum or in the Alternative to Modify. (copy in C83-117T) (83-3)
June 9	11853	CERTIFICATE OF SERVICE of #11852; svc. on 6/7/90 by mail to all in subp proceeding 83-3. (copy in C83-117T)
"	11854	LETTER - requesting removal of Jeannette Wolfley and Native American Rights Fund from service list. Phase I.
June 12	11855	REGULATION - Lower Elwha Klallam re Summer/Fall Chinook. #90-01. Service.
"	11856	JOINT REPORT - W. Dept. of Fisheries, Puget Sound Treaty Indian Tribes & Northwest Indian Fisheries Commission re 1990 Puget Sound Spring Chinook Forecasts & Mgmt Recommendations. June 1990. Service.
"	11857	NOTICE OF ASSOCIATION of counsel - Robert A. Stalker w/ Jeffrey Schuster for Shoalwater Bay Tribe. Sub#83-3. Service. Copy in C83-117T.
June 14	11858	REQUEST - to remove cnsl J. Foster from p. 3 of Service List. Service. Phase I.
June 15	11859	MOTION - Suquamish Tribe to amend mtn for prelim injunc re 1990 treaty fishery. Noted 7/6/90. Sub#86-5.
"	11860	Lodged order re amendment. Sub#86-5.
"	11860	STIPULATION RE: 1990 Treaty Fisheries order. Sub#86-5.
"	--	Lodged proposed treaty fisheries order. Sub#86-5.
"	11861	CERTIFICATE OF SERVICE. Sub#86-5.
June 16	11862	REGULATION - Point No Point Treaty Council re In-Common Summer-Fall Chinook. #90-59. Service.
June 22	11863	MINUTES - status conference b4 JLW: Lummi Tribe to submit stipulated mtn & order re certification of order on boundary for appeal to 9th Circuit. by 7/2/90. cc: cnsl. Sub#86-7.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
USA et al.		St. of Wa. et al.	PAGE <u>397</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1990</u>		
June 22	11864	MOTION- St. of WA. for partial SJ dismissing claim of aboriginal fishing rights. Oral arg requested. Noted 8/10/90. Sub#83-3. copy in C83-117T.
"	11865	MEMORANDUM IN SUPPORT - St. of Wa. Sub#83-3. Copy in C83-117T.
"	11866	LIST OF CITATIONS in support of mtn for partial SJ. Sub#38-3. Copy in C83-117T.
"	11867	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T.
"	11868	STATEMENT OF MATERIAL FACTS not subject to dispute - Quinault Nation. Sub#83-1. Copy in C83-117T.
"	11869	MOTION - Quinault Nation for partial SJ. Oral arg. requested. Noted 8/3/90. Sub#83-3. Copy in C83-117T.
"	11870	MEMORANDUM IN SUPPORT - Quinault Nation. Sub#83-3. Copy in C83-117T.
"	11871	INDEX OF EXHIBITS in support of mtn. 2 vols. Sub#83-3. Copy in C83-117T.
"	11872	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T.
"	11873	IDENTIFICATION OF EXPERTS - Shoalwater Bay Tribe. Sub#83-3. Copy in C83-117T. Serv.
"	11874	MOTION - Chehalis & Shoalwater Bay Tribes for SJ re: Indian Claims Commission Act Defenses. Noted pursuant to Court's scheduling order. Sub#83-3. Copy in C83-117T.
"	11875	MEMORANDUM IN SUPPORT - Shoalwater Bay & Chehalis Tribes. Sub#83-3. Copy in C83-117T.
"	11876	DECLARATION - Jeffrey Schuster identifying exhibits re mtn. Sub#83-3. Copy in C83-117T.
"	11877	MOTION - Chehalis & Shoalwater Bay Tribes for SJ re: State Law Defenses. Noted pursuant to Court's scheduling order. Sub#83-3. Copy in C83-117T.
"	11878	MEMORANDUM IN SUPPORT - Shoalwater Bay & Chehalis Tribes. Sub#83-3. Copy in C83-117T.
"	11879	DECLARATION - Jeffrey Schuster identifying exhibits re mtn. Sub#83-3. Copy in C83-117T.
"	11880	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117T.
"	11881	SUPL DESIGNATION of expert witnesses - Quinault Nation. Sub#83-3. Copy in C83-117T.
June 23	11882	IDENTIFICATION of expert witnesses in response to Lane Report - Chehalis Tribe. Sub#83-3. Copy in C83-117T.
"	11883	Renote mtn for SJ (Docket #11849) - pursuant to scheduling order. Sub#83-3. Copy in C83-117T.
"	11884	MEMORANDUM IN SUPPORT - Chehalis & Shoalwater Bay re: Treaty of Olympia. Sub#83-3. Copy in C83-117T.
"	11885	MOTION - Chehalis & Shoalwater Bay re: On-reservation fishing rights. Sub#83-3. Copy in C83-117T. Noted pursuant to scheduling order.
"	11886	MEMORANDUM IN SUPPORT - Shoalwater & Chehalis Bay. Sub#83-3. Copy in C83-117T.
"	11887	DECLARATION - of Harold Chesnin. Sub#83-3. Copy in C83-117T.
"	11888	DECLARATION OF MAILING. Sub#83-3. Copy in C83-117T.
"	11889	MEMORANDUM - Muchleshoot Tribe concurring in Suquamish Tribe amended mtn for Prelim Injunc. Sub#86-5. Service.
June 26	11890	IDENTIFICATION OF EXPERT WITNESSES in response to the Lane Report - St. of Wa. Sub#83-3. Copy in C83-117T. Service.
"	11891	NOTICE OF DEP - of Nile Thompson 7/3/90. St. of Wa. inst. Serv. Iss. Sub#83-3. Copy in C83-117T.
June 27	11892	REGULATION - Suquamish Tribe re 1990 preseason Fall Chinook Salmon. Service.
June 28	11893	CERTIFICATE OF SERVICE re discovery - Quinault Nation. Sub#83-3. Copy in C83-117T.
"	11894	DECLARATION OF SERVICE - of subpoena on Nile Thompson 6/27/90. Sub#83-3. c; C83-117T.
June 29	11895	REGULATION - Point No Point Treaty Council re Fraser Sockeye Salmon #90-65. Serv.
"	11896	REPLY - Quinault Nation to mtn to amend Suquamish mtn for prelim injunc re 1990 Treaty Fishery. Sub#86-5. Service.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
USA et al.		St. ov Wa. et al.	PAGE <u>398</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1990</u>		
6/30/90	11897	MOTION - Lummi Tribe for order re certification of appeal. Noted 7/20/90. Sib 86-7.
"	11898	MEMORANDUM IN SUPPORT. Sub 86-7.
"	11899	AFFIDAVIT of Harry Johnsen. Sub 86-7.
"	11900	CERTIFICATE OF SERVICE. Sub 86-7.
"	11901	NOTICE OF WITHDRAWAL and Substitution of cnsl: Jack W. Fiander for Timothy Weaver for Yakima Nation. Phase I. Service.
7/2/90	11902	MEMORANDUM IN SUPPORT of Suquamish mtn for prelim injunc - Kallam & Skokomish Tribes. Sub#86-5.
"	11903	DECLARATION of Nickolas Lampsakis in support of mtn. Sub#86-5.
"	11904	CERTIFICATE OF SERVICE. Sub#86-5.
"	11905	RESPONSE - to Suquamish mtn to amend - Makah Tribe. Sub#86-5. Service.
"	11906	MEMORANDUM in response to Suquamish mtn to amend - Tulalip Tribe. Sub#86-5. Serv
7/2/90	11907	MEMORANDUM - Swinomish & Upper Skagit Tribes joining in Suquamish amended mtn. for prelim injunc. Sub#86-5.
"	11908	DECLARATION - of Robert Hayman. Sub#86-5.
7/3/90	11909	RESPONSE - St. of Wa. to Suquamish amended mtn for prelim injunc. Sub#86-5. Serv
"	11910	RESPONSE - Lummi Tribe to Suquamish amended mtn re 1990 season. Sub#86-5.
"	11911	DECLARATION - of Alan Chapman. Sub#86-5.
"	11912	CERTIFICATE OF SERVICE. Sub#86-5.
7/5/90	11913	REGULATION - Muckleshoot Tribe re 1990-91 fishing season. Service.
7/6/90	11914	MOTION - Suquamish for enlargement of time to file reply pleadings. Noted 7/6/90 Sub#86-5.
"	11915	MEMORANDUM IN SUPPORT of mtn. Sub#86-5.
"	11916	MOTION - Suquamish to shorten time for mtn for enlargement of time. Noted for 7/5/90 at 4:30 p.m. Sub#86-5.
"	--	Lodged proposed revised treaty. Sub#86-5.
"	11917	ERRATA re proposed treaty. Sub#86-5.
"	11918	CERTIFICATE OF SERVICE. sub#86-5.
"	11919	MINUTE ENTRY - JLW orders reply of Suquamish Tribe due 7/11/90. Sub#86-5. cc: cn
7/7/90	11920	CERTIFICATE OF SERVICE of response to interrogatories - LUmmi Tribe. Sub#89-2.
7/10/90	11921	TRIBAL NOTICE OF CONSENT to participation of Richard D. Wall. Sub#89-3. Serv.
7/11/90	11922	Final 1990 Puget Sound Salmon Management Periods Document (svc. attached)
7/11/90	11923	LETTER FROM Lummi Tribal Cnsl re: minutes of status conf
7/11/90	11924	SKOKOMISH TRIBE 1990 Summer/Fall Chinook Regulation #90-03 (svc. attached)
7/12/90	11925	MEMORANDUM of Tulalips in Support of Motion to Certify Appeal (Sub. 86-7)
7/12/90	11926	CERTIFICATE OF SERVICE of Memo in Sup. of Motion to Certify App. svc. 7/2/90
7/13/90	11927	REPLY - Suquamish to Responses to Motion to Amend Re: 1990 Treaty Fisheries Sub#86-5 (svc. attached)
7/13/90	11928	MEMO IN OPPOSITION--Quinault Nation's to Chehalis & Shoalwater Motion for Sum Jg re: Treaty w/Quinault (w/exh) Sub #83-3 Copy in C83-117T
7/13/90	11929	RESPONSE--Quinault Nation's to Chehalis & Shoalwater Motion re: On-Reservation Fishing Right Sub #83-3 Copy in C83-117T

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
USA et al		STATE OF WASHINGTON, et al	PAGE <u>399</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
7/13/90	11930	MEMO IN SUPPORT - Quinault Nation's in Support of State's Motion for Sum Jgm re: Aboriginal Fishing Rights Sub #83-3 Copy in C83-117T
7/13/90	11931	CERTIFICATE OF SERVICE - Quinault Nations of docs. #11030, 11029, 11028 and exh; svc. on 7/13/90 Sub #83-3 Copy in C83-117T
7/13/90	11932	MEMO IN OPPOSITION - Shoalwater Bay & Chehalis Tribes to State's Motion for Sum Jgm. on Aboriginal Fishing Rights Claim Sub #83-3; copy in C83-117T
7/13/90	11933	MEMO IN OPPOSITION -Shoalwater & Chehalis Tribes to Quinaults Motion for Part Sum Jgm. Sub #83-3; copy in C83-117T
7/13/90	11934	DECLARATION of Rob't A. Stalker, Jr. Identifying Exhibits re: Quinault's Motion for Partial Sum Jgm. Sub #83-3; copy in C83-117T
7/13/90	11935	DECLARATION OF Rob't A. Stalker, Jr. Identifying Exhibits re: State's Motion for Sum Jgm. on Aboriginal Rights Claim Sub #83-3; copy in C83-117T
7/13/90	11936	CERTIFICATE OF SERVICE - Shoalwater & Chehalis's of docs #11032, 11033, 11034 & 11035; svc. on 7/13/90 by mail Sub #83-3 copy in C83-117T
7/13/90	11937	RESPONSE -- Tulalip to Motions for Sum. Jgm. Sub #83-3; copy in C83-117T
7/13/90	11938	CERTIFICATE OF SERVICE -- Tulalips of #11937; svc. by mail on 5/3/90; Sub #83-3 copy in C83-117T
7/14/90	11939	MEMO IN OPPOSITION -- State to Pltfs' Motion for Sum Jgm re: state law defenses Sub #83-3; copy in C83-117T
"	11940	MEMORANDUM IN OPPOSITION - St. of Wa. to Chehalis & Shoalwater Bay Tribes' mtn for SJ re On-Reservation Fishing Rights. Sub#83-3. c:C83-117T
"	11941	MEMORANDUM IN RESPONSE - St. of Wa. to Chehalis & Shoalwater Bay Tribes' mtn for SJ re Indian Claim Com Act Defenses. Sub#83-3. C: C83-117T
"	11942	MEMORANDUM IN OPPOSITION - St. of Wa. to Chehalis & Shoalwater Bay Tribes' mtn for SJ re Treaty w/ Quinault. Sub#83-3. c:C83-117T
"	11943	CERTIFICATE OF SERVICE Sub#83-3. c: C83-117T
Jul 16	11944	MEMORANDUM -USA re Chehalis & Shoalwater Bay Tribes' mtn for SJ re Treaty of Olympia. Sub#83-3. C:C83-117T
"	11945	MEMORANDUM - USA re Quinault nation's mtn for partial SJ. Sub#83-3. C: C83-117T
"	11946	MEMORANDUM - USA re Chehalis & Shoalwater Bay Tribes' mtn for SJ re Indian Claims Com. Act Defenses . Sub#83-3. c: C83-117T
"	11947	MEMORANDUM - USA re St. of Wa. mtn for partial SJ dismissing claim of Aboriginal Fishing Rights . Sub#83-3. c: C83-117T.
"	11948	MEMORANDUM - USA re Chehalis & Shoalwater Bay Tribes mtn for SJ re On-Reservation Fishing Rights. Sub#83-3. c: C83-117T
"	11949	MEMORANDUM - USA re Chehalis & Shoalwater Bay Tribes' mtn for SJ re State Law Defenses. Sub#83-3. c: C83-117T.
"	11950	CERTIFICATE OF SERVICE. Sub#83-3. c: C83-117T.
"	11951	JOINT REPORT - Wa. Dept of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Com. re 1990 Puget sound Sockeye Salmon Forecasts & Mgmt Recommendations. July 1990.
"	11952	JUDGMENT(CCA) - that judgment of USDC is affirmed. CA89-35254. Sub#85-1. (ent & mld 7/17/90)
Jul 18	11953	MOTION - D. Reynolds for leave of Court to w/draw as cnsl for Puget Sound Gillnetters Assoc. Attached affidavit. Sub#86-7.
"	11954	NOTE FOR MOTION - 8/3/90. Sub#86-7
"	11955	CERTIFICATE OF SERVICE. Sub#86-7.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF  USA et al.	DEFENDANT  St. of Wa. et al.	DOCKET NO. <u>9213</u> PAGE <u>400</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1990</u>		
July 20	--	Lodged stipulated order re certification of appeal. Sub#86-7.
"	11956	AFFIDIVIT OF MAILING. Sub#86-7.
"	11957	STIPULATED ORDER(JLW) - that Lummi Tribe has until 7/2/90 to submit mtn requesting certification for appeal; that all further discovery and proceedings stayed pending certification; that if certification or right to appeal is denied or decision is affirmed on appeal a new status conference shall be convened; that all parties shll abide by order re eastern boundary pending appeal. See file for details. Sub#86-7. (ent & mld 7/20/90)
"	11958	ORDER(JLW) - argument is scheduled for 7/30/90 at 1:30 pm in Rm 407. No add'l filings ; Court will hear only argument, no add'l testimony; 30 min each for Swinomish & Tulalip cnsl; 10 ea. for other cnsl. (Ent & mld 7/20/90) Sub#80-1
"	11959	ORDER(JLW) - the Court will recommend adoption of the Suquamish proposal but perhaps w/ add'l modifications to reflect obj by other tribes; the Court will recommend denial of the Tulalip Tribe's mtn to adopt an Interim Mgmt Plan, but w/out prej to consideration of their obj to Suquamish proposal; hearing scheduled 7/31/90 at 9:00 a.m. in Room 407. No add'l filings, no add'l testimony, cnsl limited to 10 min. ea. are requirements. (Ent & mod 7/20/90) Sub#86-5.
July 30	11960	REGULATION - Suquamish Tribe re Preseason Sockeye & Pink Salmon. Service.
July 31	11961	REGULATION - Puyallup Tribe re 1990-91 fishing. #0-7-27-90. Service.
Aug 1	11962	MINUTES - hearing b4 JLW 7/30/90. The Ct. recommends Swinomish mtn for prelim injunc against Tulalip Tribe. Sub#80-1. (ent & mld 8/2/90) Joe Roth CR.
"	11963	MINUTES - hearing b4 JLW 7/31/90 re Suquamish proposal for prelim inj on 1990 treaty fishery. The Court will submit R & R to Judge Coyle. Sub#86-5. CR: Marcia Ferrell. (ent & mld 8/1/90)
Aug 2	11964	REPLY MEMORANDUM -Quinault Nation in support of mtn for partial SJ re Treaty Claim. Sub#83-3. Copy in C83-117. Service.
"	11965	REPLY MEMORANDUM - Chehalis & Shoalwater Bay Tribes re St. of Wa. State Law Defenses. Sub#83-3. Copy in C83-117.
"	11966	REPLY MEMORANDUM - Chehalis & Shoalwater Bay Tribes in support of SJ re On-Reservation Right. Sub#83-3. Copy in C83-117.
"	11967	REPLY MEMORANDUM - Chehalis & Shoalwater Bay Tribes in support of mtn re Indian Claims Com. Act Defenses. Sub#83-3. Copy in C83-117.
"	11968	REPLY MEMORANDUM - Chehalis & Shoawater Bay Tribes re Treaty of Olympia Claim Sub#83-3. Copy in C83-117.
"	11969	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117.
Aug 3	11970	REPLY MEMORANDUM - St. of Wa. in support of mtn for partial SJ dismissing claim of aboriginal fishing rights. Sub#83-3. Copy in C83-117.
"	11971	DECLARATION - Jay D. Gfck identifying exhibits re State's mtn for SJ re aboriginal rights claim. Sub#83-3. Copy in C83-117.
"	11972	CERTIFICATE OF SERVICE. Sub#83-3 Copy in C83-117.
"	11973	REGULATIONS - Skokomish Tribe re Clams. #90-05.
"	11974	REGULATIONS - Skokomish Tribe re Oysters. #90-06.

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CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4398

PLAINTIFF  USA et al	DEFENDANT  St. of Wa. et al	DOCKET NO. <u>9213</u> PAGE <u>401</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1990</u>		
8/10	11975	TRANSCRIPT - of proceedings b4 JLW 7/31/90. Sub #86-5.
8/14	11976	REPORT & RECOMMENDATION (JLW) for 1990 Puget Sound Plan. Sub#86-5. (Ent & mld 8/15
"	--	Lodged order establishing 1990 Treaty Fisheries in Puget Sound. Sub#86-5. cc:
"	11977	ORDER(JLW) - setting hearing on 1990 SJF Chinook Quota at 9:00 a.m. 9/12/90 in Room 407, US Courthouse in Seattle. Sub#86-5. (ent & mld 8/15/90)
8/16	11978	REPORT & RECOMMENDATION(JLW) for prelim inj. on 1983 agreement & order. Attachments. Sub#80-1. (Ent & mld 8/16/90)
"	--	Lodged order. Sub#80-1. cc:
8/16	11979	Cover letter (JLW) re documents#11976-11978. Objections due w/in 15 days; if none filed the matter will be ready for ruling as of 9/6/90; failure to file waives rt. to appeal. Sub#80-1, 86-5. cc:
8/20	11980	REGULATION - Point No Point Treaty Council re In-common Coho. #90-84. Serv.
"	11981	REGULATION - Point No Point Treaty Council re Coho. #90-85. Service.
8/29	11982	SUPPL AUTHORITY - St. of Wa. & dfts Oldham & Carter & Puget Sound Shellfish Growers in support of mtn to compel joinder of Tideland Owners. Sub#89-3. Service.
8/30	11983	MEMO - JLW to REC & all cnsl. w/ corrected page 7 of lodged order re 1990 Treaty Fisheries in Puget Sound. Sub#86-5. cc: cnsl.
8/31	11984	REGULATIONS - Port Gamble Klallam Tribe re Coho. #90-03. Service.
"	11985	REGULATIONS - Lower Elwha Klallam Tribe re Coho. #90-06. Service.
"	11986	REGULATIONS - Suquamish Tribe re preseason Coho. Service.
"	11987	OBJECTIONS - Tulalip Tribe re R & R and request for evidentiary hearing. Sub#80-1.
"	11988	CERTIFICATE OF SERVICE. Sub#80-1.
"	11989	OBJECTIONS - Tulalip Tribe to Magistrate's Report re Prelim Inj. for 1990 Fishery. Sub#86-5. Service.
9/1	11990	NOTICE RE CORRECTION of regulations #90-84 & #90-85. See Dockets 11980 & 81.
"	11991	MEMORANDUM - Lummi Tribe re R & R for 1990 season. Sub#86-5.
"	11992	DECLARATION - of Alan B. Chapman. Sub#86-5.
"	11993	CERTIFICATE OF SERVICE. Sub#86-5.
9/4	11994	REGULATIONS - Skokomish Tribe re Coho. #90-13.
"	11995	TRANSCRIPT OF RECORD & CERTIFICATION - filed by Tulalip Tribe. Special to REC. Sub#80-1.
"	11996	TRANSCRIPT OF RECORD & CERTIFICATION - filed by Tulalip Tribe. Special to REC. Sub#86-5.
9/5	11997	TRANSCRIPT - proceedings b4 JLW 7/31/90. Sub#80-1.
9/6	11998	ORDER(REC) - mtn of Lummi Tribe for order certifying for immediate appeal to 9th Circuit the Decision & Order re Eastern Boundary is granted. Sub#86-7. (ent & mld 9/6/90)
"	11999	MOTION - Klallam, Puyallup, Suquamish, Muckleshoot, Upper Skagit Tribes to note consideration of JLW R & R re 1990 Fishery on 9/21/90. Responses to objections due 9/17/90. Sub#86-5.
"	12000	CERTIFICATE OF SERVICE. Sub#86-5.

CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF  USA et al.	DEFENDANT  St. of WA et al.	DOCKET NO. <u>9213</u> PAGE <u>402</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1990</u>		
9/6	12001	WITHDRAWAL OF OPPOSITION - Makah Tribe to Suquamish mtn to amend. Sub#86-5. Serv.
"	--	Received copy of letter to JLW from George Dysart that USA has no objections to R & R . Sub#86-5.
"	--	Received copy of letter to JLW from George Dysart that USA has no objections to R & R . Sub#80-1.
9/7	--	Received copy of letter to JLW from Kevin Lyon that there is no opposition to Makah mtn for withdrawal of its opposition to Suquamish mtn to amend. Sub#86-5.
9/8	12002	REGULATION - Makah re Chum Salmon. #90/91-OFF-30. Service.
9/10	12003	REGUALTION - Suquamish Tribe re 1990 Preseason Coho Salmon. Service.
9/12	12004	MINUTE ORDER(JLW) - status conference 9/25/90 at 9:00 a.m. in Room 410. Sub#83-3. cc: Copy in C83-117T
9/12	12005	CITATION OF 9TH CIRCUIT OPINION - USA. Sub s80-1 & 86-5. Opinion attached. Service.
9/17	12006	RESPONSE - Upper Skagit to Tulalip Tribe's Obj. to Mag. R & R re: 1990 Puget Sound Plan;service
9/17	12007	MEMORANDUM IN SUPPORT - Jamestown Klallam, Low Elwha Klallam, Pt Gamble Klallam & Skokomish Tribes of Magistrate's R & R re 1990 Season and OBJECTION to Lummi's Proposed Modification
9/17	12008	AFFIDAVIT of Nickolas D. Lampsakis
9/17	12009	CERTIFICATE OF SVC. of #'s 12007 & 12008 ;svc. on 9/14/90
9/18	12010	REGULATION- Makah re Coho & Chum Salmon. #90/91-32. Service.
"	12011	RESPONSE - Puyallup Tribe to Tulalip objections to R & R for 1990 Fishery. Sub#86-5. Service,
"	12012	MEMORANDUM - St. of Wa. re R & R for 1990 Treaty Fishery. Sub#86-5. Service.
"	12013	TRIAL BRIEF - Quinault Nation. Copy in C83-117T. Service. Sub #83-3.
"	12014	RESPONSE - Muckleshoot Tribe to obj. of Tulalip & Lummi Tribes to R & R re 1990 Treaty Fishery. Sub#86-5. Service.
"	12015	TRIAL BRIEF - Tuåalip Tribe. Copy in C83-117. Service. Sub#83-3.
"	12016	TRIAL BRIEF - Shoalwater Bay &v Chehalis Tribes'. Copy in C83-117. Sub#83-3.
"	12017	CERTIFICATE OF SERVICE of #12016 and pretrial order. Sub#83-3. Copy in C83-117.
"	--	Lodged pretrial order. Sub#83-3. Copy in C83-117.
9/19	12018	TRIAL BRIEF - ST.of Wa. Copy in C83-117. Sub#83-3. Service
"	12019	CERTIFICATE OF SERVICE. Sub#83-3.
9/21	12020	JOINDER - Suquamish Tribe in tribal responses to obj to R & R. Sub#86-5. Serv.
9/24	12021	NOTICE OF JOINDER - Tulalip Tribe in Pretrial Order. Sub#83-3. Copy in C83-117T Service.
"	12022	STIPULATION - Tulalip & Swinomish Tribes re brief due dates and obj to R & R. Sub#80-1. Service. Noted 10/26/90. Swinomish Tribe brief to be mailed 9/27/90; Tulalip reply to be mld 10/19/90.
"	12023	STIPULATION - Tribes' that reply brief of Tulalip Tribe due 9/24/90. Sub#86-6. Service.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
<u>1990</u>		
9/24	12024	REPLY BRIEF - Tulalip Tribe. Sub#86-5.
"	12025	OBJECTIONS - Tulalip Tribe to R & R. Noted 9/28/90. Sub#86-5.
"	12026	CERTIFICATE OF SERVICE. Sub#86-5.
9/26	12027	MINUTES - conference b4 JLW 9/25/90. The Court will address dispositive mtns at end of trial; trial scheduled 10/15/90 to 11/2/90; the Court makes rulings regarding witnesses, exhibits, and times. See file for details. Hearing on 10/10/90 at 9:00 a.m. to hear objections on exhibits. Trial will address, <u>inter alia</u> , the issue of U & A fishing grounds w/ limitations. The conference 10/9/90 is stricken. Sub°83-3. Copy in C83-117. cc: cnsl.
"	12028	PRETRIAL ORDER. Sub#83-3. Copy in C83-117.
9/28	12029	MOTION - Tribal for leave to file response to suppl authority. NOted 10/19/90. Sub#89-3.
"	--	Lodged Tribal response to defts' suuupl authority re joinder. Sub#89-3.
"	12030	CERTIFICATE OF SERVICE. Sub#89-3.
"	12031	RESPONSE - Swinomish to Tulalip obj to R & R. Sub#80-1. Attachments. Service.
10/2	--	Copy of letter to JLW from ST. of WA. re testimony. Sub#83-3.
10/2	--	Copy of letter to JLW from Shoalwater Bay Tribe re testimony. Sub#83-3.
"	12032	LETTER(JLW) to cnsl that if party elects to present testimony of a witness in written form, that will be in lieu of <u>live</u> / <sup>direct</sup> examination, but will not foreclose re-direct within scope of cross. CC: cnsl. Sub#83-3.
"	12033	REGULATIONS - Point No Point Treaty Council re In-Common Chum. #90-113. Serv.
10/3	12034	MOTION - St. of Wa. for order in limine. Noted 10/10/90. Sub#83-3. Copy in C83-117.
"	12035	MEMORANDUM - St. of Wa. in support of mtn in limine. Sub#83-3. Copy in C83-117.
"	12036	AFFIDAVIT - of Jay Geck. Sub#83-3. Copy in C83-117.
"	12037	MOTION - St. of Wa. for order shortening time to allow mtn in limine to be heard 10/10/90. Sub#83-3. Copy in C83-117.
"	12038	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117.
10/5	12039	PRAECIPE - Shoalwater Bay Tribe for 20 trial subpoenas. Iss. Sub#83-3.
"	12040	OBJECTION TO MTN FR SHORTENING TIME - Shoalwater Bay & Chehalis Tribes. Sub#83-3.
"	12041	DECLARATION - of Kevin Lederman in support of objection. Sub#83-3.
"	12042	DECLARATION OF MAILING. Sub#83-3. Copies in C83-117 of 12039-12042.
10/9	12043	ORDER(REC) adopting R & R for 1990 Puget Sound Plan as modified. See file for details. The Order lodged 8/14/90 substituting the revised page 7 lodged 8/30/90 to be filed. (Ent & mld 10/9/90). Sub#86-5.
"	12044	MEMO - Quinault Tribe in support of reconsideration of sequestration order. Sub #83-3. Copy in C83-117T.
"	12045	NOTICE - Point No Point Treaty Council re correction of error in regulation #90-113.
"	12046	ORDER(JLW) -deferring issue of reservation boundary and tidelands. Sub#83-3. Copy in C83-117. (ent & mld 10/9/90)
"	12047	ORDER(JLW) - denying as moot mtn re tribal rolls. Sub#83-3. Copy in C83-117. cc:c
"	12048	MOTION - St.of Wa. for reconsideration of sequestration order. Sub#83-3. C. C83-117
"	12049	MEMORANDUM - St. of Wa. in support of mtn for reconsideration. Sub#83-3. C; C83-117
"	12050	AFFIDAVIT - of Robert Costello. Sub#83-3. C: C83-117



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DATE	NR.	PROCEEDINGS
1990		
Oct 9	12051	MEMORANDUM - Chehalis & Shoalwater Bay Tribes re objections to Quinault exhibits relating to treaty of Olympia. Sub#83-3. Copy in C83-117.
"	12052	OBJECTIONS- Chehalis Tribe to St. of Wa. mtn for an order excluding testimony of Nile Thompson noted for consideration 10/12/90. Sub#83-3. c: C83-117
"	12053	EXHIBIT LIST - Chehalis & Shoalwater Bay Tribes. Sub#83-3. Copy in C83-117
"	12054	REVISED EXHIBIT LIST - Quinault Nation. Sub#83-3.
Oct 10	12055	REGULATIONS - Suquamish Tribe re 1990 preseason Chum Salmon. Service.
"	12056	RESPONSE - Chehalis Tribe to St. of Wa. mtn in limine to exclude testimony of Dr. Nile Thompson. Sub#83-3. Copy in C83-117T.
"	12057	DECLARATION - of Dr. Nile Thompson in support of response. Sub#83-3. C: C83-117
"	12058	DECLARATION - of H. Chesnin in support of response. Sub#83-3. C: C83-117.
"	12058a	MINUTES - Hearing on obj. to exhibits. CR: M. Ferrell. See file for details. Sub#83-3.
* Oct 5	12059	MOTION - St. of Wa. for order in limine to exclude testimony of T. Kent & Dr. N. Thompson. Sub#83-3. c: C83-117. Noted 10/12/90
"	12060	MEMORANDUM - St. of Wa. in support of mtn in limine noted 10/12/90. Sub#83-3.c:C83-117
"	12061	CERTIFICATE OF SERVICE. Sub#83-3. Copy in C83-117. Documents 12059-12060 related to 12034-12038.
Oct 11	12062	REGULATIONS - Port Gamble Klallam Tribe re Chum. #90-05. Service.
Oct 12	12063	OPPOSITION - defts to tribal mtn for leave to file response to suppl authority. Sub#89-3. Service.
"	12064	CERTIFICATE OF SERVICE - Shoalwater Tribe that statements of Gonor, Clark, and Pedersen served on USA, Quinault, Chehalis, Squaxin Isl, Nisqually, St. of Wa. Sub#83-3. Copy in C83-117.
"	12065	CERTIFICATE OF SERVICE - Shoalwater Tribe that statements of Gonor, Clark, and Pedersen on Tulalip, Puyallup, and USA. Sub#83-3. Copy in C83-117.
Oct 15	12066	MOTION - Shoalwater Bay Tribe to admit trial exhibits. Sub#83-3. C: C83-117
"	12067	REPLY - Quinault Nation to Shoalwater mtn to admit trial exhibits. Sub#83-3. C: C83-117
"	12068	STATEMENT - Dr. Barbara Lane submitted by Chehalis Tribe. Sub#83-3.
"	12069	TRANSCRIPT - of proceedings b4 JLW 10/10/90
Oct 16	12070	MEMORANDUM OF UNDERSTANDING - Skagit Tribe for 1990. Service.
"	12071	DECLARATION - of Ray Canales. Sub#83-3.
"	12072	DECLARATION - of Nile Thompson. Sub#83-3
Oct 17	12073	DECLARATION - of Hazel Pete. Sub#83-3
"	12074	DECLARATION - of Gladys Beckwith Brown. Sub#83-3.
"	12075	PRAECIPE - declaration of Lillian Sanders attached w/ faxed signature. Sub#83-3.
"	12076	WITNESS STATEMENT - of Percy Youckton. Sub#83-3.
"	12077	DECLARATION - of Gene Deschamps. Sub#83-3.
"	12078	STATEMENT - of Bruce Pedersen
Oct 16	12079	MINUTES - 1st day Court Trial b4 JLW 10/15/90. CR: Marcia Ferrell. The Court denies mtn in limine re Nile Thompson; Chehalis Tribe w/draws Tim Kent as witness. Exhibits marked and admitted. Plaintiff witness Dr. B. Lane is sworn and testifies. Sub#83-3. Copy in C83-117.
"	12080	MINUTES - 2nd day Court Trial b4 JLW 10/16/90. CR: Marilyn Denker. Plaintiff witnesses Dr. Lane, Ray Canales, Dr. Nile Thompson sworn & testify. Sub#83-3. Copy in C83-117.
Oct 17	12081	DECLARATION - of Madronna Holden. Sub#83-3.
"	12082	REGULATIONS - Suquamish Tribe re 1990-1991 Crab Fishery. Service.

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<u>1990</u>			
Oct 18	12083	MINTUES - 3rd day Court Trial b4 JLW./ Plaintiff witnesses Dr. Madronna Holden and Hazel Pete, Percy Youckton, Gene Deschamps, Bruce Pedersen are sworn and testify. The Court rules re objections to filed declarations. Exhibits are marked and admitted. CR: Marilyn Denker. Sub#83-3	
"	12084	REGULATIONS - Skokomish Tribe re 1990 Chum. #90-21. Service.	
"	12085	STATEMENT - of Jefferson J. Gonor. Sub#83-3.	
"	12086	RE: STATES'S ADDITIONS to deposition of Dr. Jefferson Gonor to be offered as written direct. Sub#83-3.	
"	12087	STATEMENT -of Lynn Clark. Sub#83-3. October 118, 1990	
"	12088	MINUTES - 4th day Court Trial b4 JLW./ Plaintiff witnesses Dr. Jefferson Gonor & Lynn Clark are sworn & testify. Plaintiffs rest. Exhibits are marked and admitted. Trial resumes October 22, 1990. Sub#83-3. CR: Marcia Ferrell.	
Oct 19	12089	TRIBAL REPLY - re mtn to file response to suppl authority. Service. Sub#89-3.	
Oct 20	12090	REPLY MEMORANDUM - Tulalip Tribe re Magistrate's Report on 1989 Sockeye Fishery. Attached unsigned second suppl declaration of Kit Rawson. Sub#80-1. Serv.	
"	--	Copy of transcript 7/30/90 submitted by Tulalip Tribe. Sub#80-1.	
Oct 22	12091	TRANSCRIPT - proceedings b4 JLW 10/15/90. Sub#83-3.	
"	12092	MOTION - Quinault Nation to admit trial exhibits. Sub#83-3.	
"	12093	CHEHALIS TRIBE statement of exhibits offered, admitted, rejected, w/drawn. Sub#83-3.	
Oct 23	12094	ORDER(REC) - establishing 1990 Treaty Fisheries in Puget Sound. Substituted Page 7. Sub#86-5. (Ent & mld 10/23/90). Docket #12043 attached.	
"	12095	MINUTES - 5th day trial b4 JLW 10/22/90. Quinault witnesses Dr. Lane, Gary, Morishima, Margaret Valdillez, Joseph DeLaCruz, Edna Ebling, Francis McCrory are sworn & testify. Exhibits are marked and admitted. CR: Marcia Ferrell. Sub#83-3.	
"	12096	TRANSCRIPT - of proceedings b4 JLW.10/16/90. Sub#83-3.	
"	12097	TRANSCRIPT - of proceedings b4 JLW 10/17/90. Excerpt. Sub#83-3.	
"	12098	TRANSCRIPT - of proceedings b4 JLW 10/17/90. Sub#83-3.	
"	12099	MINUTES - 6th day trial b4 JLW 10/23/90. CR: Marcia Ferrell. Trial cont to 10/24/90. Sub#83-3.	
Oct 24	12100	ORDER OF DISQUALIFICATION (JLW) Magistrate J. L. Weinberg disqualifies himself from further participation in Sub Proceedings 89-3 only. Sub #89-3 (cc: cnsl, JLW, Judge Coyle)	
Oct 24	12101	MOTION (State of WA) TO ADMIT TRIAL EXHIBITS; copy in C83-117 Granted. Sub#83-3.	
"	12102	DECLARATION - of Lillian Sanders Young. Sub#83-3.	
"	12103	MINUTES - 7th Day trial b4 JLW. CR: Marcia Ferrell. Te Court grants the mtn of St. of Wa. to admit exhibits exclusive of W-M- 145,146,148, & 156 which are withdrawn. Other exhibits are marked and admitted. St. of Wa. witnesses Alan Newell & Dr. Kent Richards are sworn & testify. Sub#83-3.	
Oct 25	12104	MINTUES - 8th day trial b4 JLW. CR: Marcia Ferrell. Witness Dr. Kent Richards completes testimony. ST. of Wa. and Quinault Nation rest. Plaintiffs witness Dr. Lane called on rebuttal. Deps of Richard Stone & Madronna Stone submitted. Closing briefs w/ proposed Findings of Fact & Conclusions of Law due 1/15/91.	

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<u>1990</u>		
10/31	12105	ORDER(REC) - Swinomish Tribe to file brief responding to Tulalip Tribes' argumen w/in 15 days of filing of order. cc: Serv. List. Sub#80-1.
11/1	--	Received St. of Wa. copy of exhibit SH/CH-M- 335. Sub#83-3.
"	12106	EXHIBIT LIST - trial b4 JLW. Sub#83-3.
"	12107	WITNESS LIST - trial b4 JLW. Sub#83-3.
*** 10/30	12108	MOTION - Quileute Tribe for TRO re outplanting of Quillayute Spring Chinook. Sub#90-2.
"	12109	NOTICE - of telephone conference hearing re TRO 10/30/90 w/ REC. Sub#90-2.
"	12110	MEMORANDUM IN SUPPORT of mtn for TRO - Quileute Tribe. Sub#90-2.
"	12111	AFFIDAVIT - of Steve Meadows in support of mtn. Sub#90-2.
"	--	Received faxed affidavit of Mel Moon. Sub#90-2.
"	--	Lodged TRO. Sub#90-2.
"	12112	CERTIFICATE OF SERVICE. Sub#90-2.
11/3/90	12113	ORDER(REC) - denying Quileute mtn for TRO
11/10	12114	JOINT STATUS REPORT -Service. Sub#89-3.
11/15	12115	SUPPL BRIEF - Swinomish Tribe. Sub#80-1.
"	12116	DECLARATION - Robert Hayman. Sub#80-1.
"	12117	CERTIFICATE OF SERVICE. Sub#80-1.
11/16	12118	SECOND SUPPL DECLARATION - Kit Rawson. Sub#80-1. Service.
11/26	12119	REGULATIONS - Makah Tribe re Steelhead. #90/91-ON-5
"	12120	REGULATIONS - Makah Tribe re Steelhead. #90/91-ON-6.
"	12121	REGULATIONS - Makah Tribe re Steelhead. #90-91-OFF-47.
Nov 28	12122	REGULATION _ Lower Elwha Klallam Tribe re Steelhead. °90-18.
Dec 1	12123	REGULATIONS - Skokomish Tribe re Steelhead. #90-32. Service.
"	12124	REGULATIONS _ Port Gamble Tribe re Winter Steelhead. #90-08. Service.
"	12125	REGULATIONS - Point-No-Point Treaty Council re Winter Steelhead. #90-145. Serv.
Dec 3	12126	TRANSCRIPT - of proceeding b4 JLW 10/18/90. Sub#83-3. Errata included.
"	12127	TRANSCRIPT - of proceedings b4 JLW 10/22/90. Sub#83-3.
"	12128	TRANSCRIPT - of proceedings b4 JLW 10/23 & 24/90/ Sub#83-3.
"	12129	TRANSCRIPT - of proceedings b4 JLW 10/25/90. Sub#83-3.
Dec 5	12130	TRANSCRIPT - of proceeding b4 JLW 10/16/90. Sub#83-3.
"	12131	TRANSCRIPT - of proceeding b4 JLW 10/17/90. Sub#83-3. Vol. IIIA
"	12132	TRANSCRIPT - of proceeding b4 JLW 10/17/90. Sub#83-3. Vol. IIIB
Dec 12	12133	ORDER(CCA) - Lummi petition to appeal USDC order 5/26/90 is granted. Appeal fee pd. #183113. CCA #90-35887
Dec 13	12134	MOTION - Klallam Tribes to amend order eestablishing 1990 Fisheries in Puget Sound. Noted 12/28/90. Service. Sub#86-5.
"	--	Lodged order. Sub#86-5.
Dec 14	--	Mailed appeal packet ot CCA. Sub#86-7. cc: cns1. CA90-35887

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<u>1990</u>		
Dec. 15	12135	NOTICE - Lummi Tribe of transcript portions ordered. Service. Sub#86-7.
Dec 21	12136	RESPONSE - Tulalip Tribes' to mtn to amend order re 1990 Fisheries. Serv. Sub#86-5.
"	12137	RESPONSE - Makah Tribe to mtn to amend order re 1990 Fisheries. Serv. Sub#86-5.
"	12138	RESPONSE - Squaxin Isl. & Nisqually Tribes' re 1990 Fisheries. Serv. Sub#86-5.
Dec 22	12139	REGULATIONS - Point No Point Treaty Council re 1991 In-common clam & oyster. Serv. #91-1.
Dec.24	12140	JOINT REPORT - Wa. Dept. of Fisheries, Puget Sound Treaty Indian Tribes & NW Indian Fisheries Com. re 1990 Puget Sound Coho Salmon Forecasts & Mgmt Recommendations. Dec. 1990.
Dec. 27	12141	REPLY - Klallam Tribes to responses to amend order re 1990 Fisheries. Sub#86-5.Serv.
Dec.28	12142	TRANSCRIPT DESIGNATION - Lummi Tribe. Sub#86-7. CA90-35887.Service.
Dec. 29	12143	JOINT REPORT - Wa. Dept. of Fisheries, Puget Sound Treaty Indian Tribes & NW Indian Fisheries Com. re 1990 Puget sound Chum Salmon Forecasts & Mgmt Recommendations. Dec. 1990.
"	12144	REGULATIONS - Skokomish Tribe re Oyster. #91-1. Service.
"	12145	REGULATIONS - Skokomish Tribe re C lam. #91-2. Service.
1991		
Jan.2	--	Mld Certificate of Record to CCA. cc: cnsl. Sub#86-7. CA90-35887.
"	12146	JOINT REPORT - Wa. Dept. of Fisheries, Puget Sound Treaty Indian Tribes & NW Indian Fisheries Com. re Methods for Updating of Chinook, Coho, and Chum Salmon Runs entering Puget Sound in 1990. Serv.
Jan. 3	--	Received letter from Chehalis Tribe cnsl. that agreement among cnsl. & JLW to continue due date for briefs to 2/15/91. Sub#83-3. Cpy in C83-117T. cc: REC.
Jan 10	12147	JOINT REPORT - Wa. Dept. of Fisheries, Puget Sound Treaty Indian Tribes & NW Indian Fisheries Com. re 1990 Puget Sound Summer/Fall Chinook Forecasts & Mgmt Recommendations. September 1990. Service.
Jan 25	12148	<b>ORDER (REC):</b> Adopting Report & Recommendation of JLW of 8/16/90: It is ordered that the Tulalip Tribes & its members are enjoined from harvesting more than 11% of the 1990 treaty share of sockeye salmon less 31,727 sockeye in IPSFC waters during the 1990 season until such time as the Swinomish catch equals 16% of the treaty harvest plus 5,734 sockeye. Thereafter, the Tulalip catch shall not be limited by this order. Sub #80-1 (cc: cnsl, REC, JLW)
Jan 25	12149	<b>ORDER (REC):</b> Denying Motion for bifurcation w/out prejudice Sub#89-3
Jan 31	12150	REQUEST FOR DETERMINATION - Klallam Tribes re Equitable Allocation of Treaty Halibut Opportunity for 1991. Sub#91-1.
"	12151	MOTION - Klallam Tribes for Prelim. Inj. against Makah Tribe. Noted 2/15/91. Sub#91-1.
"	12152	MEMORANDUM - Klallam Tribes of Points and Authorities in support of mtn. Sub#91-1
"	12153	AFFIDAVIT - of Peter Dygert. Sub#91-1.
"	12154	AFFIDAVIT - of Randy Harder. Sub#91-1.
"	12155	CERTIFICATE OF SERVICE. Sub#91-1. (Proposed order of reference to come per cnsl.)

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<u>1991</u>		
2/1/91	12156	ATTACHMENT - to Affidavit of Randy S. Harder (Docket #12154). Sub#91-1.
"	----	Lodged proposed order of reference. Sub#91-1.
"	12157	CERTIFICATE OF SERVICE: attachment & proposed order. Sub#91-1.
2/4/91	12158	POST TRIAL STATEMENT - USA. SUB#83-3. Copy in C83-117T. Service.
2/5/91	12159	MOTION - Makah Tribe to enlarge time. Noted 2/22/91. Sub#91-1.
"	--	Proposed order. Sub#91-1.
"	12160	MOTION - Makah Tribe to shorten time. Noted 2/8/91. Sub#91-1.
"	--	Proposed order. Sub#91-1.
"	12161	CERTIFICATE OF SERVICE. Sub#91-1.
2/6/91	12162	REQUEST - St. of Wa. for extension of time in which to respond. Sub#91-1.
"	12163	AFFIDAVIT - of Robert Costello. Sub#91-1.
"	12164	CERTIFICATE OF SERVICE. Sub#91-1.
2/7/91	12165	RESPONSE - Klallam Tribes to Makah mtn to enlarge time. Sub#91-1.
"	--	Lodged order denying mtn to enlarge time. Sub#91-1.
"	--	Lodged order setting schedule & limiting Makah halibut fishery. Sub#91-1.
"	12166	CERTIFICATE OF SERVICE. Sub#91-1.
2/8/91	12167	NOTICE OF APPEARANCE AND PARTICIPATION - Lummi Tribe. Sub#91-1. Service.
2/8/91	12168	REQUEST (USA) for Extension of Time to Respond to Tribal RFD Re: Equitable Allocation of Treaty Halibut Opportunity for 1991
2/11/91	12169	NOTICE OF APPEARANCE & PARTICIPATION on behalf of Suquamish Tribe in Sub-proceeding 91-1 (John C. Sledd atty)
2/11/91	12170	CERTIFICATE OF SVC of #12169; svc. on 1/30/91
2/11/91	12171	ORDER OF REFERENCE OF EQUITABLE Allocation of Treaty Halibut in 1991 & PRIMARY RELIEF AGAINST MAKAH TRIBE TO Mag John L. Weinberg (REC): Consideration of all matters except TRO arising in sub-proc. 91-1 are referred to Mag/Judge John L. Weinberg. ent 2/15/91 (cc: REC, JLW, cns1)
2/13/91	12172	ORDER (REC) Granting Makah Tribe's Motion to Enlarge Time: Makah tribe's ddl for responding to Klallam tribe's RFD & mot. for prelim. inj. in this sub-proc. is extended to 2/25/91; Klallam's reply in supp. of mot. for prelim inj due 2/28/91 (mot. ntd 3/1/91) The mot. is granted on the condition the Makahs take no more than 57,000 lbs of halibut prior to the ruling of this court upon the requesting Tribes' mot unless there be further order of this court.  The Makahs shall set up appropriate mechanisms to assure that the limits are met. Failure to set up appr. mech. or to exceed the limitations will call for appropriate sanctions. (cc: REC, JLW, cns1) Sub #91_1
2/13/91	12173	ORDER (REC) Denying Puget Sound Shellfish Growers' Motion to Join Necessary Parties & Motion to Sever; Puget Sound Shellfish Growers' motion to join necessary parties pursuant to Rule 19 is DENIED. FURTHER ORDERED the court will not convert this subproc. into a deft. class action. FURTHER ORDERED Pug. Snd Shellfish Growers' motion to sever each tribe's calim as a sep. subproc. is DENIED. ent. 2/15/91 (cc: REC, JLW, cns1) Sub #90-3 89-3
2/13/91	12174	ORDER (REC) GRANTING KLALLAM Motion to Amend Order Establishing 1990 Fisheries in Puget Sound: The Lower Elwha Kallam tribe, Jamestown Klallam tribe, Port Gamble S'Klallam tribe's motion to amend is GRANTED. FURTHER ORDERED that the attached Memo of Understanding for the 1990-91 Troll Fisher in the Strait of Juan de Fuca dated 10/31/90 shall be incorporated in the order est. 1990

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2/13/91	12174	ORDER (Continued) Fisheries in Puget Sound as though fully set forth therein. ent. 2/15/91 (cc: REC, JLW, cnsl) Sub #86-5	
2/14/91	12175	NOTICE OF APPEARANCE & PARTICIPATION in Sub proc. 91-1 by Hoh, Quileute, Nisqually, & Squaxin Island tribes. Kevin Lyon atty.	
2/14/91	12176	CERTIFICAT OF SVC of #12175; svc. on 2/12/91	
2/14/91	12177	NOTICE OF WITHDRAWAL & SUBSTITUTION OF CNSL FOR PLTF NOOKSACK Tribe: Stafford L. Smith withdraws as cnsl & Jeffrey Jon Bode' is substituted as cnsl of rec.	
2/14/91	12178	CERTIFICATE OF SVC of #12177; svc. on 2/14/91.	
2/15/91	12179	POST-TRIAL MEMORANDUM by Quinault Nation Sub #83-3	
2/15/91	***	PROPOSED Findings of Fact & Conclusions of Law by Quinault Nation; Sub #83-3	
2/15/91	12180	CERTIFICATE OF SVC of #12179 & Prop. Findings of Fact;svc 2/15/91	
2/15/91	12181	CLOSING ARGUMENT & POST-TRIAL BRIEF of Shoalwater Bay Indian Tribe & the Confederated Tribes of The Chehalis Indian Reservation Sub #83-3	
2/15/91	***	PROPOSED FINDINGS OF FACT & CONCLUSIONS OF LAW by Shoalwater Bay & Chehalis Indian Reservation Sub #83-3	
2/15/91	12182	CERTIFICATE OF SERVICE of Prop Findings of Fact & #12181;	
2/15/91	12183	POST TRIAL BRIEF submitted by State; sbu #83-3	
2/15/91	***	PROPOSED FINDINGS OF FACT & CONCLUSIONS OF LAW submitted by State; sbu #83-3	
2/15/91	12184	CERTIFICATE OF SVC of #12183 & Prop Finding of Fact/Concl of Law;	
2/19/91	12185	POST TRIAL BRIEF of the Puyallup & Tulalip Tribes; Sub #83-3	
2/19/91	12186	CERTIFICATE OF SVC of #12185; svc. on 2/15/91	
2/25/91	12187	MEMORANDUM by USA re: Equitable Allocation of Treaty Halibut Opportunity for 1991 Sub #91-1	
2/25/91	12188	RESPONSE by State of WA to Request for Determination re: Equitable Allocation of Treaty Halibut opportunity for 1991; sub #91-1	
2/25/91	12189	CERTIFICATE OF SVC of #12188 & 12189; sub #91-1	
2/25/91	12190	MOTION by Makah tribe to File Oversized Brief; ntd 3/15/91; sub #91-1	
2/25/91	---	LODGED Order Granting Makah Tribe's Motion to file oversize brief; sub #91-1	
2/25/91	12191	MOTION by Makah Tribe to Shorten Time on Motion for oversize br.; ntd 3/1/91 Sub #91-1	
2/25/91	---	LODGED ORDER Granting makah Tribe's Motion to shorten time; sub #91-1	
2/25/91	---	LODGED Makah Response to Request for Determination & Opposition to preliminary Injunction Motion ' sub #91-1	
2/25/91	---	LODGED Exhibits to Makah Response to RFD & Opposition to Prelim. Inj.; sub 91-1	
2/25/91	12192	CERTIFICATE OF SVC of #12190 - 12192; sub #91-1	
2/25/91	12193	AFFIDAVIT OF STEPHEN H. JONER	
2/25/91	12194	AFFIDAVIT OF RICHARD MYHRE	
2/26/91	12195	RESPONSE BY Lummi nation to Point No point motion for Temp. Relief; sub #91-1	
2/26/91	12196	CERTIFICATE OF SVC of #12195; sub #91-1	
2/26/91	12197	RESPONSE by Tulalip to RFD; Tulalip Request for Consolidation; sub #91-1	
2/26/91	12198	RESPONSE OF Tulalip tribes to motion for Prelim. inj. against Makah Tribe; #91-1	
2/26/91	12199	CERTIFICATE OF SVC BY Tulalip of #12197-12199; sub #91-1	
2/27/91	12200	1991 Suquamish Halibut Regulations (dated 2/25/91) afdt of mailing attached	
2/27/91	12201	1991 Makah Annual Fishing Regulation Off-Reservation (dated 2/25/91)	

*11 sub 4*

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DATE	NR.	PROCEEDINGS
2/26/91	12202	OPPOSITION by Klallam & Skokomish Tribes' to Makah Tribe's Motion to File Oversize brief and IN THE ALTERNATIVE TO ENLARGE TIME within which to reply; sub#91-1
2/26/91	12203	MOTION by Klallam & Skokomish Tribes' to shorten time on alternative motion to enlarge time w/in which to reply to response to their motion for prelim inj. sub #91-1
2/26/91	----	LODGED ORDER Granting Klallam & Skokomish Tribes' Motion to Shorten time (#91-1)
2/26/91	----	LODGED ORDER Granting Klallam & Skokomish Tribes' Motion to enlarge time to reply and file oversized brief. Sub #91-1
2/26/91	12204	CERTIFICATE OF SVC of #12202, 12203, 12204 & lodge orders; sub #91-1
2/28/91	12205	REPLY of Jamaestown Klallam Lower Elwha Klallam, Pt Gamble Klallam & Skokomish Tribes to Makah opposition to prelim. inj. motion; sub #91-1
2/28/91	12206	SUPPLEMENTAL AFFIDAVIT of Peter H. Dygert
2/28/91	12207	CERTIFICATE OF SVC of #12205, 12206 & 12207; svc. on 2/28/91; sbu #91-1
2/28/91	12208	RESPONSE by Makah Tribe to Motion to Enlarge Time & REPLY to Opposition re: Oversized Brief; sub #91-1
3/1/91	12209	REPLY BRIEF of the Tulalip Tribes
3/1/91	12210	MOTION by Tulalip Tribes; for Scheduling & Planning Conference; ntd 3/15/91' sub #91-1
3/1/91	12211	MEMORANDUM IN SUPPORT of Tulalip Tribes' Motion fo Sched. & Plan. Conf.;sub #91-1
3/1/91	----	LODGED ORDER Setting Sched. & Plan. Conf.
3/1/91	12212	CERTIFICATE OF SVC. of #12209-12212 & lodged order; svc. on2/28/91; sub #91-1
3/1/91	12213	REPLY of Suquamish Tribe Concerning RFD & Motion for Prelim. Inj.; Sub #91-1
3/1/91	12214	CERTIFICATE OF SVC. of #12213-12214; svc on 3/1/91; sub #91-1
3/1/91	12215	ORDER (JLW) GRANTING Klallam & Skokomish Tribes' Motion to Enlarge Tlme to Reply and File Oversize Brief; Motion is GRANTED-- Klallam Y Skokomish Tribes have until March 5, 1991 to reply to response to the motion for prelim. inj and leave to file an oversized brief of no more than 30 pgs. Catch limit of 57,000 is unchanged. ent. 3/3/91; sub #91-1 (cc: REC, JLW, cnsl)
**2/28/91	12216	CERTIFICATE OF SVC by Makah of #12208; svc on 2/28/91; sub #91-1
3/4/91	12217	MOTION TO INTERVENE by Wm. A. Adkins, et al; ntd 3/22/91; sub #89-3
3/4/91	12218	AFFIDAVIT of Cnsl in Support of Motion to Intervene; sub #89-3
3/4/91	---	PROPOSED ANSWER to Tribal Request for Declar. & Inj. Relief re: shellfish; sub #89-3
3/4/91	12219	CERTIFICATE OF SVC of #12219, 12218, 12217 & prop ans.; svc 3/4/91; sub #89-3
3/5/91	12220	REPLY of Jamestown, Lower Elwha, Pt Gamble Klallam Bands & Skokomish Tribe to Responses of Lummi, Tulalip, State & USA re: prelim. inj. motion;Sub #91-1
3/5/91	12221	CERTIFICATE OF SVC of #12220; svc. on 3/5/91; sub #91-1
3/6/91	12222	RESPONSE of Makah Tribe to Tulalip Motion for Shceduling & Plan Conf; sub #91-1
3/6/91	12223	CERTIFICATE OF SVC of Makah Tribe of #12222; svc. on 3/6/91 by mail; sub #91-1
3/7/91	12224	REPLY by Hoh & Quileute Tribes' to Responses to Motion for Prelim. Inj; sub #91-1
3/7/91	12225	CERTIFICATE OF SVC by Hoh & Quileute of #12224 & 12225; svc. on 3/5/91; sub #91-1
3/11/91	12226	MOTION FOR TRO by Makah Tribe; ntd 3/12/91 by conf. call; sub #91-1
3/11/91	12227	AFFIDAVIT of Stephen H. Joner in support of Makah Motion for TRO; sub #91-1
3/11/91	----	LODGED ORDER Closing Treaty Halibut Fishery Until 3/23/91; sub #91-1
3/11/91	---	LODGED ORDER Lifting Interim Restriction on Makah Halibut Fishery; sub #91-1
3/11/91	12228	CERTIFICATE OF SVC of #12228, 12227; 12226 & lodged orders; svc on 3/11/91; sub #91-1

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USA, et al		STATE OF WASHINGTON, et al	PAGE <u>411</u> OF <u>    </u> PAGES
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3/11/91	12229	RESPONSE by Klallam & Skokomish to Tulalip Tribe's Motion for Sched. & Plan. Conf.; sub #91-1	
3/11/91	12230	CERTIFICATE OF SVC of #12229 & 12230; svc. on 3/11/91; sub #91-1	
3/12/91	12231	RESPONSE by Klallam & Skokomish to Motion by Makah for TRO; sub#91-1	
3/12/91	12232	CERTIFICATE OF SVC of #12231 & 12232; svc on 3/12/91; sub #91-1	
3/15/91	12233	ORDER (REC) CLOSING TREATY HALIBUT FISHERY. Cnsl for Makah & Quileute agree to entry of order & no parties objects. IT IS ORDERED: 1991 treay commercial halibut fishery is closed for all tribes in international pacific halibut commision area 2a pending court determination of the req. tribes' pending motion for prelim. inj. All tribes shall inform their fishermen of the closure & direct them to cease fishing immediately. All boats shall return to port nolater than 9:00 am on 3/12/91. The tribes shall report to each other re: compliance with this Order. ent. 3/15/91 (cc: REC, JLW, cnsl)	
3/18/91	12234	POINT-NO-POINT Treaty Counsel in-common Herring Regulations #91-25	
3/19/91	12235	RESPONSE (Tribal) to Motion to Intervene by Adkins, et al; #89-3	
3/19/91	---	LODGED ORDER granting intervention; #89-3	
3/19/91	12236	CERTIFICATE OF SVC of #12235, prop. order, #12236; sub #89-3; svc on 3/18/91	
3/20/91	12237	REPLY (intervening applicants) AND PRESENTATION of Order on Motion to Intervene of Adkins, et al. ; #89-3	
3/20/91	----	LODGED ORDER on Motion to Intervene of Wm. A. Adkins, et al; #89-3	
3/20/91	12238	CERTIFICAT OF SVC of #12237, 12238, prop order; svc on 3/19/91; #89-3	
* 3/19	12239	MINUTES from oral argument held 3/19/91: Cnsl present; after hearing arguments of cnsl, matter is taken under consideration. Court will make its R & R by 3/22/91 Cnsl will have one week to respond. (cc: JLW, REC, Cnsl)	
3/22/91	12240	REPORT & RECOMMENDATION (JLW): objections due 3/29/91; #91-1	
3/22/91	---	LODGED ORDER Denying Preliminary Injunction on Halibut Allocation #91-1	
3/29/91	12241	RESPONSE (Makah) to Report & Recommendation on Halibut Allocation; sub #91-1 ent. 4/2/91	
3/29/91	---	LODGED ORDER re: denial of prelim. injunc. on halibut allocation; sub #91-1 ent. 4.2.91	
3/29/91	12242	CERTIFICATE OF SVC of #12241, 12242, prop order; svc. on 3/29/91; sub #91-1 ent. 4/2/91	
3/29/91	12243	OBJECTION (Klallam/ moving parties) to Report & REcommendation re: halibut allocation; sub#91-1; ent. 4/2/91	
3/29/91	----	LODGED ORDER Granting prelim. inj. on halibut allocation; sub #91-1; ent 4/2/91	
3/29/91	12244	RESPONSE (State) to Report and Recommendation on halibut allocation; sub #91-1 ent. 4/2/91	
3/29/91	12245	CERTIFICATE OF SVC of #12244, 12245; svc on 3/28/91; sub #91-1; ent. 4/2/91	
3/29/91	12246	MEMORANDUM (Tulalip) Re: Report and Recommendation; sub #91-1; ent. 4.2.91	
3/29/91	12247	CERTIFICATE OF SVC of #12246, 12247; svc on 3/29/91; sub #91-1; ent. 4/2/91	

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3/29/91	12248	RESPONSE (Hoh & Quileute) to Report and Recommendation; sub #91-1; ent. 4/2/91	
3/30/91	12249	COMMENT (Quinault nation) to Report and Recommendation re: halibut allocation; sub #91-1; ent. 4/2/91	
3/20/91	12250	CERTIFICATE OF SVC of #12250, 12249; svc. on 3/29/91; sub #91-1; ent. 4/2/91	
4/2/91	12251	AFFIDAVIT OF SVC of #12248; svc. on 3/29/91; sub #91-1; ent. 4/2/91	
4/5/91	12252	ORDER (CCA) #90-35887: Motions by appellants USA & Lummi Tribe for ext. of time to file opening briefs are GRANTED. Opening br. due 4/30/91; appellee br. due 5/30/91; optional reply brs. due 14 days from svc of appellee br. No further ext. of time to file this brief will be granted absent the showing of extraordinary circumstances required under 9th Cir R. 31-2.3(c).; sub #86-7; ent 4/8/91	
4/9/91	12253	ORDER DENYING MOTION FOR PRELIM. INJ.(REC) #91-1: Court concurs in the R & R to the extent it recommends denial of the motion. Court clarifies the terms "treaty entitlement" or "treaty share" are not intended to be dispositive of the actual entitlement pursuant to the Stevens treaties. Court <u>does not</u> concur w/the portion of the R & R recommending dismissal of this subproceeding and incorporation into sub #86-5. The order closing treaty halibut fishery filed 3/15/91 is VACATED. ent & mld 4/10/91 (cc: REC, JLW, cns1)	
4/10/91	12254	TRANSCRIPT of proceedings B4 JLW on 3/19/91; sub #91-1	
4/12/91	12255	NOTICE OF APPEARANCE & ASSOC. OF COUNSEL: Allen H. Sanders & Debora Juarez assoc. w/Phil Katzen for pltf/intervenors Jamestown Klallam, Lower Elwha Klallam, Nisqually, Port Gambel S'Klallam, Nooksack, Sauk-Suiattle, Skokomish, Squaxin Isl., Stillaguamish & Upper Skagit Indian tribes	
4/12/91	12256	CERTIFICATE OF SVC of #12255; svc. on 4/11/91 by mail	
4/12/91	12257	MOTIONS FOR PRELIM. INJ. & PART. SUM JGM by Muckleshoot Tribe; sub #86-5, ntd 5/10/91	
4/12/91	12258	MEMORANDUM IN SUPPORT of Motions for Prelim Inj & Part. Sum Jgm. by Muckleshoot Tribe; sub #86-5	
4/12	12259	DECLARATION OF PAUL HAGE in Support of Muckleshoot Tribe's Motions for Prelim. Inj. & Part. Sum Jgm.; sbu #86-5	
4/12	12260	CERTIFICATE OF SVC. of #12257 - 12260; svc. by mail on 4/12/91	
4/19	12261	POINT NO POINT TREATY COUNCIL 1991 In-Common Personal Use/Subsistence Crab Regulations #91-38	
4/24	12262	MOTION FOR LEAVE TO WITHDRAW AS COUNSEL OF RECORD K. Lyon & S. Hvalsoe for the Nisqually Indian tribe; ntd 5/10/91 OA req.	
4/24.	12263	AFFIDAVIT OF KEVIN R. LYON in support of motion to w/draw	
4/24	12264	NOTICE OF INTENT TO WITHDRAW	
4/24	---	LODGED ORDER OF WITHDRAWAL	
4/24	12265	MOTION TO SHORTEN TIME on Cullen & Cullen's motion to withdraw ntd. 4/26/91	
4/24	12266	AFFIDAVIT OF KEVIN R. LYON in support of mot. to shorten time	

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4/24	---	LODGED ORDER SHORTENING TIME	
4/24	12267	CERTIFICATE OF SVC of #12262-12267 & prop. orders; svc on 4/22/91	
4/24	12268	MAKAH ANNUAL FISHING REBULATION OFF RESERVATION for 1991-92	
*4/23	12269	ORDER (JLW) DENYING MOTION TO SHORTEEN TIME; mot. for leave to w/draw reamins ntd for 5/10/91 (cc: JLW, REC, cns1)	
4/24	12270	MOTION TO INTERVENE by 26 Tideland & Upland Private Prop. Owners Ntd: 5/10/91 OA req.; sub #89-3	
4/24/	12271	MEMORANDUM IN SUPPORT of motion to intervene by 26 owners #89-3	
4/24	---	LODGED Order Granting Motion to Intervene by 26 Tideland & Upland Property Owners	
4/24	12272	MOTION FOR CLASS CERTIFICATION by Intervenor Tideland & Upland Private Property Owners; Ntd: 5/10/91 OA req.; #89-3	
4/24	12273	MEMORANDUM IN SUPPORT of Motion for Class Certification by Intervenor Tideland & Upland Property Owners #89-3	
4/24	----	LODGED Order Certifying Class Action	
4/24	----	LODGED Proposed Answer of Intervenor Private Property Owner Class Members to Amended Tribal Req. for Declaratory & Injunctive Relief re: Shellfish--class action #89-3	
4/24	12274	DECLARATIONS of Proposed Intervenor Private Property Owners re: motions to intervene and for class certification; #89-3	
4/24	12275	DECLARATION of Barbara Lindsay #89-3	
4/24	12276	DECLARATION of Thomas J. Greenan in support of Class Certification #89-3	
4/24	12277	AFFIDAVIT OF MAILING of #12270-12277 & prop. orders & answer; svc. on 4/24/91; sub #89-3	
4/25	12278	POINT NO POINT TREATY COUNCIL In-Common Troll Regulations #91-40	
4/25	12279	MANAGEMENT PLAN for the 1991 N Puget Sound Herring Fishery	
4/29	12280	NISQUALLY Business Committee Resolution #28 - 1991 Consent to Withdraw by K. Lyons and Objection to Affidavit of K. Lyon	
4/30	12281	AMENDED NOTICE OF MOTION to Intervene by 26 Tideland & Upland Property Owners and of Motion for Class Certification Sub #89-3; renotd for 5/17/91	
4/30	12282	AFFIDAVIT OF MAILING of #12281; svc on 4/30/91 by mail	
5/1	12283	MOTION (State) for Order to Clarify & Define Each tribe's claim as to its U & A Shellfish Harvesting Areas & Species Ntd. 5/24/91; sub #89-3	
5/1	12284	MEMORANDUM IN SUPPORT of State's Motion for Order to Clarify & Define; sub #89-3	
5/1	----	LODGED ORDER To Clarify & Define; sub #89-3	
5/1	12285	CERTIFICAT OF SVC BY MAIL; svc on 4/30/91; dkt #12283-12285; #89-3	
5/3	12286	STIPULATION AND ORDER Adjusting Briefing Schedule & Noting Date; Sub <del>86</del> 86-5	
5/3	12287	CERTIFICATE OF SVC; svc. on 5/3/91 by mail of No. 12286 & 12287; sub no. 86-5	
5/6	12288	RESPONSE (STATE) to Motions for Intervention & Class Certification by "26 Tideland & Upland Private Prop. Owners"; sbu no. 89-3	
5/6	12289	CERTIFICATE OF SVC BY MAILING; svc. on 5/3/91 of nos. 12288 & 12289; sub no 89-3	
5/6	12290	RESPONSIVE AFFIDAVIT OF KEVIN R. LYON	
5/6	12291	CERTIFICATE OF SVC of no. 12290 & 12291; svc on 5/3/91 by mail	
5/8	12292	2nd AMENDED NOTICE OF MOTION to Intervene by 26 Property owners; mtn rentd for 5/24/91; sub #89-3	
5/8	12293	AFFIDAVIT OF MAILING of #12292 & 12293; svc5/8/91; sub#89-3	

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12294	5/11	AFFIDAVIT of David D. Cullen in support of Motion to Withdraw
12295	5/11	CERTIFICATE OF SVC of #12294 & 12295; svc. on 5/10/91 by mail
<del>12296</del>	5/13	STIPULATION & order Adjusting Briefing Schedule; sub #86-5 <b>lodged</b>
12296	5/14	RESPONSE by State of WA to Muckleshoot Tribe's Motion for 1)Prelim. Inj. and 2)partial sum. jugm; sub #86-5
12297	5/14	CERTIFICATE OF SVC; svc. on 5/13/91 by mail; of #12296 & 97
12298	5/15	JOINDER IN MOTION TO INTERVENE BY 26 Property Owners by Deft. Puget Sound Shellfish Growers'; svc attached; sub #89-3
12299	5/15	POINT NO POINT TREATY COUNCIL In-Common SHrimp Regulations #91-50
12300	5/20	MOTION for Class Certification by Intervenors Carter, Oldham, et al (Carter Intervenors); ntd 6/7/91; #89-3
12301	5/20	MEMORANDUM by Carter Intervenors re: Motions for Class Certi- fication; #89-3
12302	5/20	DECLARATION of John A. Roberts; #89-3
-----	5/20	LODGED ORDER on Motions for Certification of Class; #89-3
12303	5/20	CERTIFICATE OF SVC; svc of 12300-12302 & prop order; svc. by mail on 5/20/91
12304	5/20	JOINDER IN MOTION to Clarify by 26 Tideland & Upland Priv. Prop. Owners' #89-3
12305	5/20	AFFIDAVIT OF MAILING; svc of #12304-305 on 5/20/91
	5/23	LODGED Stipulation re Briefing Schedule; sub #89-3
12306	5/23	CERTIFICATE OF SVC of Lodged Stip re Br. Sched.; svc on 5/22/91 by mail
12307	5/23	NOTICE OF APPEARANCE OF CO-COUNSEL for State of WA -- Richard D. Wall, AAG, associating; svc; #89-3
12308	5/22	MUCKLESHOOT INDIAN TRIBE FISHERIES DEPT. 1991-92 Fishing Reg.
12309	5/25	RESPONSE (State) to Motion for Class Certification by Intervenor Carter, et al and Adkins, et al; svc; #89-3
12310	5/29	AFFIDAVIT OF SVC BY MAIL of #12308; svc on 5/21/91
---	5/31	LODGED Stipulation & Order Adjusting Briefing Sched.; sub #86-5
12311	5/31	CERTIFICATE OF SVC of #12311 & ldg Stip & Order; svc. on 5/30/91 by mail; sub #86-5
12312	6/1	ORDER (REC) Re; Briefing Schedule (ldgd 5/23): Parties stipulate to & Ordered to file as follows: 5/20/91: all deft responses to pending motions for certif. clarification & orig. class certif. 5/20/91: defts to file alternative motions for class certif. 6/3/91: defts responses to alternative motions for class certif. 6/10/91: all pltf response to motions for interv. & class certif (including alternative class certif. mos) 6/17/91: defts replies on mot. for interv. & orig. class certif. 6/24/91: deft replies on alt. mot. for class certif. <del>6/24/91</del> 6/24/91: tribal mo. for p. sum jgm, w/pltfs consolidated (or later briefs supporting p. sum jgm & opposing class cert agreed date)

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DATE	NR.	PROCEEDINGS
12312	cont'd	7/22/91: (or later agreed date) Deft. consolidated briefs in reply to mot. for clarification & in response to tribal mot. for part. sum jgm. 7/29/91: (or later date) pltf replies on mot. for p. sum jgm. sub #89-3 (cc: cnsl, REC, JLW; ent 6/3/91
12313	6/3	REPLY MEMORANDUM of Prop Intervenors Buehler, et al in re: Class Certification of intervenors Carter, etal & Prop. Intervenors Adkins, et al.; sub #89-3
12314	6/3	AFFIDAVIT OF MAILING of #12313 & 12314; svc on 6/3/91; sub #89-3
12315	6/5	MOTION (Pltf Tribes) FOR LEAVE TO FILE OVERLENGTH BRIEF and DECLARATION OF P. E. KATZEN; sub #89-3; ntd 6/21/91
----	6/5	LODGED ORDER Granting Overlength Brief; sub #89-3
12316	6/5	MOTION (Pltf Tribes) TO SHORTEN TIME on motion for overlength br. sub #89-3; ntd 6/6/91
-----	6/5	LODGED ORDER TO SHORTEN TIME
12317	6/5	CERTIFICATE OF SVC of #12315 - 12317; svc. by mail on 6/4/91
12318	6/7	RESPONSE (State) TO TRIBAL MOTIONS for leave to file overlength brief & to shorten time; sub #89-3
12319	6/7	CERTIFICATE OF SVC of #12318 & 12319; svc by mail on 6/6/91; sub #89-3
12320	6/11	DECLARATION OF DANIEL A. RAAS; sub #89-3
12321	6/11	DECLARATION OF HENRY LEVINE, M.D.; sub #89-3
12322	6/11	DECLARATION OF the Secretary of the Cliffside Community Assn; sub #89-3
12323	6/11	NOTICE OF FILING of #12320-12322; sub #89-3
12324	6/12	CERTIFICATE OF SVC of #12320-12323: svc by mail on 6/11/91; sub #89-3
12325	6/13	SUMMER/FALL CHINOOK REGULATIONS (#91-02) for 1991 by Lower Elwha Klallam
12326	6/13	TRIBAL RESPONSE to Motion to Intervene by 26 Tideland & Upland Private Property Owners; sub #89-3
12327	6/13	TRIBAL OPPOSITION to Certification of a Deft Class; sub #89-3
12328	6/13	DECLARATION OF TRACEE TOMICH; sub #89-3
12329	6/13	CERTIFICATE OF SVC of #12326-12329; svc by mail on 6/10/91; sub #89-3
12330	6/14	ORDER (REC) Granting Leave to file overlength brief; sub #89-3 (cc: cnls, REC)
12331	6/14	IN-COMMON SUMMER-FALL CHINOOK REGULATIONS (#91-62) by Point No Point Treaty Council
12332	6/15	MOTION (Pltf Tribes) for Leave to File Overlength Brief and DECLARATION of Phillip Katzen; sub #89-3
----	6/15	LODGED ORDER
12333	6/15	MOTION (Pltf Tribes) to Shorten Time on mot re overlength br. sub #89-3
---	6/15	LODGED ORDER to Shorten Time
12334	6/15	CERTIFICATE OF SVC; of #12332-12334; svc by mail on 6/14/91

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6/17	12335	DECLARATION OF JOHN C. & ANNIE HANSEN; sub #89-3	
6/17	12336	DECLARATION OF RONALD R. ROSS; sub #89-3	
6/17	12337	REPLY (State) to Tribal Responses re: tideland & upland owners' motions to intervene & to certify deft class; sub #89-3	
6/17	12338	CERTIFICATE OF SVC by mailing; svc on 6/17/91; sub #89-3	
6/17	12339	REPLY by Intervenors Carter et al & Applicants Adkins, et al to tribal response to motion of 26 UPOW applicants; sub #89-3	
6/17	12340	CERTIFICATE OF SVC by mail on 6/17/91; sub #89-3	
6/17	---	LODGED Amendment to Stipulation re Briefing Schedule; sub #89-3	
6/17	12341	AFFIDAVIT OF MAILING of lodged doc; svc by mail on 6/17/91; sub #89-3	
6/18	12342	RESPONSE (State) to Tribal Motions for leave to file overlength br and to shorten time; sub #89-3	
6/18	12343	CERTIFICATE OF SVC BY MAIL of #12342-43; svc on 6/17/91; sub #89-3	
6/19	12344	PRAECIPE by pltf tribes requesting court replace dupl. orig. sign pgs w/orig sign pages attached; replaced by clk 6/21/91; sub #89-3	
6/20	12345	1991 Preseason Sockeye & pink salmon regulations of the SUQUAMISH TRIBE	
6/21	12346	1991 preseason fall chinook slamon regulations of the SUQUAMISH TRIBE	
6/24	12347	REPLY MEMORANDUM in support of request for class certification #89-3	
6/24	12348	REPLY of 26 Tideland/upland Prop Owners to Tribal response to motion to intervene; sub #89-3	
6/24	12349	NOTICE OF ASSN & APPEARANCE OF Tom D. Tobin as one of the attys for Buehler et al prop. intervenors; sub #89-3	
6/24	12350	DECLARATION of Thomas J. Greenan re: the qualification of ass'd cnsl T. Tobin; sub #89-3	
6/24	12351	AFFIDAVIT OF MAILING of #12347-12351; svc on 6/24/91; sub #89-3	
6/25	12352	MOTION (Tribal) for partial summary judgment; oral argument requested; ntd 7/29/91; sub #89-3	
6/25	12353	MEMORANDUM (Tribal) in Support of Partial Sum Jgm; and Opposing motion to clarify; sub #89-3	
6/25	12354	CERTIFICATE OF SVC of #12352-12354; svc by mail on 6/24/91; #89-3	
6/26	12355	RESPONSE (Quinault, Quileute & HOH) to Motion to Clarify Shellfish harvesting places & species; sub #89-3; cert of svc attached	
6/29	12356	SKOKOMISH TRIBE 1991 Summer-Fall Chinook Regulations #91-12	
6/29	12357	STIPULATION and MOTION for Order establishing 1991 Treaty Fisheries in Puget Sound; ntd 7/12/91; sub #86-5	
6/29	--	LODGED ORDER Establishing 1991 Treaty Fisheries in Puget Sound Sub #86-5	
6/29	12358	CERTIFICATE OF SERVICE of #12357-12358; svd by mail on 6/27/91	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF UNITED STATES OF AMERICA, et al. 12358	DEFENDANT STATE OF WASHINGTON, et al	DOCKET NO. _____ PAGE ___ OF 417 PAGES
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DATE	NR.	PROCEEDINGS
7/1/91	12359	REPLY of Intervenors Carter, et al & Applicants Adkins et al in support of motion for certification of subclass of tideland owners; sub #89-3
'/1	12360	CERTIFICATE OF SERVICE of #12359-12360; svc by mail on 7/1/91; sub #89-3
'/6	12361	DECLARATION OF WENDY ROBERTS; sub #89-3;
7/6	12362	NOTICE OF FILING of #12361 w/attachment, orig. Resolution of Board of Directors of the Samish Council of Camp Filed; #89-3
'/6	12363	CERTIFICATE OF SVC of #12361-63; svc by mail on 7/5/91; sub#89-3
7/6	12364	MINUTE ORDER: The motion of Dennis Reynolds & Williams Kastner and Gibbs for leave to w/draw as cnsl for Puget Sound Gillnetters Assn, <u>amicus curiae</u> is GRANTED. The Assn. can only continue its <u>amicus curiae</u> participation is represented by cnsl. Leave to participate <u>amicus curiae</u> is REVOKED 7/23/91 unless prior to that date a substitute cnsl enters an appearance. ent 7/9/91; sub #86-7; cc: cnsl, JLW, REC
7/8	12365	PT GAMBLE S'KLALLAM TRIBE: Pink Regulations #91-02; svc attached
'/10	12366	MAKAH Annual Fishing Regulations Off-Reservation; svc attached
7/10	12367	POINT NO POINT Treaty Council Fraser Sockeye & Pink Salmon Regulations #91-71; svc attached
7/12	12368	RESPONSE (State of WA) to Stipulation & Motion for Order Establ. 1991 treaty fisheries in Puget Sound; sub #86-5
7/12	----	POPOSED Order Establ. 1991 treaty fisheries in Puget Sound sub #86-5
7/12	12369	CERTIFICATE OF SVC of #12368-12369; svc on 7/11/91 by mail sub #86-5
'/12	12370	NOTICE OF WITHDRAWAL & Substitution of Attorney for Pltf Conf. Tribes of the Chehalis Indian Reservation; atty Harold Chesnin & Bown-Mathews firm substitute for H. Chesnin & MacDonald Hoague & Bayless; sub #83-3 (copy in C83-117)
7/12	12371	NOTICE OF WITHDRAWAL and Substitution of Attorneys for Upper Skagit Indian Tribe; Harold Chesnin & Brown-Mathews substitute for H. Chesnin & MacDonald Hoague & Bayless; sub #85-1
7/12	12372	ORDER (CCA #90-35887): Govt's motion for leave to file a br. as amicus curiae is GRANTED. The amicus briefs already rec'd are ordered filed; appellant may file an optional reply br. w/in 14 days from the date of this order, if not already filed. sub #86-7
7/15	12373	ORDER (REC): Sub #89-3 re: motions for intervention: Parties should present argument in their briefs rather than require Court to review numerous pleadings. Captions of any afdts. should designate the motion to which it pertains; all footnotes are to be in same sized type as body of the memo. See order for specifics. ent & mld 7/15/91; cc: REC, cnsl

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA		STATE OF WASHINGTON	PAGE <u>41</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
7/16	12374	REPLY (Jamestown Klallam, Lower Elwah Klallm, Pt. Gamble Klallam and Skokomish) to State of WA Response to Sipt & Motion for order establishing 1991 Treaty fisheries in Puget Sound; sub #86-5
7/19/	12375	MOTION FOR PROTECTIVE ORDER by firm of Cullen & Cullen; ntd 8/2/91 Phase I & II
7/19/91	12376	AFFIDAVIT OF KEVIN R. LYON in support of motion for protective order ; Phase I & II
7/19	12377	SUPPLEMENTAL AFFIDAVIT of Kevin R. Lyon in support of motion for leave to w/draw as counsel of record; phase I & II
7/19	---	LODGED PROTECTIVE ORDER
7/19	12378	AFFIDAVIT OF SVC of #12375-12378; svc by mail.; phase I & II
**7/17	12379	CERTIFICATE OF SVC of #12374 & 12379; svc by mail on 7/16/91
7/20	12380	REPLY of Nisqually & Squaxin Tribes to State of WA response to stipulation & motion for order establishing 1991 treaty fisheris in Puget Sound; sbu #86-5
7/20	12381	CERTIFICATE OF SVC of #12380 & 12381; svc on 7/19/91; sub #86-5
7/20	12382	RENOTING OF MOTION FOR PROTECTIVE ORDER; renoted to 8/9/91
7/20	12383	PREAECIPE requesting insertion of date the "18th" on afdt of svc. #12378; inserted by clerk.
7/20	12384	RESPONSE by State of WA to Reply of Jameston Klallam, et al re: 1991 treaty fisheries in Puget Sound; sub #86-5; svc attached
7/22	12385	REPLY by defts to Tribal Response to Motion to Clarify; sub #89-3
7/22	12386	RESPONSE by defts to Tribal Motion for Partial Summary Judgmnt (Usual & accustomed areas); sub #89-3
7/22	12387	AFFIDAVIT OF GAIL THOMPSON in opposition to Tribal Motion for partial sum. jgm re: u & a areas; sub #89-3
7/22	12388	CERTIFICATE OF SVC BY MAIL of 12385-12388; svc on 7/22; sub # 89-3
7/22	12389	SUPPLEMENTAL BRIEF of Private Tideland Owners' in opposition to Tribal Motion for part. sum. jgm.; sub #89-3
7/22	12390	CERTIFICATE OF SVC of #12389 & 12390; svc by mail on 7/22/91; #89-3
7/23	12391	NOTICE OF WITHDRAWAL & SUBSTITUTION OF COUNSEL: Jeffery M. Campiche & Reaugh Fischnaller & Oettinger substituted for <u>amicus curiae</u> Puget Sound Gillnetters Assn; sub #86-7
7/23	12392	RESPONSE by Puget Sound Shellfish Growers to Tribal Motion for partial sum judgment (u & a areas); Sub #89-3
7/23	12393	AFFIDAVIT OF MAILING of #12392; svc on 7/22/91; sub #89-3
7/24	12394	MOTION (Tribal) for Extension of Time to file reply br; ntd 8/9/91; sub #89-3
7/24	12395	DECLARATION of Phillip Katzen in support of motion for ext. of time to file reply br; sub #89-3
7/24	---	LODGED ORDER granting extension of time
7/24	12396	MOTION (Tribal) to shorten time on motion for ext. of tm; ntd 7/25/91; sub #89-3
7/24	---	LODGED ORDER TO SHORTEN TIME; sub #89-3
7/24	12397	CERTIFICATE OF SVC of #12394-12397; svc by mail on 7/23/91' #89-3

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PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
7/25	12398	RESPONSE by State of WA to Tribal Motions for Ext. of Time & to shorten time; sub #89-3
7/25	12399	CERTIFICATE OF SVC BY MAIL of #12398 & 12399; svc on 7/24/91 sub #89-3
7/27	12400	RESPONSE of Puyallup Tribe to Nisqually & Squaxin Isl tribes' reply to State of WA; sub #86-5
7/27	12401	CERTIFICATE OF SVC of #12400 & 12401; svc on 7/26/91 by mail sub #86-5
7/30	12402	ORDER GRANTING MOTION TO WITHDRAW and DENYING PROTECTIVE ORDER (JLW) K. Lyon & S. Hvalsoe are granted leave to w/draw as cnsl for Nisqually Indian Tribe in Phase I. For Phase II, application must be addressed to Judge Orrkick; request of Nisq. Bus. Comm. to strike portion of afdt of Lyon is DENIED. This order is effective immediate, and the Tribe shall comply w/FRCP, local rules & orders of the Court; W/in 7 days, the person ID'd as "In-house" cnsl by the Tribe shall file & sv an appearance; motion for protective order is DENIED. (cc: cnsl, JLW, REC, Nisq. BUs. Comm.) ent. 7/30/91
8/1	12403	ORDER GRANTING EXTENSION OF TIME: Motion by pltf tribes for extension of time to file reply br. re: tribal motion for partial sum jgm is GRANTED. Reply br. due 8/5/91 ent. 8/1/91; cc_ cnsl, REC
8/2	12404	NOTICE OF W/DRAWAL & CHANGE IN SERV. LIST: Pursuant to JLW order of 7/30/91, Kevin Lyons, Susan Kvalsoe & the Cullen & Cullen law firm withdraw from representation of the Nisqually Tribe; svc attached. (correction to svc. list made: cc: cnsl, REC, JLW)
8/3/91	12405	NOTICE OF APPEARANCE: David R. Lundgren appears for the Nisqually Indian Tribe; service attached.
8/3/91	12406	1991 Puget Sound Spring Chinook F0recasts & Management Recommendations
8/3/91	12407	CERTIFICATE OF SERVICE of #12406; svc on 7/31/91 by mail
8/3/91	12408	ORDER(REC): #86-5: Order Establishing 1991 Treaty Fisheries in Puget Sound. see order for details; ent. 8/5/91; cc: Cnsl, REC, JLW)
8/5/91	12409	OPPOSITION by Nisqually Tribe to Motion for Protective Order; Phase II
8/5/91	12410	AFFIDAVIT of D. R. Lundgren in Support of Nisqually Tribe; Opposition to motion for protec. order; Phase II
8/6	12411	REPLY (Tribal) re: Partial Summary Judgement; sub #89-3
8/6	12412	DECLARATION of Dr. David Armstrong in support of Tribal Motion for Sum. Jdm; sub #89-3
8/6	12413	CERTIFICATE OF SVC of #12411-12413; svc by mail on 8/5/91; sub #89-3

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DATE	NR.	PROCEEDINGS	
<b><u>1991</u></b>			
8/7	12414	MOTION by Micklehoot Indian Tribe for Order re: allocation of 1991 Mid-Sound Treaty Chum Fishery; ntd 8/23/91; sub #86-5	
8/7	12415	MEMORANDUM in Support of Motion for Order re: Allocation of 1991 Mid-Sound Treaty Chum Fishery; sub #86-5	
8/7	12416	DECLARATION of Paul Hage in Support of Michleshoot's Motion re: Equal Sharing of Chum Slamon in Mid-Sound; sub #86-5	
8/7	12417	AFFIDAVIT OF SERVICE of #12414-12416; svc by mail on 8/6/91 sub #86-5	
8/8	12418	QUINAULT NATION'S CITATION OF SUPPLEMENTAL AUTHORITY; sub #83-3 svc. attached; copy in C83-117T	
8/9	12419	CERTIFICATE OF SERVICE by Nisqually Indian Tribe; svc on 8/7/91 of #'s 12409, 12410, & 12419	
8/10	12420	REPLY by Cullen & Cullen to Nisqually Indian Tribe's Opposition to motion for protective order (Phase II); svc attached.	
8/19	12421	OBJECTION by Tulalip Tribes to the Muckeshoot Motion for Order re: allocation of 1991 mid-sound treaty chum fishery; svc attached; sub #86-5	
8/19	12422	RESPONSE by Jamestown Klallam Lower Elwah, Pt. Gamble & Skokomish tribes to Muckleshoot's motion for a 1991 midsound allocation order; svc attached; sub #86-5	
8/19	12423	RESPONSE by Suquamish Tribe to Motion for Muckleshoot Tribe's re: allocation of 1991 midsound traty chum fishery; svc attached sub #86-5	
8/20	12424	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL by Nisqually Tribe; D. Lundgren w/draws and Bill Tobin substitutes (MSL revised & cc'd to cnsl) Svc attached. Phase I	
8/20	12425	MOTION by State TO STRIKE DECLARATION OF DR. DAVID ARMSTRONG Supporting Tribal Motion for Partial Summary Judgment; svc. attached; NTD: 9/6/91; sub #89-3	
8/22	12426	STIPULATION by Stillaguamish & Tulalip Re: 1988 Chum Harvest; sub #80-1; serv. attached.	
8/22	12427	REPLY of Muckleshoot Indian Tribe in Support of Motion re: Allocation of 1991 Mid-Sound Treaty Chum Fishery; serv. attached sub #86-5	
8/27	12428	MOTION of Suquamish Tribe to refer motion of Muckleshoot Tribe re: allocation of 1991 Midsound treaty chum fisher to Magistrate sub #86-5; ntd 9/13/91	
8/27	12429	MEMORANDUM of Suquamish Tribe in Support of Motion to refer motion of Muckleshoot's to Magistrate; sub #86-5	
8/27	12430	DECLARATION of Randy Hatch in support of Suquamish Motion to refer to Magistrate; sub #86-5	
8/27	12431	STIPULATED MOTION to shorten time for consideration of Suquamish motion to refer to Magistrate; sub #86-5	
8/27	12432	STIPULATION TO SUBMISSION on shortened time; sub #86-5	
8/29	12433	CERTIFICATE OF SVC of #12428-12432; svc. 8/27/91; sub #86-5	

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DATE	NR.	PROCEEDINGS
8/29	12434	PRAECIPE by Suquamish re: Response by Suquamish to #12423; sub #86-5; svc attached
8/29	12435	OPPOSITION by Muckleshoot Tribe to Motion of Suquamish to refer motion of Muckelshoot re: allocation of 1991 midsound chum treaty fishery to Magistrate Judge; sub #86-5
8/29	12436	MOTION by Muckelshoot Tribe to Strike objection of Tulalip & Makah tribes and for sanctions; sub #86-5; ntd9/13
8/29	12437	MEMORANDUM IN SUPPORT of Muckeshoot motion to Strike and for Sanctions; sub #86-5
8/29	12438	DECLARATION OF Gregory O'Leary in support of Muckleshoot Tribe's motion to strike and for sanctions; sub #86-5
8/29	12439	NOTICE OF ERRATA re: #12427; sub #86-5; page replaced
8/29	12440	AFFIDAVIT OF SVC of #12435-12440; svc on 8/29/91 by mail & personal svc; sub #86-5
8/30	12441	1991 Preseason Coho Salmon Regulations of the Suquamish Tribe regulation #91-51
8/30	12442	PRAECIPE requesting original declarations be attached to #12423 (attached 9/2/91 by Clerk)
8/31	12443	RESPONSE (Tribes') to Motion to Strike Declaration of Dr. Armstrong; sub #89-3; svc attached
9/4	12444	POINT NO POINT TREATY COUNCIL IN-COMMON COHO REGULATIONS #91-99
9/4	12445	POINT NO POINT TREATY COUNCIL COHO REGULATIONS #91-100; svc attach
9/4	12446	LOWER ELWHA KLALLAM TRIBE Coho Regulations #91-06; svc attached
9/5	12447	PT GAMBLE S'KLALLAM TRIBE COHO REGULATIONS #91-05; svc attached
9/9	12448	OBJECT (Makah) to Muckleshoot Motion to Strike; svc. attached
9/9	12449	MEMORANDUM (Tulalip) IN OPPOSITION to Muckelshoot Motion to Strike Objection of Tulalip & Makah Tribes and for Sanctions
9/9	12450	MEMORANDUM (Tulalip) IN SUPPORT of Suquamish Motion to Refer Muckleshoot motion re: mid-sound treaty chum fishery to Magistrate
9/9	12451	CERTIFICATE OF SERVICE of #12449-12451; svc on 9/9/91 by mail
9/12	12452	REPLY MEMORANDUM (Muckleshoot) in support of mtn to strike objs of Tulalip & Makah Tribes and for sanctions sub 86-5
9/12	12453	AFFIDAVIT OF SVC of #12452 sub 86-5
9/13	12454	ORDER (REC) Referring Muckleshoot mtn re: Allocation of 1991 Mid-Sound Treaty Chum Fishery & mtn to strike and for sanctions to Mag. JLW cc to cnsl sub 86-5
9/20	12455	DECLARATION of Terry Williams in support of Tulalip Tribes' Memorandum in opposition to Muckleshoot motion to strike sub #86-5; svc attached.
9/21	12456	1991 PUGET SOUND PINK SALMON FORECASTS & MANAGEMENT RECOMMENDATIONS

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PLAINTIFF		DEFENDANT	DOCKET NO. 9213
UNITED STATES OF AMERICA, ET AL		STATE OF WASHINGTON	PAGE 422 OF _____ PAGES

DATE	NR.	PROCEEDINGS
9/24	12457	PETITION To Modify Order Awarding Attorney's Fees & Costs; sub #80-2
9/24	12458	AFFIDAVIT OF ALVIN J. ZIONTZ; sub #80-2
9/24	***	LODGED STIPULATION AND ORDER Modifying Order Awarding Attorney's Fees and Order Correcting Judgment Sub #80-2
9/24	12459	CERTIFICATE OF SVC of #12457-12459; svc by mail, pers. svc & FAX on 9/23/91; sub #80-2
9/26/91	12460	MOTION to intervene by Inner Sound Crab Assoc noted 10/11/91 sub 89-3 Phase I
9/26	12461	MEMORANDUM in support of mtn to intervene by inner Sound Crab Assoc sub 89-3
9/26	12462	DECLARATION of Dirk Visser in support of mtn to intervene by inner Sound Crab Ass. sub 89-3, Phase I
9/26		PROPOSED ANSWER by Inner Sound Crab Association to Tribal Request for Determination & Declaratory and Injunctive Relief Re: SHELL FISH, sub 89-3, Phase I
9/26/91	12463	AFFIDAVIT of Servc of documents 12460 thur 12463, sub 89-3, Phase I
9/26	12464	CERTIFICATE OF SVC of #12456 on 9/19/91; svc by mail;
9/30	12465	ORDER CORRECTING JUDGMENT (REC): Paragraph (2) of the Order Awarding Atty Fees & Costs in WDF Computer Model Proceeding, ent 2/26/90 is hereby revised and corrected to read as follows: please see order. All of the other terms & provisions of the 2/26/90 Order remain unchanged; sub #80-2; entered 9/30/91 (cc: cnsl, REC, judgment book)
9/30	12466	CORRECTED JUDGMENT entered pursuant to Order #12465, ent. 9/30/91 (cc: cnsl, REC, judgment book)
9/30	12467	1991-1992 CRAB FISHERY SEASONS & REGULATIONS, REG. #91-83 9/25/91 submitted by the Suquamish Tribe; svc attached.
10/3	12468	REPORT AND RECOMMENDATION (JLW): Recommending adoption of the Proposed Findings of Fact and Conclusions of Law and of the proposed remand to the USDC Mag. Judge for resolution of 3 issues consolidated, but reserved for later determination (cc: cnsl, JLW, REC); sub #83-3 (copy in C83-117(T)C)
10/3	----	PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW (JLW) sub #83-3 (copy in C83-117(T)C) (cc: cnsl, REC, JLW)
10/3	---	LODGED ORDER on Off-Reservation Fishing Rights (JLW) sub #83-3 (copy in C83-117(T)C)
10/3	12469	ORDER STRIKING MOTIONS (JLW): Striking motion #s11849, 11874, 11877, 11869, 11864, 11885 as they are addressed or moot by the Report * Recommendation and Prop. Findings of Fact and Conclusions of law; if any of these motions again become relevant, they can be renoted; Sub #83-3 (copy in C83-117(T)C) (cc: cnsl, JLW, REC)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF UNITED STATES OF AMERICA, et al.	DEFENDANT STATE OF WASHINGTON, et al	DOCKET NO. <u>9213</u> PAGE <u>423</u> <sup>A</sup> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
10/1/91	12470	PRAECIPE by Inner Sound Crab Assn. re: exh. C to Declaration of Dirk Visser in Support of Motion to Intervene; sub #89-3
10/5/91	12471	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION
10/8	12472	MINUTE ORDER (JLW): a hearing on the Muckleshoot Tribe's motion for an order re: allocation of 1991 mid-sound treaty chum fishery is set for 10/15/91 at 9:00 am. sub #86-5 (cc: cnsl, JLW, REC)
10/9	12473	MOTION (Shoalwater Bay/Chehalis) to Extend time and set schedule to file objections to Mag. R & R and proposed findings & conclusions; sub #83-3; ntd 10/25/91
10/9	12474	DECLARATION of J. Schuster in support of motion to extend time to respond to R & R; sub #83-3
10/9	12475	DECLARATION of H. Chesnin in support of motion to extend time to respond to R & R; sub #83-3
10/9	---	LODGED ORDER extending time & setting schedule; sub #83-3
10/9	12476	MOTION (Shoalwater/Chehalis) to shorten time on motion to extend time to respond to R & R; sub #83-3/ntd 10/11/91
10/9	---	LODGED ORDER granting motion to shorten time; sub #83-3
10/9	12477	CERTIFICATE OF SERVICE of #12473-12477; svc by facsimile on 10/9/91; sub #83-3
10/12	12478	POINT NO POINT TREATY COUNSEIL IN-COMMON CHUM REGULATIONS #91-131 svc attached
10/15	12479	RESPONSE by Carter & Oldham & Adkins, et al to Inner Sound Crab Assn Intervention Motion; sub #89-3; svc attached
10/15	12480	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION; svc attached
10/15	12481	MINUTES of hearing on Muckleshoot motions re: allocation of 1991 mid-sound chum treaty fisher and to strike objections of Tulalip & Makah and for sanctions. JLW presiding W1666-1667; Case called, counsel present; the court heard argument; motion to strike & for sanctions was DENIED. JLW will prepare R & R for Judge Coyle that allocation motion be denied & both the Muckleshoot & Suquamish tribes be enjoined from all chum fishing in area 10 until and unless they reach agreement on division of their joint catch. sub #86-5; (cc: cnls, JLW, REC)
10/16	12482	MOTION (Nisqually Tribe) FOR PRELIMINARY INJUNCTION; ntd 10/22/91; sub #86-5
10/16	12483	MEMORANDUM in Support of Prelim. Inj.; sub #86-5
10/16	12484	DECLARATION of David A. Troutt; sub #86-5
10/16	12485	DECLARATION of Joseph S. Kalama; sub #86-5
10/16	---	PROPOSED PRELIMINARY INJUNCTION ORDER sub #86-5
10/16	12486	MOTION (Nisqually) for TEMPORARY RESTRAINING ORDER; sub #86-5
10/16	12487	DECLARATION of Bill Tobin sub #86-5
10/16	---	PROPOSED Temporary Restraining Order; sub #86-5
10/16	12488	CERTIFICATE OF SERVICE of #12482-12488; sub #86-5; svc on 10/14/91 by mail

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			PAGE <u>423-B</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
10/17	12489	REPORT AND RECOMMENDATION (JLW) to Judge Coyle: re: Muckleshoot's motion re: allocation of 1991 treaty chum fishery. Obj. must be filed & served by 10/25/1991; ntd B4 REC for 11/1/91 (cc: cnsl, REC, JLW)	
10/17	---	LODGED ORDER on 1991 Area 10 Chum Fishery (orig. sent to REC for signature) (cc: cnsl)	
**10/16	---	LODGED STIPULATION AND ORDER Extending Time & Setting Schedule for objections to R & R re: Chehalis/Shoalwater off-reservation fishing rights (copy only -- original sent to Judge Coyle) sub #83-3	
10/17	---	LODGED CORRECTED STIPULATED ORDER Extending Time and Setting Schedule for objections to R & R re: Chehalis/Shoalwater off-reservation fishing rights (copy only -- orig. sent to Judge Coyle) Sub #83-3	
10/17	12490	MOTION (Lummi) to Set Briefing Schedule in resp. to motion for intervention by Inner Sound Crab Assn; ntd for 10/18/91 -- cnsl called re: misnoted date; sub #89-3	
10/17	12491	AFFIDAVIT of Daniel A. Raas; sub #89-3	
10/17	----	LODGED ORDER on Briefing Schedule/Application for intervention: Inner Sound Crab Assn. Sub #89-3	
10/17	12491	CERTIFICATE OF SERVICE of #12490 - 12491; svc on 10/10/91 by mail Sub #89-3	
10/18	12493	STIPULATED ORDER Extending Time & Setting Schedule (REC): All parties shall deliver & file objections to the R & R on 11/1/91; response briefs to be filed on 12/6/91; reply br. due 12/16/91; Sub #83-3; (cc: REC, JLW, cnsl)	
10/18	12494	RESPONSE (State) to Motion to Intervene by Inner Sound Crab Assn; Sub #89-3; svc attached	
10/21	12495	SUQUAMISH TRIBE 1991 Preseason CHum Salmon Regulations #91-93 svc attached.	
10/21	12496	PT GAMBLE S'KLALLAM Tribe Chum Regulations #91-09	
10/22	12497	TRIBAL (Lummi) MEMORANDUM in Opposition to Inner Sound Crab Assn Motion for Leave to Intervene; svc attached Sub #89-3	
10/23	12498	CORRECTED STIPULATED ORDER Extending Time & Setting Schedule (REC) Objections to R & R and Prop Findings of Fact/Conclusions of Law due 11/1/91; resp. br. due 12/6/91; reply br. due 12/16/91. ent & mld 10/24/91 (cc: cnsl, REC, JLW) Sub #83-3	
10/23	12499	STIPULATION RE: Briefing Sched -- Motion to Intervene by Inner Sound Crab Assn; responses due 10/21/91; moving pty reply due 10/30/91. Sub #89-3	
10/23	12500	AFFIDAVIT of Daniel A. Raas; sub #89-3	
10/23	12501	CERTIFICATE OF SVC of #12499 - 12501; svc on 10/22/91 by mail	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 9213
UNITED STATES et al	STATE OF WASHINGTON, et al	PAGE 424 OF _____ PAGES

DATE	NR.	PROCEEDINGS
10/24	12502	RESPONSE TO MOTION by Puget Snd Shellfish Growers to Motion to Intervene by Inner Sound Crab Assn.; #89-3; svc attached
10/24	12503	MEMORANDUM of Puyallup Tribe in Opposition to Motion for Prelim. Inj.; #86-5
10/24	12504	AFFIDAVIT OF Wm. A. Warren; sub #86-5;
10/24	12505	AFFIDAVIT OF Joseph J. Anderson; sub #86-5
10/24	12506	CERTIFICATE OF SVC of #12503 - 12506; sub #86-5; svc on 10/22/91 by mail
10/24	12507	OBJECTIONS of Suquamish Tribe to Mag. R & R on 1991 Area 10 Chum Fishing; sub #86-5; svc attached.
10/25	12508	SKOKOMISH TRIBE 1991 Chum Regulations #91-32; svc attached
10/25	12509	LIMITED OBJECTION of Muckleshoot Tribe to Mag. Judge R & R on 1991 Area 10 Chum Fishing; sub #86-5; svc attached.
10/25	12510	COMMENTS on Magistrate Judge R & R on 1991 Area 10 Chum Fishing by Tulalip & Makah tribes; svc attached.
10/30	12511	REPLY BRIEF of Inner Sound Crab Assn in Support of Motion to Intervene; sub #89-3
10/30	12512	SUPPLEMENTAL DECLARATION of Dirk Visser in Support of Motion to Intervene by Inner Sound Crab Assn; sub #89-3;
10/30	12513	AFFIDAVIT OF SVC BY MAIL of #12511 - 12513; svc by mail on 10/30/91; sub #89-3
11/1	12514	OBJECTIONS of Shoalwater Bay & Chehalis Tribes to R & R and Prop. Findings and Conclusions; sub #83-3
11/1	12515	BRIEF IN SUPPORT by Shoalwater & Chehalis Tribes of Objections to R & R & Prop. Findings & Conclusions; sub #83-3
11/1	12516	CERTIFICATE OF SERVICE of #12514 - 12516; svc by mail & messenger on 11/1/91; sub #83-3
11/1	12517	LIMITED OBJECTIONS of Additional Tribes (Tulalip, Puyallup, Hoh, Quileute, Squaxin Isl) to Proposed Findings of Fact & Conclusions of Law; ntd 12/ 20/91 ; svc attached.
11/1	12518	LIMITED OBJECTIONS of Quinault Nation to Proposed Findings of Fact/Concl. of Law; sub #83-3; svc attached.
11/12	12519	PRAECIPE (Inner Sound Crab Assn) requesting replacement of attached Declaration of Dirk Visser for FAX copy filed 10/30/91; attached letter indicates changes made since filing of FAX; for this reason, declaration not replaced; sub #89-3
11/14	---	LODGED ORDER re Disbursement of appeal bond posted 6/20/79 by Evergreen Legal Services; svc attached
11/15	---	LODGED ORDER For Disbursement of Bond Funds (Morisset)

*end!!*

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES, et al		STATE OF WASHINGTON, et al	PAGE <u>425</u> OF <u>    </u> PAGES
DATE	NR.	PROCEEDINGS	
11/15	12520	ORDER (JLW) FOR DISBURSEMENT OF BOND FUNDS; Funds deposited 6/17/76 -- \$250.00; 6/26/78 -- \$250.00; 3/18/81 -- \$25.00 by Mason Morisset are to be disbursed to same. Cnsl is directed to ascertain the precise law firms, individuals or parties in this case to whom funds belong and pay such funds accordingly. Phase I (cc: cnsl, JLW, REC, financial deputy)	
11/15	12521	ORDER (JLW) FOR DISBURSEMENT OF BOND: Funds deposited by Evergreen Financial Svcs on 6/20/79 in amount of \$250.00 shall be disbursed to Evergreen Financial Svcs. Pahse I (CC: cnsl, JLW, REC, financial deputy)	
11/16	----	ENT: Rec'd copy of letter from Pltf-Intervenor tribes to REC re: Ninth CCA decision cited by Inner Snd Crab Assn (proposed intervenors) was vacated.	
11/23	---	LODGED Second Corrected Stipulated Order Ext. Time & Setting Schedule (orig. sent to REC) sub #83-3	
11/26	12522	MAKAH ANNUAL FISHING REGULATION OFF RESERVATION; svc attached	
11/26	12523	LOWER ELWHA KLALLAM TRIBE STEELHEAD REGULATION #91-17; svc attached	
11/26	12524	POINT NO POINT TREATY COUNCIL IN-COMMON WINTER STEELHEAD REGULATIONS #91-166; svc attached.	
12/17	12525	PT GAMBLE S'KLALLAM Tribe 1991 Winter Steelhead Regulations #91-13 svc attached	
12/4	12526	SKOKOMISH TRIBE 1991-92 Steelhead Regulations #91-41;svc attached	
12/9	12527	MANDATE (CCA #90-35355): The judgment of the USDC is REVERSED AND REMANDED. Costs taxed against the State of WA in the amount of \$276.00; Copy of opinion attached; Sub #80-2 (cc: JLW, REC, cnsl, judgment book) ent. 12/11/91	
12/12	12528	MOTION (Jamestown S'Klallam, et al) FOR AND STIPULATION RE: Briefing Schedule Sub #91-1	
12/12	----	LODGED SCHEDULING ORDER (orig. sent to Judge Coyle)	
12/12	12529	CERTIFICATE OF SERVICE of #12528-12529; svc by mail on 12/11/91	
12/16	12530	SECOND CORRECTED STIPULATED ORDER Extending Time & Setting Schedule (REC) Sub #83-3; responsive br. to obj to R & R due 12/20/91 Reply br. due 1/21/92; (CC: REC, JLW, cnsl)	
12/16	12531	MOTION FOR LEAVE TO WITHDRAW as Amicus Cnsl for Puget Sound Gillnetters Assn; not ntd; ntd per clerk for 1/3/92 -- cnsl call	
12/16	12532	1991 PUGET SOUND SUMMER/FALL CHINOOK FORECASTS & MANAGEMENT RECOMMENDATIONS Nov. 1991	
12/17	12533	OBJECTION - State of Wash to Proposed Scheduling Orderw/att. cert of servc #91-1	

*"end" 12/17/91*

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA, et al.,	STATE OF WASHINGTON	PAGE <u>426</u> OF <u>    </u> PAGES

DATE 1991	NR.	PROCEEDINGS
12/20	12534	MEMORANDUM of U.S. in support of the Magistrate R & R and Proposed Findings 9213 Phase I sub Pro. No. 83-3
"	12535	CERTIFICATE of servc of Memo of U.S. 9213 Phase I sub No. 83-3
"	12536	RESPONSE of Shoalwater Bay Tribe and Chaehalis Tribes to Quinault Nation's Limited Objection to Proposed findings of fact and conclusion of law. 9213 Phase I sub no 83-3; <b>service attached</b>
"	12537	MEMO - of Quinault Nation in opposition to chehalis and Shoalwater obj's to proposed findings and conclusions of law 9213, Phase I sub 83-3
"	12538	RESPONSE - of Quinault Nations response to Chehalis & Shoalwater to objections to proposed findings of fact and conclusions of law 9213 sub 83-3
"	12539	CERTIFICATE of service of Quinault Nations pleadings 9213 Phase I 83-3 & 83-117T
"	125340 12540	SCHEDULING ORDER -Motion for Preliminary injuncion b4 March 1,1992 ... Commencement Mon. Dec 30, 1991 Responses Fri Jan 10, 1992 REPLIES Hearing b4 JLW Friday, Jan 17, 1992 on or after Wed Jan. 22, 1992  OBJECTIONS or Responses to Mag. R& R One week after issuance of Report and Recommendation 9213 Phase I sub No. 91-1 <u>cc to cnsl ent 12/20/91</u>
12/21	12541 12541	RESPONSE - of State of Wash to pltf's Tribes & Quinault Tribe obj. to Mag proposed findings of fact and conclusion of law Phase I sub no. 83-3 No. C83-117T(c)
"	12542 12542	CERTIFICATE of servc of Response of State of Wa Phase I sub No. 83-3
12/30	12543 12543	MOTION - of James Town, et al., for preliminary inj governing 1992 Halibut Season noted 1-17-92
"	12544 12544	MOTION - of Jamestown S'Klallam, Lower Elwaha Klallam, Port Gamble S'Klallam, and Skokomish Tribes to Refer amended request for determination motion for preliminary inj re: 1992 halibut Season to Magistrate noted 1-17-92 Phase I 91-1
"	12545 12545	AMENDED REQUEST for Determination re: Equitable allocation of Treaty Halibut opportunity for 1992
"	12546 12546	MEMORANDUM of points and authorities in support of amended request for determination re: Equitable Allication of 1992 Treaty commercial Halibut Tac and Corresponding preliminary inj. Phase I sub No. 91-1
"	12547 12547	MEMORANDUM of Jamestown, et al., in support of mtn to refer amended request for determination and preliminary inj mtn re: 1992 Halibut Season to Magistrate PHASE I 91-1



CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 9213
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DATE	NR.	PROCEEDINGS
1991 12/30	<del>125348</del> 12548	DECLARATION of Nicholas d. Lampsakis in suport of Jamestown S'Klallam, lower Elwha Klallam, Port Gamble S'Klallam, Lower Elwha Klallam, Port Gamble's Klallam and Skokomish mtn to refer to Magistrate Phase I 91-1
"	<del>125349</del> 12549	DECLARATION OF Kathryn J. Nelson in support of Jamestown S'Klallam, Lower Elwha Klallam, Port Gamble S'Klallam and Skokomish mtn to refer to the Magistrate PHASE I 91-1
"	<del>125350</del> 12550	DECLARATION of Randy S. Harder re: 1992 Halibut Season Phase I 91-1
"	<del>125351</del> 12551	DECLARATION of Nicholas d. Lampsakis re: 1992 Halibut Season Phase I 91-1
"	<del>125352</del> 12552	DECLARATION of Robert Dlofson Phase I 91-1
"	<del>125353</del> 12553	DECLARATION of Joe Luce Phase I 91-1
"	<del>125354</del> 12554	DECLARATION OF David Purser Phase I 91-1
"	<del>125355</del> 12555	DECLARATION of Ron Charles Phase I 91-1
"	<del>125356</del> 12556	DECLARATION OF Duane Aikman Phase I 91-1
"	<del>125357</del> 12557	DECLARATION of Russell Fulton Phase I 91-1
"	<del>125358</del> 12558	DECLARATION of Kurt F. Grinnell Phase I 91-1
"	<del>125359</del> 12559	DECLARATION of Robin Allen Phase I 91-1
"	<del>125360</del> 12560	DECLARATION of Don Purser Phase I 91-1
DEC 31	<del>125361</del> 12561	(1991 Puget Sound Coho Salmon Forecasts & Management Recommendations
12/31	12562	Certificate of Svc of #12561; svc on 12/30/91.
<b>1992</b>		
1/8	12563	BRIEF (State) IN SUPPORT OF R & R and Proposed Findings/Concl. of Law; #83-3
1/8	12564	1991 Puget Sound Chum Salmon Forecasts * Management Recommendations cert. of svc attabhed
1/10	12565	AFFIDAVIT OF SVC of Subpoena for dep & documents to N. Lampsakis; svc 1/3/92 by ABC/LMI; Phase I #91-1
1/11	12566	PRAECIPTE (ltr) from STATE requestion replacement of #12563 with original; sub #83-3 (replaced by clerk 1/14/92)
1/13	12567	STIPULATION & MOTION for Order re 1992 Treaty Halibut Fisheries; sub #91-1
1/13	---	LODGED ORDER re 1992 Treaty Halibut Fisheries (orig. sent to REC)
1/13	12568	CERTIFICATE OF SERVICE of #12567 - 12568; svc 1/13/92; #91-1

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES, et al	STATE OF WASHINGTON, et al.	PAGE <u>28</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1992</u>		
1/15	12569	AFFIDAVIT OF SVC of Depo Subpoena to David Purser; svc on 12/31/91 sub #91-1
1/15	12570	AFFIDAVIT OF SVC of Depo Subpoena to Russell Fulton; svc on 12/31/91; #91-1
1/15	12571	AFFIDAVIT OF SVC of Depot Supoena to Randy S. Harder; svc on 12/31/91; #91-1
1/15	12572	AFFIDAVIT OF SVC of Depo Subpoena to Ron Charles; svc on 12/31/91 sub #91-1
1/15	12573	AFFIDAVIT OF SVC of Depo SUBpoena to Don Purser; svc on 12/31/91 sub #91-1
1/15	12574	AFFIDAVIT OF SVC of Depo Subpoena to Duane Aikman; svc on 12/31/91 sub #91-1
1/16	12575	JOINT MOTION for case management & Scheduling order & status conference request; sub #89-3
1/16	12576	MEMORANDUM (defts') on case management & scheduling order sub #89-3
1/16	---	LODGED Case Management & Schduling Order
1/16	12577	CERTIFICATE OF SVC of #12575-12576; svc on 1/15/92; sub #89-3
1/16	12578	NOTICE OF CHAGE OF FIRM NAME: Ferguson & Burdell is now known as Schwabe, Williamson, Ferguson & Burdell; affidavit of service attached. (for United Property Owners of WA)
1/21	12579	SUPPLEMENTAL REPLY of the Chehalis Tribe to Responses of Quinault; sub #83-3; copy in C83-117
1/21	12580	REPLY MEMORANDUM of Shoalwater Bay & Chehalis Tribes' in Support of Objections to Mag. Judge's R & R; sub #83-3; copy in C83-117
**		
1/17	12581	MEMORANDUM (Tribal) In Support of Motion for Case Management & Scheduling order; sub #89-3; svc attached.
1/22	12582	PRAECIPE requesting attachment of exhibits A and B to #12580 attached by clerk; sub #83-3 - copy in C83-117
1/22	12583	CERTIFICATE OF SVC of #12579 & 12580; svc on 1/21/92; #83-3 copy in C83-117
1/24	12584	RESONSE (State) to Tribal Stipulation & Motion for Order re: 1992 Treaty Halibut Fisheries; sub #91-1; svc attached.
1/24	12585	REPLY MEMORANDUM in Support of Quinault Nation's Limited Objections; sub #83-3; copy in C83-117; svc attached.

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA, et al	STATE OF WA, et al	PAGE <u>429</u> OF _____ PAGES

DATE	NR.	PROCEEDINGS
1/29/92	12586	ORDER (REC) RE: 1992 Treaty Halibut Fisheries; 1992 treaty halibut fisheries shall proceed in accordance w/ attached "Intertribal Halibut Fishing Plan for 1992" and incorporated by reference; all tribes that participate in 1992 treaty halibut fishing shall comply w/all provisions of this Order & the 1992 Halibut plan incorporated herein; motions for prelim. inj. & amended request for determination are withdrawn; ent. 1/29/92 (cc: REC, JLW, cnsl of record) sub #91-1
1/29	12587	METHODS FOR UPDATING OF Chinook, Pink, COho and Chum Salmon Runs Entering Puget Sound in 1991; joint report prepared by WA Dept of Fisheries, Puget Sound Treaty Indian Tribes and the Northwest Indian Fisheries Comm.; svc attached.
1/31	12588	NOTICE OF CHANGE OF ADDRESS for Mason D. Morisset; svc attached
1/31	12589	1992 SKOKOMISH TRIBE CLAM REGULATIONS #92-02; svc attached.
1/31	12590	RESPONSE (Tribal) Re: Case Management & Scheduling Order; sub #89-3; svc attached.
1/31	12591	RESPONSE (Deft's) Re: Case Management & Scheduling; sub #89-3 svc attached.
2/3	---	LODGED ORDER Granting Leave to W/draw as amicus cnsl for Puget Sound Gillnetters and to W/draw amicus status of P.S. Gillnetters ; sbu #86-7
2/3/92	12592	ORDER GRANTING Leave to W/Draw as Amicus Cnsl for Puget Sound Gillnetters and to W/Draw Amicus status of Puget Sound Gillnetters; cc: cnsl, REC, JLW; change made to svc list. (ent. 2/5/92)
2/ 6	12593	REPLY (Defts) RE: Case Management Order (intv. Carter, et al. and applicants Adkins); sub #89-3; svc attached.
2/7	12594	REPLY (Tribal) Re: Case Management & Scheduling Order; sub #89-3 svc. attached
2/8	12595	NOTICE OF CHANGE OF ADDRESS: Robert C. Hargreaves & Richard D. Wall, atty for deft State of WA; svc attached; sub #89-3 (changes to m.s.l. and labels made)
2/25	12596	POINT NO POINT TREATY COUNCIL IN-COMMON HERRING REGULATIONS #92-13
3/2	12597	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION; Tribal Reg. No. 92/93-2; svc attached
3/5	12598	MAKAH RFD Regarding Treaty Halibut Rights; svc attached; sub #92-1

11 end 11

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA, et al		STATE OF WASHINGTON, et al.	PAGE <u>30</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1992</u>		
3/9	12599	ORDER (REC): The Injunction of the Muckleshoot & Suquamish Tribes from fishing for chum salmon Area 10 during Nov. & Oct. 1991 is DENIED AS MOOT. It is further ordered that to the extent that the chum salmon catch in 1990 in Area 10 by either or both of these tribes exceeded it legal allocation, those amounts shall be paid back by an additional allocation of chum salmon to the S. Sound tribes. This paybeack shall be accomplished in 1991 or subsequent yrs to the full extent of any chum otherwise available in Area 10 to either of these tribes. As between them, the contributions of the two tribes should correspond to the amounts by which each exceeded its allocated share in 1990. ent. 3/9/92 (cc: REC, JLW, cnsl) sub #86-5
3/10	12600	STATE OF WA REQUEST for extension of time in which to respond to RFD by Makah Indian Tribe re: treaty halibut rights. svc attached; sub #92-1
3/11	12601	RESPONSE (Makah) to WA's Request for Ext. of Time in Which to Respond to RFD; svc attached; sub #92-1
3/13	12602	WITHDRAWAL of Motion for Prelim. Injg. by Nisqually; svc attached; sub #86-5
3/17	12603	RESPONSE (Hoh & Quileute) to the RFD by Makah Tribe RE: Halibut Rights; svc. attached sub #92-1
3/18	12604	CERTIFICATE OF SVC by P. Katzen of answer to deft. state & intervenor's 1st Interrog. & Req. for Prod re: Mod lving re; tribal allegations & contentions; and re: health sanitation; svc. on 3/16/92 on R. Hargreaves, S. Marshall, E. Richter, and J. Roberts. sub #92-1
3/18	12605	order (JLW): Granting State of WA Req. for Ext. of Time in which to Respond to RFD by Makah re: Treaty Halibut Rights The deadline is extended to 4/3/92 for 3/13/92; sub #92-1
3/25	12606	NOTICE RE: DISCOVERY by P. Katzen of Answers to Deft. 1st Interrogatories re: Mod. Living; Answers to Deft. 1st Interrogatories re: tribal allegations/contentions; and answers to Deft. 1st Request for Production re; health/sanitation; svc. attached. sub #89-3
3/25	12607	NOTICE RE: DSICOVERY by P. Katzen -- Pltfs 1st set of interrog. and requests for prod. served on State on 3/20/92; svc. attached; sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS
3/28	12608	REPORT OF SKOKOMISH TRIBE RE: State Violation of Court Orders w/Respect to 1991 Hood Canal Wild Coho; sub #92-2
3/28	<del>12610</del> <sup>12609</sup>	DECLARATION of Peter Dygert in Support of Skokomish Report re: Hood Canal Coho; sub #92-2
3/28	12610	DECLARATION of Joseph Pavel in Support of Skokomish Report to the Court re: Hood Canal Coho; sub #92-2
3/28	12611	CERTIFICATE OF SVC of #12607-12610; svc on 3/27/92.
4/3	---	LODGED Stipulation and Order for Ext. of Time to response to to Makah RFD; sub #92-1;
4/3	12612	ORDER (JLW) Granting Stip and Order for Ext. of Time to Respond to MAKah RFD; response time extended to April 8, 1992; ent. 4/3/92; (cc: REC, JLW, cnsl) #92-1
4/3	12613	NOTICE OF PARTICIPATION, RESPONSE AND RFD of the Jamestown S; Klallam, Lower Elwha S' Klallam, Pt. Gamble S' Klallam & Skokomish in CONjunction w/the RFD By The Makah RE: Halibut Rights; svc attached sub #92-1
4/3	12614	RESPONSE of the Tulalip to Makah RFD RE: Treaty Halibut Rights; svc attached; sub #92-1
4/4/	12615	ANSWER of State of WA to RFD by Makah RE: Treaty Halibut Rights; svc attached; sub #92-1
4/8/92	12616	SUQUAMISH TRIBE TRIBAL REFULATION #92-45; svc attached.
4/8/92	12617	RESPONSE of the US to RFD by Makah Tribe RE: Treaty Halibut Rights; svc attached. sub #92-1
4/8	12618	MOTION by State for Extension of Time in WHICH to Respond to Tribal "Report"; svc attached; sub #92-2
4/10	12619	MINUTE ORDER (JLW): The State of WA motion for ext. of time to respond to the Skokomish "Report" is GRANTED. Response is due 5/1/92; cc: REC, JLW, cnsl; ent. 4/10/92; sub #92-2
4/16	12620	ANSWER (State of WA) to RFD by Jamestown S' Klallam re; Treaty Halibut Rights sub #92-1' svc attached
4/17	12621	MANAGEMENT PLAN FOR THE 1992 N. PUGET SOUND HERRING FISHERY; svc attached
4/21	12622	POINT NO POINT TREATY COUNCIL In-Common Troll Regulations #92-36; svc attached
4/23	12623	ANSWER (State of WA) to RFD by Jamestown S' Klallam, et al RE: Treaty Halibut Rights; svc attached sub #92-1

*Hend*

## CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4398

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES, ET AL	STATE OF WA, ET AL.	PAGE <u>432</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
4/24	12624	PUYALLUP TRIBE ANNUAL BOTTOM FISH REGULATION (4/16/92); svc attached.
4/30	12625	MAKAH ANNUAL FISHING REGULATION Off-Reservation; tribal # 92/93-6; svc. attached
5/2	12626	MOTION (State of WA) For Extension of time in which to respond to Tribal "Report"; svc. attached sub #92-2
5/5	12627	MINUTE ORDER (JLW): The State of WA's second motion for ext. of time to respond to tribal "report" is GRANTED. The State's response is due 5/8/92. sub #92-2; cc: JLW, REC, cnsl of record)
5/7/	12628	REPORT TO THE COURT by State and Quileute Tribe; svc. attached sub #86-9
5/11	12629	RESPONSE of the State to the Report of the Skokomish Tribe RE: 1991 Hood Canal Wild Coho; svc attached. sub#92-2
5/12	12630	AFFIDAVIT of Gene DiDonato in Response to "Report" of the Skokomish Tribe re: 1991 Hood Canal Wild Coho (submitted by State of WA); sub #92-2
5/16	12631	NOTICE Re: Discovery filed by P. Katzen; svc attached sub#89-3
5/18/	12632	ORDER (REC): The court vacates and substitutes hte proposed Findings of Fact #2, 19, 20, & 74; in all other aspects the Court adopts the R & R filed 10/3/91. The Proposed findings of fact/conclusions of law as modified by this order are to be filed by the Clerk as this court's Findings of Fact and Conclusions of Law. Further ordered, this matter is remanded to Judge Weinberg for further proceedings as set forth in the R & R. ent. 5/18 (cc: REC, JLW, cnsl of record and C83-117 file) sub #83-3
/29/92	12633	FINDINGS OF FACT AND CONCLUSIONS OF LAW (REC) ...The rights of the Chehalis Tribe and the Shoalwater Bay Tribe to fish off their respective reservations are the same as the rights of every other citizen... cc to cnsl..ent 5/29/92 9213 phase I sub no 83-3 & 83-117(T)
5/20	12634	MUCKLESHOOT INDIAN TRIBAL Usual & Accustomed Fishing Areas -- 1992-93 Fishing Syllabus; copy of svc attached.
6/4	12635	MUCKLESHOOT INDIAN TRIBE Resolution No. 92-151; svc attached.
6/12	12636	1992 PUGET SOUND SOCKEYE SALMON Forecasts & Management Recommend. Joint Report by WA Dept. of Fisheries, Puget Sound Treaty Indian Tribes & NWIndian Fish. Comm.; May 1992; svc attached
6/13	12637	PRAECIPE by Muckleshoot Indian Fisheries: requesting insertion of pg. 9 which was omitted from dkt #12634; svc. attached

*11 end 11*

CIVIL DOCKET CONTINUATION SHEET

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DATE	NR.	PROCEEDINGS	
6/17	12638	NOTICE OF APPEAL by Shoalwater Bay & Chehalis tribes from the order entered 5/18/92 and from the Findings of Fact/Conclusion of Law entered 5/29/92. (copy in C83-117) (cc: JLW, REC, CCA, cnsl of record)	
6/17	****	APPEAL FEE RECEIVED: in the amount of \$105.00; receipt #196919	
6/17	***	APPEAL NOTIFICATION SENT to 9th CCA (cc: cnsl of record)	
6/18	12639	POINT NO POINT TREATY COUNCIL 1992 Lower Elwha Klallam Summer/Fall Chinook Regulations #92-02; svc attached.	
6/19	12640	ORDER (JLW) Status hearing set for 7/14/92 at 9:30 am. Not later than 3 days before hearing, each party shall file & serve a memo summarizing the remaining issues & proposing a schedule and practical procedures for resolving those issues. ent. 6/19/92 sub #83-3 (cc: REC, JLW, cnsl or rec)	
6/20	12641	POINT NO POINT TREATY COUNCIL IN-COMMON SUMMER-FALL CHINOOK REGULATIONS #92-72; svc attached - mail on 6/17/92	
6/25	12642	MOTION (Makah, Hoh, et al) for ORDER OF REFERENCE AND PARTIAL CONSOLIDATION with C85-1606(M)REC. ntd. 7/10/92; (duplicate motion filed in C85-1606); sub #92-1	
6/25	12643	EXHIBITS to Motion for Order of Reference and Partial Consolidation. (duplicate in C85-1606); sub #92-1	
6/25	---	LODGED ORDER of Reference and Partial Consolidation (duplicate in C85-1606); sbu #92-1	
6/25	12644	CERTIFICATE OF SERVICE of Motion for order of ref./part. consol. exhibits thereto, proposed order and certif. of svc.; svc. on 6/25/92 by mail. sub #92-1	
6/26	12645	1992 PRESEASON SOCKEY & PINK SALMON REGULATIONS _ REGULATION #92-52; submitted by Suquamish Tribe; svc. attached.	
6/26	12646	1992 PRESEASON FALL CHINOOK SALMON REGULATIONS - Regulation #92-53; submitted by Suquamish Tribe; svc. attached.	
6/29	12647	DESIGNATION OF TRANSCRIPTS for appeal in 83-3: entire trial transcript from 10/90; cc'd cnsl; copy in C83-117	
7/2	****	RECEIVED Appeal Number from CCA for appeal in sub#83-3 -- CCA #92-35577; copy in C83-117	
7/2	12648	TIME SCHEDULE ORDER (CCA) #92-35577: CADS due 7/14/92; trans. desgn due 7/17/92; RT's due 8/17/92; opening br. & exc. of rec. due 10/5/92; appellee br. due 11/2/92; optional reply br. due w/in 14 days of svc. of appellee br.; sub #83-3 (copy in C83-117)	

*11 end!!*

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-7-14-80-70M-4398

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA, et al	STATE OF WASHINGTON, et al.	PAGE <u>434</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
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<u>1992</u>		
7/7	12649	MEMO by Quinault Nation Re: Status of Remaining Issues; svc attached -- by mail on 7/6/92; sub #83-3
7/7	12650	RESPONSE TO MOTION to consolidate and refer to Magistrate by State of WA -- svc. attached -- by mail on 4/15/92 #92-1
7/7	12651	RESPONSE TO MOTION to consolidate and refer to Magistrate of State of OR -- svc. attached -- by mail on 7/7/92 #92-1
7/8	12652	1992 PRESEASON SOCKEYE SALMON REGULATIONS --Reg #92-56 (supercedes #92-52) submitted by The Suquamish Tribe; copy of svc. attached -- by mail on 7/2/92.
7/9	12653	REPORT of State of WA on Status of Remaining Issues; svc. attached -- by mail on 7/8/92; sub #83-3
7/9	12654	MEMORANDUM by USA re: Status of Remaining Issues; svc. attached -- by mail on 7/7/92; sub #83-3
7/9	12655	MEMORANDUM by Shoalwater Bay & Chehalis Tribes re: Status of Case; svc attached -- by mail on 7/9/92; sub #83-3
7/9	12656	POINT NO POINT TREATY COUNCIL Fraser Sockeye Salmon Regulations #92-77; svc attached -- by mail on 7/7/92.
7/9	12657	REPLY IN SUPPORT OF Motion for Order of Reference & Partial Consolidation (Tribal); sub #92-1;
7/9	12658	SUPPLEMENTAL EXHIBITS to Motion for Order of Reference & Partial Consolidation; (Tribal); sub #92-1
7/9	12659	CERTIFICATE OF SERVICE of #12657 - 12659; svc. by mail on 7/9/92.
7/10	12660	CORRECTION OF STATE OF WA's Assertions & Citation to Record (filed by Lummi Indian Nation); svc. attached-- by mail on 7/9/92 #92-1
7/13	12661	MOTION of the Shoalwater & Chehalis Tribes for order re: certification of appeal; #83-3; ntd 8/7/92.
7/13	12662	MEMORANDUM IN SUPPORT of Shoalwater & Chehalis Tribes' motion to certify appeal; #83-3
7/13	12663	CERTIFICATE OF SERVICE of #12661 - 12663; svc by mail on 7/13/92
7/15	12664	MINUTES of status conf. B4 JLW on 7/14/92: No argument on motion for certification of interlocutory appeal -- motion ntd 8/7/92; no equitable adjustment issues pending at this time; the issue of off-reservation right has been previously litigate, decided & resolved; counsel for the Sate and Shoalwater Bay will submit a proposed joint pretrial & trial schedule by 8/7/92 to resolve the boundard issue of the Shoalwater Bay tribe; the allocation of tribal catch will be deferred until the certification issue has been decided; cnsl for the State and the Chehalis tribe shall submit a stipulation or report by 9/25/92 re: the State's authority to regulate on-reserv. fishing rights (conservation issue); As to the Chehalis boundary "diminishment" issue -- cnsl to prepare joint summary by 9/25/92. JLW will prepare an R & R for Judge Coyle (ent & mailed 7/15/92) #83-3



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PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS	
7/15	--	CERTIFICATE OF RECORD sent to CCA for appeal #92-35577	
7/15	12665	1992 - 93 Annual Fishing Regulations of the Puyallup Tribe #140792; svc. attached -- by mail on 7/15/92	
7/21	12666	CERTIFICATE OF MAILING by State of WA: pltf tribes 1st interro requests for prod. and additional answers thereto; svc by mail on 7/20/91. sub #89-3	
7/21	12667	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION; Tribal Reg. No. 92/93-18; svc attached -- by mail on 7/14/92	
7/24	12668	POINT NO POINT TREATY COUNCIL Skokomish Tribe 1992 Summer/Fall Regulations #92-20; svc attached -- by mail on 7/21/92	
8/1	12669	MEMO IN OPPOSITION (State) to Certification of Order for Appeal svc. attached -- by mail 7/31/92; copy in C83-117; #83-3	
8/6	12670	DECLARATION of Jeffrey S. Schuster Identifying Exhibit in Support of Reply Memo on Certification; sub #83-3 (copy in C83-117)	
8/6	12671	REPLY MEMORANDUM by Shoalwater Bay & Chehalis Tribes in Support of motion to certify appeal; sub #83-3 (copy in C83-117)	
8/6	12672	CERTIFICATE OF SERVICE of document #'s 12670 - 12672 -- svc. on 8/6/92 by mail; sub #83-3 (copy in C83-117)	
8/7	****	LODGED ORDER RE: Trial Date re: Shoalwater Bay Boundary Submitted by Shoalwater Bay and State of WA sub #83-3 (copy in C83-117)	
8/13	12673	1992 PUGET SOUND SPRING CHINOOK FORECASTS and Management Recommendations; svc. attached.	
8/14	12674	POINT NO POINT TREATY COUNCIL In-Common Coho Regulations #92-104; svc. attached	
8/18	****	CLERK'S RECORD ON APPEAL returned from CCA: sub #86-7	
* 8/18	12675	ORDER (CCA) #92-35577: W/in 14 days, appellants shall move for voluntaray dismissal of the appeal or show cause why the appeal should not be dismissed for lack of jurisdiction. If appellants elect to show cause appellees may respond w/in 10 days after svc. of appellants' memo. If appellants do not comply w/this order, the appeal will be dismissed by the clerk pursuant to 9th Cir. R. 42-1. The briefing schedule is suspended during the pendency of this order to show cause	
8/19	12676	NOTICE OF SUBSTITUTION OF COUNSEL: Sinclair & Foster and Joanne Foster are substituted as counsel for the Suquamish Tribe in sub #80-2 & 86-5; svc. attached -- by mail on 8/18/92.	
8/25	12677	Pt. Gamble S'Klallam Tribe Coho Regulations #92-05; svc. attached	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF UNITED STATES OF AMERICA	DEFENDANT STATE OF WASHINGTON, et al	DOCKET NO. <u>9213</u> PAGE <u>436</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
8/27	12678	MOTION of Suquamish Tribe to Adopt 1992 Intertribal Fishing Plan ntd. 9/11/92; sub #86-5
8/27	12679	MEMORANDUM IN SUPPORT of motion to adopt 1992 intertribal fishing plan; sub #86-5
8/27	12680	DECLARATION OF TONY FORSMAN in support of motion to adopt 1992 intertribal fishing plan; sub #86-5
8/27	12681	DECLARATION OF RANDY HATCH in support of motion to adopt 1992 intertribal fishing plan; sub #86-5
8/27	***	LODGED ORDER Adopting 1992 Intertribal Fishing Plan; sub #86-5
8/27	12682	MOTION of Suquamish Tribe to Refer Motion to Adopt 1992 Intertribal Fishing Plan to Magistrate; ntd 9/11/92; sub #86-5
8/27	12683	MEMORANDUM of Suquamish Tribe IN SUPPORT of Motion to Refer motion re: 1992 intertribal fishing plan to Magistrate Judge sub #86-5
8/27	****	LODGE ORDER Referring Motion re: 1992 intertribal fishing plan to Magistrate Judge; sub #86-5
8/27	12684	MOTION of Suquamish Tribe TO SHORTEN TIME on motion to refer to Magistrate Judge; ntd 9/4/92; sub #86-5
8/27	****	LODGED ORDER Shortening Time re: motion to refer 1992 fishing plant to Magistrate Judge; sub #86-5
8/27	12685	CERTIFICATE OF SERVICE of #12678 - 12685 & lodge orders; svc by mail on 8/26/92; sub #86-5
9/1	12686	JOINDER of Muckleshoot Indian Tribe in Suquamish Motions (1) to adopt 1992 intertribal fishing plan; and (2) to Refer Matter to Magistrate Judge; svc. attached -- by mail on 9/1/92. sub #86-5
9/3	12687	AMENDED AFFIDAVIT OF SERVICE filed by Muckleshoot Tribe re; dkt #12686; svc. by mail on 9/2/92; sub #86-5
9/3	12688	1992 Preseason Coho Regulations of the Suquamish Tribe -- Regulation #92-90; svc. attached -- my mail on 8/28/92.
9/4	12689	ORDER (REC): The motion of the Suquamish Tribe to Refer the motion to adopt 1992 Intertribal Fishing Plan to Magistrate Judge Weinberg is GRANTED. The Motion to refer is noted for Sept. 8, 1992; sub #86-5 (cc: REC, JLW, cnsl of record)
9/4	****	LODGED STIPULATION AND ORDER re: referral to Magistrate Judge of motion for order adopting 1992 intertribal fishing plan
9/4	12690	CERTIFICATE OF SERVICE of lodged stipulation and order; svc. by mail on 9/4/92.

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
			PAGE <u>437F</u> PAGE
DATE	NR.	PROCEEDINGS	
9/10	12691	OBJECTION of the Tulalip Tribes to the Suquamish motion for order adopting 1992 intertribal fishing plan; sub #86-5	
9/10	12692	DECLARATION OF KIT RAWSON (filed by Tulalip tribes); sub #86-5	
9/10	12693	CERTIFICATE OF SERVICE by Tulalip tribes of dkt. #'s 12691-12693 svc by mail on 9/10/92. sub#86-5	
*9/4	***	LODGED Stipulation and Order Adjusting Briefing Schedule for motion to adopt 1992 intertribal fishing plan; sub °86-5	
9/4	12694	CERTIFICATE OF SERVICE of lodged Stip & order to adjust briefing schedule svc. by mail on 9/4/92 sub °86-5	
9/11	12695	JOINDER of Yakima Indian Nation in Suquamish Indian tribe's motion to adopt 1992 intertribal fishing plan & to refer to Magistrate Judge sub °86-5	
9/11	12696	RESPONSE by Misqually Tribe to Proposed 1992 intertribal fishing plan; sub °86-5	
9/11	12697	DECLARATION of David Troutt in support of Misqually response to 1992 fishing plan; sub °86-5	
9/11	12698	CERTIFICATE OF SERVICE of dkt °'s 12697 - 12698; svc. by mail on 9/10/92; sub °86-5	
9/11	12699	RESPONSE by Lummi Nation to motions to adopt certain portion of SSMAP and 1992 Fishing Plan; svc. attached -- by mail on 9/10/92; sub °86-5	
9/11	12700	RESPONSE of Makah to Suquamish Motion to Adopt 1992 Intertribal Fishing Plan; sub #86-5	
9/11	12701	AFFIDAVIT of Dave Sones in Support of Makah Response to Suquamish motion to adopt 1992 Intertribal Fishing plan/ sub #86-5	
9/11	12702	CERTIFICATE OF SVC of dkt #'s 12700-12702; svc. by mail on 9/11/92	
9/11	12703	JOINT RESPONSE & COUNTER-MOTION by Jamestown, Lower Elwha, Pt. Gamble S'Klallam and Skokomish Tribes re: Suquamish Motion to adopt 1992 intertribal fishing plan sub #86-5	
9/11	12704	DECLARATION of Randy S. Harder re: 1992 intertribal fishing plan sub #86-5	
9/11	12705	DECLARATION of Scott Brewer re: 1992 intertribal fishing plan sub #86-5	
9/11	12706	DECLARATION of Nickolas D. Lampsakis re: 1992 intertribal fishing plan sub #86-5	
9/11	12707	CERTIFICATE OF SERVICE of dkt #'s 12703-12707; svc. by personal svc, FAX, and mail on 9/11/92. sub #86-5	

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF UNITED STATES, et al	DEFENDANT STATE OF WASHINGTON, et al	DOCKET NO. <u>9213</u> PAGE <u>438</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
<u>1992</u>		
9/1 <del>2</del>	12708	RESPONSE of the Puyallup Tribe to Suquamish motion to adopt 1992 intertribal fishing plan; <b>sub #86-5</b>
9/1 <del>2</del>	12709	DECLARATION of William A. Warren; <b>sub #86-5</b>
9/1 <del>2</del>	12710	CERTIFICATE OF SERVICE of dkt #'s 12708 - 12710; svc. by mail or personal svc. on 9/11/92. <b>sub #86-5</b>
9/1 <del>2</del>	12711	OBJECTIONS by Swinomish to Suquamish motion to adopt 1992 intertribal fishing plan; <b>sub #86-5</b>
9/1 <del>2</del>	12712	DECLARATION of Robert A. Hayman; <b>sub #86-5</b>
9/1 <del>2</del>	12713	CERTIFICATE OF SERVICE of dkt #'s 12711-12713; svc. by mail & personal svc. on 9/11/92; <b>sub #86-5</b>
9/12	12714	JOINDER of Upper Skagit in Swinomish response to Suquamish motion re: 1992 intertribal fishing plan; and in stip & order of referral to magistrate judge; svc. attached -- personal svc. or mail on 9/11/92
9/12	12715	STATEMENT IN OPPOSITION by State of WA to Suquamish motion to adopt 1992 intertribal fishing plan; <b>sub #86-5</b>
9/12	12716	AFFIDAVIT of Teresa Clocksin; <b>sub #86-5</b> (filed by State of WA)
9/16	12717	REPLY of Suquamish Tribe re: motion to adopt 1992 intertribal fishing plan; <b>sub #86-5</b>
16	12718	DECLARATION of Randy Hatch in support of Suquamish motion to adopt 1992 intertribal fishing plan; <b>sub #86-5</b>
9/16	12719	CERTIFICATE OF SERVICE of dkt #'s 12717-12719; svc. by mail on 9/15/92. <b>sub #86-5</b>
9/16	12720	ENTRY OF APPEARANCE on behalf of USA -- Peter C. Monson appearing in 9213, sub #'s 80-1, 80-2, 83-3, 86-5, 86-7, 87-5, 88-1, 89-2, 89-3, 90-1, 91-1, 92-1; certificate of svc. attached -- by mail on 9/14/92.
9/17	12721	LOWER ELWHA KLALLAM TRIBE Coho Regulations 92-11 filed by Pt. No Point Treaty Council; cert. of svc. attached
9/17	12722	ORDER AND STIPULATION (REC) of Referral to Magistrate Judge -- the Suquamish Tribe's motion to adopt a 1992 intertribal fishing plan is referred to the Honorable John L. Weinberg. <b>sub #86-5</b> (cc: REC, JLW, cnsl of record)
9/17	12722	ORDER (JLW) with Respect to Trial Date re: Shoalwater Bay Boundary submitted to the Shoalwater Bay tribe and the State of Washington: 1/11/93: last date to file & serve summ. jdgm and substantive motions; 2/8/93: deadline for svc. of written disc.; 2/12/93: response due re: substantive motions; 3/1/93: expert witnesses not previously ID'd to be ID'd; 3/8/93: replies due re: substantive motions; 4/1/93: deadline for ID of expert witnesses in response; 5/10/93: pretrial order & briefs due; 5/26/93 at 1:30pm: pretrial conf.; 6/7/93 at 9:00 am non-jury trial to begin. (cc: REC, JLW, cnsl of record) <b>sub #83-3</b> <i>Hendll</i>

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF  <b>UNITED STATES OF AMERICA</b>	DEFENDANT  <b>STATE OF WASHINGTON, ET AL.,</b>	DOCKET NO. <b>9213</b> PAGE <b>439</b> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
9/18	12723	NOTICE OF WITHDRAWAL OF COUNSEL: Charles W. Lean, AAG withdraws as co-counsel for the State of Washington in sub °89-3; cert. fo svc. attached -- by mail on 9/17/92; sub °89-3
9/18	12724	MINUTES of hearing before JLW on 9/15/92: Hearing on Suquamish motion for adoption of 1992 Intertribal Fishing Plan: cnsl presented argument to the court on the following questions: (1) should the court adopt 1992 fisheries plan at all? (2) Should an area 9 fishery be part of the plan? (3) Who should the court address other objections from other tribes to the proposed plan? The Court directed counsel to negotiate all portions of the proposed plan w/the exception of area 9. objections. John Sledd, cnsl for Suquamish will act as lead cnsl. By 9/23 he shall provide the court a redraft of the proposed plan, including all agreements reach & a statement of obj. Supplemental material may be submitted to the magistrate judge by 9/25; cnsl need not address the area 9 fishery. (cc: JLW, REC, cnsl of record)
9/22	12725	MOTION of Indian tribes for attorneys fee award for subproceeding No. 66 noted 10/6/92 sub no. 80-2
9/22	12726	MEMORANDUM of Indian tribes in support of atty fee award for subproceeding No. 66 sub no. 80-2
9/22	12727	DECLARATION of Philip A. Meyer re: Tribal mtn for atty fees for subproceeding no. 66 sub no. 80-2
9/22	12728	DECLARATION of Phillip E. Katzen supporting mtn for atty fees for subproceeding no. 66 sub no.80-2
9/22	12729	CERTIFICATE of service of doc nos 12725 thru 12729
9/24	12730	REPORT of Suquamish Tribe re: 1992 treaty fishing plan issues remaining unresolved sub no. 86-5
9/24	12731	DECLARATION of Randy Hatch in support of Squamish reprot re: unresolved issues sub no. 86-5
	12732	NO SUCH NUMBER
9/24	12733	CERTIFICATE of service of doc nos 12730 thru 12733
9/24	12734	Affidavit of Robert K. Costello 9213 Phase I sub no. 83-3 * No. C83-227(T)C
9/24	12735	MOTION of AG for continuance of date for joint submission of documents 9213 Phase I sub no. 83-3 & C83-117(T)C
9/24/92	12736	ORDER of JLW continuing filing deadline ccto cnsl ent 9/24/92 9213 Phase I & sub no 83-3 C83-117(T)C

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF <b>UNITED STATES OF AMERICA</b>	DEFENDANT <b>STATE OF WASHINGTON, ET AL.,</b>	DOCKET NO. <b>9213</b> PAGE <b>440</b> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
1992		
SEPT 25	12737	RESPONSE of Muckleshoot Indian Tribe to report of Suquamish tribe regarding 1992 Treaty Fishing Plan sub no. 86-5
"	12738	AFFIDAVIT of servc of response Phase I sub proceeding 86-5
"	12739	RESPONSE of Makah to Suquamish report re: 1991 Treaty Fishing Plan 9213 sub no. 86-5
"	12740	CERTIFICATE of service of response sub no. 86-5
"	12741	RESPONSE to report of Suquamish Tribe re: 1992 treaty Fishing plan issues remaining unresolved by Lower Elwaha, S'Klallam, Jamestown S'Klallam, Port Gamble S'Klallam & Skomish Tribes 9213 sub no. 86-5
"	12742	MOTION of Lower Elwaha S'Klallam, Jamestown, S'Klallam & Port Gamble S'Klallam & Skokmish Tribes mtn to shorten time (noted 9/28/92 @ 10:00 am) sub 86-5
"	12743	DECLARATION OF Kathryn J. Nelson in support of mtn to shorten time
"	-	LODGED Order granting mtn to shorten time sub 86-5
"	12744	MOTION of Lower Elwha, S'Klallam, Jamestown S'Klallam Port Gamble S'Klallam & Skomish Tribes to exclude portions of the suquamish report on 1992 Treaty Fishing plan noted 10/16/92 @ 10:00am) 9213 Phase I sub no. 86-5
"	12745	MEMORANDUM of lower Elwgam S'Klallam, Jamestown, S'Klallam, Port Gamble, S'Klallam & Skomish Tribes in support motion to exclude evidence Phase I sub no. 86-5
"	-	LODGED Order granting lower Elwha S'Klallam, Jamestown, etc tribes mtn to exclude evidence 9213 Phase I sub No. 86-5
"	12746	CERTIFICATE of service of docs nos 12741 thru 12746
"	12747	RESPONSE & OBJECTION of the Tulalip Tribes to Report of Suquamish Tribe re: 1991 Intertribal Fishing Plan
"	12748	CERTIFICATE of service 9213 Phase I sub no. 86-5
SEPT 26	12749	RESPONSE of the Puyallup Tribe to Suquamish Tribes report re: 1992 Intertribal fishing plan unresolved issues Sub 86-5
"	12750	CERTIFICATE of service of doc no. 12749 9213 Phase I 86-5

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CIVIL DOCKET CONTINUATION SHEET

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<del>1992</del>	NR.	PROCEEDINGS
Sept 26	12751	DECLARATION of William A. Warren 9213 Phase I sub no. 86-5
"	12752	SUPPLEMENTAL REPORT of Suquamish Indian Tribe re: 1992 Intertribal fishing plan unresolved issues 9213 Phase I sub no. 86-5
"	-	LODGED order Adopting 1992 Intertribal Fishing plan
Sept 28	12753	RESPONSE of Suquamish Tribale to mtns of Lower Elwha S'Klallam, et al., tribale to exclude parts of report of Suquamish tribe, and to shorten time 9213 phase I sub no 86-5
"	12754	DECLARATION of Randy Hatch in support of Suquamish response to mtn to exclude 9213 Phase I sub no 86-5
"	12755	CERTIFICATE of service 9213 Phase I sub 86-5
"	12756	RESPONSE of Swinomish to Suquamish report re: unresolved issues in 1991 Treaty Fishing Plan 9213 sub no 86-5
"	12757	SECOND DECLARATION of Robert A. Hayman r: 1992 Fish Plan Phase I sub no. 86-5
"	12758	CERTIFICATE of service of documents nos 12756 thur 12758 sub 86-5
Sept 28	12759	ATTACHMENT TO RESPONSE to Report of Sququamish Tribe re: 1992 Treaty Fishing Plan issues remaining unresolved by Lower Elwha S'Klallam, Port Gamble S;Klallam & Skomish Tribes 9213 Phase I sub no. 86-5
Sept 29	12760	MOTION of Lower Ekwga S'Klallam, Jamestown S'Klallam, Port Gamble and Skokomish Tribes for exclusion of Swinomish response and second declaration of Robert A. Hayman noted 10/16/92 shorten time to 10/1/92 at 4:30 9213 Phase I sub no. 86-5
"	12761	MOTION of above to shorten time to 10/1/92 @ 4:30
"	-	LODGED Order granting mtn to shorten time
"	12762	MEMORANDUM in support of Jamestown, etc and Skomish tribes mtn to exclude evidence 9213 sub no. 86-5
"	-	LODGED Order granting Lower Elwah S'Klallam, etc and Skokomish tribes mtn to exclude evidence 9213 Phase I sub 86-5

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS	
Sept29	12763	CERTIFICATE of service of documents nos. 12760 thru- 12763	
"	12764	ORDER of JLW on mtn to exclude .....The motions to shorten time are <b>GRANTED</b> ; the motions to exclude are <b>DENIED</b> cc to cns1, REC, JLW ent 9/30/92 9213 Phase I sub no. 86-5	
9/29	12765	OPPOSITION of Muckleshoot Tribe to Motions to exclude evidence svc. attached -- by mail on 9/29/92; sub #86-5	
10/21	12766	RESPONSE by Sinomish to motions to exclude evidence; svc. attached -- by mail on 9/30/92; sub #86-5	
10/2	12767	1992-93 Crab Fishery Seasons & Regulations - Regulation #92-114 9/24/92; filed by the Suquamish Tribe; svc attached -- by mail on 9/25/92	
10/5	12768	RESPONSE BRIEF filed by State of WA to motion for attorney's fees; svc. attached -- svc. by mail on 10/2/92.	
10/5	12769	REPORT AND RECOMMENDATION (JLW) for 1992 Puget Sound Plan; Recommending adoption of <del>order</del> as appended by JLW; (cc: REC, JLW, cns1)	
10/8	12770	POINT NO POINT TREATY COUNCIL IN-COMMON Chum Regulations #92-150; svc. attached -- by mail on 10/7/92	
10/8	12771	1992 Puget Sound Summer-Fall Chinook Forecast and Management Recommendations; svc attached -- by mail on 10/6/92.	
10/19	12772	REPLY MEMORANDUM (Tribal) Supporting attorney fee award for Subproceeding number 66; svc. attached -- by mail 10/8/92. sub #80-2	
10/16	12773	1992 Preseason Chum Salmon Regulations of the Suquamish Tribe Regulation #92-125; svc. attached -- by mail on 10/14/92.	
10/16	12774	ASSIGNMENT OF JUDGE PURSUANT TO 28 U.S.C. Sec. 292 (B): Order by 9th Circuit Chief Judge Wallace designating the Honorable Edward Rafeedie, U.S. District Judge for the Central District of CA, to subproceeding #89-3 in civil case 9213 for the period 10/13/92 - 9/30/93 and for such additional time in advance thereof to prepare for the trial of this case, or thereafter as may be required to complete unfinished business.(ent. 10/16/92-- (cc: cns1 of record, ER, JLW -- MSL revised)	
10/19	12775	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION for 1992=93 svc. attached -- by mail on 10/15/92.	
10/19	12776	TRANSCRIPT filed of hearing B4 JLW on 9/15/92 (hearing on motion of Suquamish Tribe for adoption of 1992 intertribal fishing plan); sub #86-5	
10/20	12777	OBJECTION of Suquamish Tribe to R & R for 1992 Puget Sound Plan sub #86-5	
10/20	12778	OBJECTION of Tulalip Tribe to R & R for 1992 Puget Sound Plan -- noted 11/6/92; svc. attached -- by mail on 10/20/92. sub #86-5	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF UNITED STATES, et al.	DEFENDANT STATE OF WASHINGTON, et al	DOCKET NO. <u>9213</u> PAGE <u>443</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
10/20	12779	ORDER by E. Rafeedie: W/in 10 days of receipt of order, cnsl are to provide the Court with answers to interrogatories contained in the order. Origs. to be filed with the Clerk in Seattle -- copies to the Judge in LA. (cc: ER, cnsl of record in #89-3) ent/mld 10/21/92
10/21	12780	MEMORANDUM Summarizing STATE's Prior Briefing & Evidence Re: Chehalis Reservation Boundary; svc. attached -- by mail on 10/20/92; sub #83-3
10/23/92	12782	MEMORANDUM OF Chehalis Tribe's Prior briefing & Evidence Re: Chehalis Boundry Issue sub 83-3 Phase I
"	12782	CERTIFICATE - of service of memo of Chehalis Tribe sub 83-3
"	12783	REGULATIONS NO. 92-6 Port Gamble S'Klallam Tribe Chum Regulations
*10/22	12784	CERTIFICATE OF SERVICE filed by Suquamish Tribe: Objection to R & R mailed 10/20/92; sub #86-5
*10/22	---	RECEIVED original signed order #12779; replaced FAX w/orig. sub #89-3
10/23	12785	LETTER from State and Chehalis Tribe to JLW re: status report re: conservation closure issues. Parties commencing discussions to lead to an agreement on issue. Parties will submit an appropriate order re: issue once negotiations have finished. sub #83-3
10/27	12786	LETTER from Suquamish Tribal counsel re: noting date of Obj. to R & R; requests obj. be noted for 11/6/92. sub #86-5
10/29	12787	ANSWER by State of WA to Court's Interrogatories; svc. attached-- by mail on 10/29/92; sub #89-3
**		
10/30	12788	RESPONSE by Makah Indian Tribe to Court's Interrogatories (Order of 10/20/92); svc. attached -- by mail on 10/30/92.
10/30	12789	RESPONSE of Proposed Intervenor Tideland & Upland Private Property Owners to Interrogatories Propounded by the Court; svc. attached -- by mail 10/30/92.
**Oct29	12790	RESPONSE to court's Interrog's of Skeel, Henke, Evenson & Roberts w/att cert of servc Phase I, sub no. 89-3
Nov2	12791	RESPONSE to Objections of Suquamish & Tulalip Tribes by Lower Elwha S'Klallam, Jamestown S'Klallam, Port Gamble S'Klallam & Skokomish Tribes w/att. certificate of service Phase I sub no 86-5

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF <b>UNITED STATES, et al.</b>	DEFENDANT <b>STATE OF WASHINGTON, et al</b>	DOCKET NO. <u>9213</u> PAGE <u>44</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1992</u>		
11/4	12792	ANSWERS by Quinault Nation to the Court's 10/20/92 Interrogatories svc. attached -- by mail 11/3/92; <b>sub #89-3</b>
11/4	12793	ANSWERS by the United States to Judicial Interrogatories; svc. attached -- by mail on 11/3/92. <b>sub #89-3</b>
11/4	12794	POINT NO POINT TREATY COUNCIL's Skokomish Tribe 1992 Chum Regulations #92-42; svc. attached -- by mail on 10/30/92.
11/5	12795	REPLY of Suquamish Tribe to Resp. of Lower Elwha, et al Tribes re: Magistrate's R eport on 1992 Puget SOUNd Plan; svc. attached -- by mail on 11/5/92. <b>sub #86-5</b>
11/5	12796	JOINDER of Swinomish & Upper Skagit in Suquamish Objection to R & R re: 1992 Puget Sound Plan; svc attached -- by mail on 11/4/92. <b>sub #86-5</b>
11/5	12797	RESPONSE (Joint Tribal) to Judicial Interrogatories; svc. attached -- by mail on 11/4/92. <b>sub #89-3</b>
11/12	12798	<b>FOURTH REPORT &amp; RECOMMENDATION ON ATTY'S FEES sub no.80-2</b> cc to cnsl
"	-	LODGED Order awarding Attorney's Fees, fall & Spring Chinook cc to cnsl sub no. 80-2
11/13	12799	MOTION (Muckleshoot) for Partial Summary Judgment;ntd. 12/11/92; <b>sub#86-5</b>
11/13	12800	MEMORANDUM IN SUPPORT of Muckleshoot Motion for part. sum jgm. <b>sub #86-5</b>
11/13	---	LODGED ORDER granting part. sum. jgm; <b>sub #86-5</b>
11/13	12801	AFFIDAVIT OF SVC by Muckleshoot of #12799-12801; svc. by mail on 11/13/92.; <b>sub #86-5</b>
11/16	12802	RESPONSE (Yakima) to Order of 10/20/92; <b>sub #89-3</b>
11/20	12803	RESPONSE of the Hoh & Quileute Tribes to Order of 10/20/92; svc. attached -- personal svc & mail on 11/29/92 <b>sub #89-3</b>
11/21	12804	OBJECTIONS TO 4th R & R by State Defts (on atty's fees); svc. attached -- by mail on 11/20/92; <b>sub #80-2</b>
11/25	12805	RESPONSE (Tribal) TO 4th R & R on Attorney Fees; svc. attached -- by mail on 11/24/92; <b>sub #80-2</b>
11/25	12806	POINT NO POINT TREATY COUNCIL IN-COMMON WINTER STEELHEAD REGULATIONS #92-177; svc. attached -- by mail on 11/2/392
11/25	12807	MAKAH ANNUAL FISHING REGULATION OFF-RESERVATION #92/93-OFF-42 svc. attached -- by mail on 11/25/92.

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF USA, et al	DEFENDANT STATE OF WA, et al.	DOCKET NO. <u>9213</u> PAGE <u>445</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1992</u>		
11/25	12808	ORDER (CCA #92-35577): On 8/7/92 court issued order to show cause why appeal should not be dismissed for lack of jurisdiction. In its response, appellants fail to show good cause why this appeal should not be dismissed for lack of jurisdiction. This appeal is DISMISSED. (ent. 12/3/92; cc: REC, JLW, cnsl of record) sub #83-3
11/25	12809	MANDATE (CCA #92-35577): The appeal in this cause is hereby DISMISSED. (ent. 12/3/92; cc: REC, JLW, cnsl of record) sub #83-3
11/27	12810	MOTION by Nisqually for Rule 56 Partial Sum. Jgm. & Rule 12(B) Dismissal; NTD: 12/18/92; sub #86-5
11/27	12811	MEMORANDUM Re: Inter-Tribal Allocation; sub #86-5
11/27	---	LODGED ORDER Granting Rule 56 Partial Sum. Jgm. & Rule 12(B) Dismissal' sub #86-5
11/27	12812	CERTIFICATE OF SERVICE by Nisqually for dkt #'s 12810 - 12812; svc. by personal svc or mail on 11/25/92. sub #86-5
12/1	12813	POINT NO POINT TREATY COUNCIL Lower Elwha Klallam Tribe Steelhead Regulation 92-22; svc. attached -- by mail on 11/30/92.
12/1	12814	OBJECTION <del>to</del> AMENDED by State Deft. to Magistrate Judge's Fourth R & R on Attorney's Fees; svc. attached -- by mail on 11/30/92; sub #80-2
12/1	12815	LETTER from State Deft. indicating that Amended Obj. (#12814) was amended by striking a portion of a sentence at pg. 3, lines 15 - 17. sub #80-2
12/3	12816	STIPULATION Re: Briefing Schedule on Muckleshoot & Nisqually Motions for Partial Sum. Jgm.; sub #86-5
12/3	----	LODGED ORDER Re: Briefing Schedule on Muckleshoot & Nisqually Motions for Part. Sum. Jgm.; sub #86-5
12/3	12817	CERTIFICATE OF SERVICE of dkt #'s 12816 - 12817; svc. by mail on 12/3/92; sub #86-5
12/4	12818	POINT NO POINT TREATY COUNCIL; Skokomish Tribe 1992 - 93 Steelhead Regulations #92-50; svc. attached -- by mail on 12/2/92.
12/4	12819	PORT GAMBLE S'KLALLAM TRIBE 1992 Winter Steelhead Regulations #92-07; svc. attached -- by mail on 12/2/92.
12/4	12820	RESPONSE (Tribal) to Deft's Objections re: 4th R & R on Attorney's Fees; svc. attached -- by mail on 12/3/92; sub #80-2

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PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA, et al	STATE OF WASHINGTON, et al	PAGE <u>446</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<b><u>1992</u></b>		
12/9	12821	1992 PUGET SOUND COHO SALMON FORECASTS AND MANAGEMENT RECOMMENDATIONS, Nov. 1992; svc attached -- by mail 12/7/92
12/10	12822	Voluntary Withdrawal w/out Prejudice of Motion to Intervene as Additional deft. by Indian Bay Assn; no service; <b>sub #89-3</b>
12/10	12823	CERTIFICATION of Attorney re: Refund of Atty Fees & Costs to Client; <b>sub # 80-2</b>
12/10	12824	NOTICE of Filing of Certificate re: Refund of Atty Fees; <b>sub #89-3 #80-2</b>
12/10	12825	CERTIFICATE OF SERVICE of dkt #'s 12823 - 12825; svc. by mail on 12/10/92; <b>sbu # 80-2</b>
12/14	12826	<b>MANDATE (#90-35887)</b> (Lummi Appeal): The judgment of the USDC in this cause is <b>AFFIRMED</b> . Costs taxed in the amount of \$164.28 are in favor of Appellee (State of WA). Copy of opinion attached. ent 12.17/92 (cc: JLW, REC, judgment book, counsel of record)
12/16	12827	MOTION (Makah Tribe) for preliminary injunction; <b>sub #92-1</b> ; ntd 1/8/92
12/16	---	LODGED ORDER Granting Preliminary Injunction; <b>sub #92-1</b>
12/16	12828	MOTION (Makah Tribe) for Order of Reference and Proposed Order; <b>sub #92-1</b> ; ntd. 1/1/92
12/16	12829	CERTIFICATE OF SERVICE of dkt #'s 12827 - 12829; <b>sub #92-1</b> service by mail 12/16/92
12/19	12830	NOTICE Re: Discovery filed by plaintiff tribes; cert of svc attached -- svc. by mail 12/18/92; <b>sub #89-3</b>
12/11	12831	MOTION (Makah) FOR Order of Reference; <b>sub #92-1</b>
12/11	---	LODGED ORDER OF REFERENCE; <b>sub #92-1</b>
<b><u>1993</u></b>		
1/6	12832	ORDER (ER): All parties shall appear for a conference in room 815 on 1/27/93 at 9:00 am. Agenda and preparations set forth in order; ent. 1/6/93; cc: ER, cnsl (by FAX & mail); <b>sub #89-3</b>
**1/4	12833	STIPULATION for briefing schedule; <b>sub #92-1</b>
**1/4	---	LODGED ORDER re stipulation for briefing schedule; <b>sub #92-1</b>
1/4	12834	CERTIFICATE OF SERVICE of dkt #'s 12833 - 12834; svc. by mail on 12/31/92; <b>sub #92-1</b>
1/6	12835	STIPULATION re: Order of Reference of sub #92-1 to Magistrate Judge Weinberg; svc. attached: by mail on 1/6/93; <b>sub #92-1</b>
1/8/	---	LODGED STIPULATION, MOTION AND ORDER of Shoalwater Bay & State of WA re: reservation waterward boundary; <b>sub #83-3</b>

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS
<u>1993</u>		
12836	1/8	CERTIFICATE OF SERVICE of lodged stip, mot., & order re: Shoalwater Bay reservation's waterward boundary; svc. by mail on 1/8/93. sub #83-3
1/9	---	ENT: received original signed copy of order #12832 which was received in this office on 1/6/93 by FAX; original replaced FAX copy in file.
1/12	12837	Methods for the Updating of Chinook, Coho, and Chum Salmon Runs Entering Puget Sound in 1992 -- joint report prepared by WA Dept of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Commission.
1/12	12838	1992 Puget Sound Chum Salmon Forecasts and Management Recommendations; jointly prepared by WA Dept of Fisheries, Puget Sound Treaty Indian Tribes, NW Indian Fisheries Comm.
1/12	12839	CERTIFICATE OF SERVICE of dkt #'s 12837 - 12839; svc. by mail on 1/11/93.
1/13	----	LODGED Notice of Appearance and certif. of svc. on behalf of Puyallup Tribe of Indians by Debra O'Gara (not admitted to WD of WA -- sent application for admission)
1/14	12840	NOTICE re; discovery filed by 10 pltf tribes: pltf tribe's 1st set of interrog./req. for produc. served on intervenors Carter & Oldham; svc. attached -- by mail on 1/12/93 sub #89-3
1/20	12841	ORDER, MOTION, SITUPLATION of Shoalwater Bay Tribe & State of WA re: Reservation Waterward Boundary (JLW): The trial date & Scheduling order setting a trial on the boundary of the Shoalwater Bay Indian Reservation is hereby stricken. ent. 1/20/93 (copy in C83-117); cc: JLW, REC, cnsl sub #83-3
1/16	12842	LETTER re: Agenda per Order of 1/6/93
1/19	12843	REGULATIONS - Point No Point Treaty Council #93-01
"	12844	LETTER to Rafeedie re: sub #89-3
1/21	12845	NOTICE - of Appearance & Assoc of Cnsl 9213 PHASE I & II
"	12846	MEMORANDUM - of Oregons in opposition to Makah's mtn for Prelimin Inj. Civil No. C85-1606(M)REC
"	12847	MEMORANDUM - Of Tulalip Tribes in support of Makah mtnfor prel Inj. sub no. 92-1
"	12848	CERTIFICATE OF SERVICE of doc no. 12847

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <b>9213</b>
<b>UNITED STATES OF AMERICA, ET</b>	<b>STATE OF WASHINGTON</b>	PAGE <b>448</b> F PAGES

DATE	NR.	PROCEEDINGS
<b>1993</b>		
1/21	12849	RESPONSE OF Jamestown S'Klallam, Lower Elwha S'Klallam, Pt Gamble Tribe in support of Makah Request for Prelim Inj & other relief <b>sub no. 92-1</b>
1/22	12850	JOINDER of the Lummi Indian Nation & Mtn for prelim Inj <b>sub no. USDC C85-1606(M)REC 92-1</b>
"	12851	CERTIFICATE OF SERVICE of dec no. 12850
"	12852	RESPONSE of Yakima Indian Nations statement in response to Order dated 1/6/93 <b>sub no. 89-3</b>
"	12853	PRELIMINARY STATEMENT - of deft's of factual and legal issues <b>PHASE I SUB NO.89-3</b>
1/23	12854	MEMORANDUM IN OPPOSITION by State to Makah's Motion for Preliminary Injunction; svc. attached -- by mail on 1/22/93; <b>sub #92-1</b> (copy in C85-1606)
1/23	12855	PRELIMINARY STATEMENT by Plaintiff Tribes' of Factual and Legal Issues; svc. attached -- svc. by mail on 1/22/93; <b>sub #89-3</b>
1/25	12856	RESPONSE by Quileute & Hoh Tribes to Makah Motion for Prelim. Inj.; <b>sub #92-1</b>
1/25	12857	MOTION (Quileute & Hoh Tribes) to Extend Time to Respond <b>Sub #92-1</b>
1/25	---	LODGED ORDER re: Extension of Time to Respond; <b>sub #92-1</b>
1/25	12858	CERTIFICATE OF SERVICE of dkt #'s 12856 - 12858 -- svc. by mail on 1/23/93; <b>sub #92-1</b>
1/26	12859	NOTICE OF CHANGE OF ADDRESS for Robert Hargreaves, AAG <b>sub #89-3</b> (MSL changed);svc. attached -- by mail on 1/25/93.
1/26	12860	MOTION by Lummi Tribe for Partial Summary judgment re: Defts.' Affirmative Defenses re: Moderate Living or in the Alternative a protective order; ntd 3/5/93; <b>sub #89-3</b>
1/26	12861	MOTION FOR PROTECTIVE ORDER (Lummi Tribe) ntd. 3/5/93; <b>sub #89-3</b>
1/26	12862	MEMORANDUM IN SUPPORT of Tribal Motion for Partial Sum. Jdgmnt and/or Protective Order; <b>sub #89-3</b>
1/26	12863	CERTIFICATE OF SERVICE of dkt #'s 12860 - 12863: svc. by mail.
1/26	---	LODGED STIPULATION AND ORDER Establishing Revised Briefing Sched re: Motions for Part. Sum. Judgment; <b>sub #86-5</b>

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
<u>1993</u>		
1/27	12864	MINUTES OF PROCEEDING: Court heard argument and ruled on all pending motions and gave its findings. Court heard from cnsl re: case management issues and mediation and settlement efforts. Court set trial schedule as follows: Motion deadline: March 31, 1993 Discovery cut-off: July 31, 1993 Pre-trial conf.: August 3, 1993 Counsel shall be prepared to proceed to trial at the conclusion of the pretrial conf. Continuances will only be granted upon a showing of good legal cause. No further order will be issued on the rulings done in open court. (See minutes for details) (cc: ER, cnsl) sub #89-3
2/2	12865	NOTICE RE: DISCOVERY filed by State of WA; def't's 1st interrog. and request for prod. sent to cnsl for USA; svc. attached -- by mail on 2/1/93; sub #89-3
2/2	12866	NOTICE OF CHANGE OF FACSIMILE NUMBER filed by R. Hargreaves of State of WA; no service (revision made to MSL)#89-3
2/2	12867	PORT GAMBLE S'KLALLAM on Reservation 1993 clam and oyster regulation #93-01; svc. attached -- by mail on 1/29/93.
2/3	12868	STIPULATION AND ORDER Establishing Revised Briefing Schedule re: Motions for Partial Summary Judgment (REC): part. sum. jdgm. motions renoted for 4/23/93; briefs in opposition or response due 4/13/93; reply briefs due 4/22/93. ent. & mld 2/3/93; sub #86-5
**1/28	12869	CERTIFICATE OF SERVICE by Makah of resp. motion in support of prelim. inj.; 3rd decl. of R. J. Myhre; m. to exceed pg. length, prop. order; certif. of svc filed in C85-1606REC svc by fax and mail on 1/28/93.
2/10	12870	ORDER (BJR) transferring 9213 and all subproceedings except #89-3 to Chief Judge Rothstein; by 2/25/93, all cnsl to respond to court's interrogatories re: status of 9213 and subproceedings. See order for specifics. ent/mld 2/20/93 (cc: BJR, REC, ER, cnsl of record, JLW)
2/11	12871	MEMORANDUM by Defts. in Opposition to Tribal Motions re: moderate living.

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES, et al.		STATE OF WASHINGTON, et al	PAGE <u>450</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
2/11	12872	MOTION (deft) TO SHORTEN TIME on mtn. for part. sum. jgm. re: defts' affirmative def. re: moderate living
2/11	---	LODGED ORDER shortening time
2/11	12873	CERTIFICATE OF SERVICE by deft. of dkt #'s 12871 - 12873; svc. by mail on 2/10/93.
2/11	12874	<b>ORDER (ER) Denying Motion to Shorten Time re: Motion for Partial Summary Judgment. ent &amp; mld 2/11/93 (CC: ER, cnsl of record) FAX copy; sub#89-3</b>
2/13	---	ENT. received original signed order from Judge Rafeedie-- dkt #12874; replaced FAX w/original
2/13	12875	LETTER from Quinault Nation requesting ext. of time to file response to court's interrogatories to March 4; attached letter to clerk indicates service to all cnsl on 2/12/93. (cc: BJR)
2/13	12876	MEMORANDUM IN SUPPORT by USA of Tribes' motions for part. sum jgm re: "moderate living standard" and for prot. order. <b>sub #89-3</b> service attached -- by mail on 2/12/93.
2/17	12877	<b>ORDER (BJR) AMENDING COURT'S ORDER OF 2/9/93:</b> All pending motions are hereby referred to Judge Robert Coyle for disposition until 2/25/93. W/in 5 days of the expiration of the reference period, a calendar of any remaining undecided motions will be shceduled B4 BJR; ent. & mld. 2/17/93.
2/17	12878	MINUTE ORDER: The deadline for filing responses to the court's interrogatories is hereby extended to March 5, 1993. ent & mld 2/17/93.
2/23	12879	REPORT AND RECOMMENDATION by JLW re: Chehalis Reservation Boundary; obj. due 3/16/93. (cc: JLW, REC, cnsl)
2/23	---	LODGED Supplemental Findings of Fact & Conclusions of Law re: Chehalis Reservation Boundary (cc: JLW, REC, cnsl)
2/24	12880	RESPONSE by Yakima Indian Nation to Court's Interrogatories; no svc. attached.
2/24	12881	RESPONSE by Defendants to U.S. Memo re: Moderate Living; <b>sub #89-3</b>
2/24	12882	MOTION by Defts. to Dismiss Environmental Degradation Claim; ntd. 3/19/93; <b>sub #89-3</b>
2/24	12883	MEMORANDUM IN SUPPORT of Motion to Dismiss Environmental Degradation Claim; <b>sub #89-3</b>
2/24	---	LODGED ORDER Dismissing Environmental Degradation Claim; <b>sub #89-3</b>

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF UNITED STATES OF AMERICA, et al	DEFENDANT STATE OF WA, et al.	DOCKET NO. <u>9213</u> PAGE <u>451</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<b><u>1993</u></b>		
2/24	12884	MOTION (State of WA) to Dismiss 42 U.S.C. Sect. 1983, Fourteenth Amendment & Attorneys' Fees Claims; ntd. 3/19/93; <b>sub #89-3</b>
2/24	12885	MEMORANDUM IN SUPPORT of Motion to Dismiss 42 USC, 14th Amend., & Atty Fees Claims; <b>sub #89-3</b>
2/24	----	LODGED ORDER Dismissing 42 USC, 14th Amend. & Atty Fee Claims <b>sub #89-3</b>
2/24	12886	CERTIFICATE OF SERVICE BY MAILING of dkt #'s 12881-12886; svc. by mail on 2/23/93; <b>sub #89-3</b>
2/24	12887	MEMORANDUM IN OPPOSITION by Puget Sound Shellfish Growers to Tribal Motions re: moderate living standards test; svc. attached -- by mail on 2/24/93; <b>sub #89-3</b>
2/25	12888	MAKAH Annual Fishing Regulation Off-Reservation; Tribal Reg# 93/94-2; svc attached -- by mail on 2/24/93
2/25	12889	<b>ORDER RE</b> 4th R & R on Attorney;s Fees (REC): win 30 days of this order, the tribes shall submit additional documentation to the court of atty fees incurred during 1992 following the remand of this matter by the 9th CCA. The State's opposition due 15 days thereafter. The court will then issue its final order on this matter. (cc: REC, JLW, cnsl) ent & mld 2/25/93. <b>sub#80-2</b>
2/26	12890	<b>ORDER ADOPTING 1992 INTERTRIBAL FISHING PLAN (REC):</b> 1992 treaty fisheries shall proceed in accordance w/attached "Intertribal Fishing Plan for 1992; see order for specifics. ent & mld 2/26/93; cc: REC, BJR, JLW, cnsl <b>sub #86-5</b>
2/26	12891	<b>DECSION ADOPTING 1992 INTERTRIBAL FISHING PLAN(REC):</b> The court hereby adopts the Order Adopting 1992 Intertribal Fishing Plan lodged 9/26/92 and the appended "Inter-Tribal Fishing Plan for 1992 (as proposed by Magistrate Judge Weinberg) ent & mld 2/26/93; cc: REC, JLW, BJR, cnsl) <b>sub #86-5</b>
2/27	12892	NOTICE OF DEPOSITION (by Tribes) of Judith Freeman; svc. attached -- by mail on 2/26/93; <b>sub #89-3</b>
3/1	12893	<b>ORDER REFERRING MOTION TO CERTIFY APPEAL TO JUDGE WEINBERG (REC)</b> The motion of Shoalwater Bay & the Confederated Tribes of the Chehalis for an order certifying appeal has been referred to Jagistrate Judge Weinberg for an R & R (ent & mld 3/1/93 -- cc: REC, JLW, BJR, cnsl) <b>sub #83-3 (copy in C83-117)</b>

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UNITED STATES OF AMERICA	STATE OF WASHINGTON	PAGE <u>452</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
12894	3/1	REQUEST FOR DETERMINATION by Makah Tribe re: Shellfish & Concurrence w/Request of Puget Sound Tribes; svc. attached -- by mail, pers. svc., & FAX on 3/1/93; sub #89-3
12895	3/2	RESPONSE of Stephen K. Strong to Court's Interrogatories of Feb. 11., 1993;
3/5	12896	RESPONSE of U.S. to Court's 2/9/93 Order; svc. attached -- by mail on 3/4/93.
3/5	12897	RESPONSE of State of WA to Court's Interrogatories; svc. attached -- by mail on 3/4/93. sub #88-1
3/5	12898	REPLY MEMORANDUM (Tribal) re: Part. Sum Jgm. &/or Prot. Order re: moderate living; svc. attached -- by mail on 3/4/93 sub #89-3
3/5	12899	RESPONSE by Lummi Nation to Court's Interrogatories; svc. attached -- by mail on 3/4/93.
3/5	12900	RESPONSE by Nisqually Tribe to Court's Interrogatories
3/5	12901	RESPORT of Counsel for Various Indian Tribes re: sub #86-5 in response to Court Order of 2/9/93; svc. attached -- by mail on 3/5/93. sub #86-5
3/5	12902	RESPONSE of Chehalis Tribe to Interrogatories Propounded by Court; svc. attached -- by mail on 3/5/93.
3/5	12903	RESPONSE OF THE Tulalip Tribe to Court's Status Order of 2/9/93; svc attached -- by mail on 3/5/93.
3/5	12904	RESPONSE by Makah to Judicial Interrogatories; svc. attached -- by messenger or mail on 3/5/93.
3/5	12905	RESPONSE of Skokomish, Pt. Gamble, Jamestown, & Lower Elwha S'Klallam tribes to order of 2/9/93; svc. attached -- by mail on 3/5/93.
3/6	12906	RESPONSE of Quinault Indian Nation to 2/9/93 Interrogatories of the Court; svc. attached-- by mail 3/5/93.
3/6	12907	RESPONSE of Suguamish Tribe to Judicial Interrogatories of 2/9/93; svc. attached -- by mail 3/5/93.
3/6	12908	RESPONSE of Puyallup Tribe to Judicial Interrogatories of 2/9/93; svc. attached -- by mail on 3/5/93.
3/6	12909	RESPONSE of State of WA to Judicial Interrogatories of 2/9/93; svc. attached -- by mail on 3/5/93.
3/6	12910	RESPONSE of the Muckleshoot Indian Tribe to Order of 2/9/93; svc. attached -- by mail on 3/5/93.

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CIVIL DOCKET CONTINUATION SHEET

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PLAINTIFF <b>UNITED STATES OF AMERICAN</b>	DEFENDANT <b>STATE OF WASHINGTON</b>	DOCKET NO. <b>9213</b> PAGE <b>453</b> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
<b>1993</b>		
3/6	12911	RESPONSE of Squaxin Island Tribe to Judicial Interrogatories of 2/9/93;
3/6	12912	RESPONSE of Quileute Indian Tribe to Judicial Interrogatories of 2/9/93
3/6	12913	RESPONSE of Hoh Indian Tribe to Judicial Interrogatories of 2/9/93.
3/6	12914	CERTIFICATE OF SERVICE of dkt #'s 12911 - 12914; svc. by mail on 3/5/93.
3/6	12915	RESPONSE of Evergreen Legal to Order of 2/9/93; svc. attached -- by mail on 3/5/93.
3/8	12916	NOTICE OF SVC. BY MAIL of U.S. response to defts' 1st set of interrog. & req. for prod.; response served by mail on 3/5/93. sub #89-3
3/8	12917	NOTICE OF SVC. BY MAIL of U.S. response to Puget Snd Shellfish Grower's interrog. #1 - 6 and Req. for prod # 1 - 3; response served by mail on 3/5/93. sub #89-3
3/9	12918	TRANSCRIPT of Proceedings on 1/27/93 B4 Judge Rafeedie; sub #89-3 (status hearing)
3/10	12919	ORDER (BJR): Pltfs' motions for preliminary injunction are referred to Judge Weinberg for preparation of a Report & Recommendation; sub #92-1 and C85-1606 (ent & mld 3/10/93; cc: BJR, JLW, cnsl)
3/10	12920	OBJECTIONS of the Chehalis Tribe to the R & R and Findings of Fact/Conclusions of Law re: Chehalis Res. Bndry; sub #83-3 (copy in C83-177)
3/10	12921	MEMORANDUM of the Chehalis Tribe in Support of Obj. to R & R; sub #83-3 (copy in C83-177)
3/10	---	LODGED Proposed Supplemental Findings of Fact/Conclusions of Law Submitted by the Chehalis Tribe; sub #83-3 (copy in C83-117)
3/10	12922	CERTIFICATE OF SERVICE of dkt #'s 12920 - 12922; svc. by mail on 3/10/93; sub #83-3 (copy in C83-117)
3/12	12923	STATUS REPORT ON MOTION TO CERTIFY APPEAL (JLW): The parties have agreed the court should defer ruling on the motion until R & R re: Chehalis Reserv. Bndry have been acted upon; parties agree once action has been taken it would be appropriate for court to direct entyr of jdgmnt which would permit appeal; motion has been stricken.& may be renoted by cnsl; sub #83-3 - copy in C83-117 ent/mld 3/12/93; (cc: JLW, BJR, REC, cnsl)

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DATE	NR.	PROCEEDINGS
<b>1993</b>		
3/12	12924	RESPONSE of State of OR to Court's Interrogatories; svc attached -- by mail on 3/12/93; (copy in C85-1606)
3/15	12925	RESPONSE of USA to Defts' Motion to Dismiss Environmental Degradation Claim; svc attached -- by mail on 3/13/93; sub #89-3
3/15	12926	RESPONSE IN OPPOSITION (Brief) of Tribes to Deft/s Motion to Dismiss Environmental Degradation Claim; svc. attached -- by mail on 3/15/93; sub #89-3
3/15	12927	RESPONSE (Tribal) To Motion to Dismiss 42 USC Sec. 1983, 14th Amend., and Atty Fees Claims; sub #89-3
3/15	12928	DECLARATION of John B.Arum; sub #89-3
3/15	12929	CERTIFICATE OF SERVICE of dkt #'s12927 - 12929; svc by mail & FAX on 3/15/93; sub #89-3
3/15	12930	<del>PRAECIPE from Puyallup Tribe requesting that the following listed</del> declarations be attached to Tribe's Brief in Opposition to Motion to Dismiss Environ. Degrad. Claim: Declaration of Benjamin Rueben Wright, Sr. and Declaration of Judy Wright; documents attached to dkt #12926 on 3/16/93 sub #89-3
3/15	12931	CERTIFICATE OF SERVICE of #12930 and 12931; svc. by personal svc. or mail on 3/15/93; sub #89-3
*3/8	12932	LETTER from AUSA Sally Gustafson requesting removal of her name from Master Service List for sub #86-7; Wm. White & Peter Monson will handle anything further in this subproceeding. (MSL revised 3/18/93; sub #86-7
*3/12	12933	MEMO from Suak-Suiattle Tribe informing court of change in Chairman of tribe from Lawrence Joseph to James D. Roberts (MSL revised 3/18/93)
3/17	12934	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL: J. Lawrence Coniff substituting for T. Greenan as counsel for United Property Owners of WA, amicus curiae party. (MSL revised 3/18/93) sub #89-3
3/18	12935	DECLARATION of Phillip E. Katzen re 1992 Time for Atty Fees for Subproceeding #66; svc. attached-- by mail on 3/17/93; sub #80-2
3/19	12936	REPLY MEMORANDUM in Support of Motion to Dismiss 42 USC 1983, 14th Amend. & Atty Fee Claims (State of WA); svc. attached by mail on 3/18/93; sub #89-3

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DATE	NR.	PROCEEDINGS
<u>1993</u>		
3/19	12937	MOTION (State of WA) to Strike Declarations; misnoted for 4/2/93 shld be 4/9/93); sub #89-3
3/19	12938	MEMORANDUM (State of WA) in Supp. of Motion to Strike Declaratio sub #89-3
3/19	---	LODGED ORDER on Motion to Strike Declarations; sub #89-3
3/19	12939	MOTION & MEMORANDUM (State of WA) to Shorten Time on motion to strike declarations; ntd 3/22/93 9am; sub #89-3
3/19	---	LODGED ORDER Shortening Time (State of WA); sub #89-3
3/19	12940	CERTIFICATE OF SVC (State of WA) of dkt #'s 12937 - 12930; svc. by mail on 3/18/93; sub #89-3
3/19	12941	REPLY MEMORANDUM (State of WA) in Supp. of Motion to Dismiss Environmental Degradation Claim; svc. attached -- by mail 3/18/93; sub #89-3
3/23	12942	BRIEF IN RESPONSE (by State of WA) to Chehalis Obj. to Mag. R & R re: Chehahlis Reservation Bndry; svc. attached -- by mail or personal svc. on 3/22/92; sub #83-3
3/25	12943	MOTION (State of WA) to STRIKE Makah Indian Tribe's Request for Determination; ntd. 4/23/93; sub #89-3
3/25	12944	MEMORANDUM (State of WA) In Support of Motion to Strike Makah RFD; sub #89-3
3/25	---	LODGED ORDER on Motion to Strike Makah RFD; sub #89-3
3/25	12945	CERTIFICATE OF SERVICE: svc. by mail/personal svc. on 3/24/93 of dkt #'s 12942 - 12945; sub #89-3
3/25	12946	BRIEF IN OPPOSITION (Tribal) to Motion to Strike Declarations; svc. attached -- by mail on 3/24/93; sub #89-3
3/25	12947	REPLY (Chehahlis tribe) to State of WA re: Obj. to R & R; svc. attached -- by mail on 3/25/93; sub #83-3
3/26	12948	MOTION (Tribal) for Bifurcation; oral argument requested; incorrectly ntd by cnsl for 4/9/93 -- clerk noted correctly for 4/16/93; sub #89-3
3/26	12949	MEMORANDUM in Support of Tribal Motion for Bifurcation; sub #89-3
3/26	12950	DECLARATION of Gail Greger in Support of Tribal Motion for Bifurcation; sub #89-3
3/26	12951	DECLARATION of Phillip E. Katzen Supporting Tribal Motion for Bifurcation; sub #89-3
3/26	---	LODGED Order of Bifurcation; sub #89-3
3/26	12952	CERTIFICATE OF SERVICE of dkt #'s 12948 - 12952 -- by mail on 3/25/93; sub #89-3

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<u>1993</u>		
3/26	12953	NOTICE OF APPEAL by 26 Upland & Tideland Private Property Owners from oral decision on 1/27/93 denying the motion to intervene and the motion for class certification of the appellants; sub #89-3 (fee submitted #205562) #43-35324
3/26	12954	NOTICE OF ASSOCIATION OF COUNSEL; James M. Johnson hereby associates with J. Coniff on behalf of the 26 Upland and Tideland Private Property Owners; sub #89-3
3/26	12955	CERTIFICATE OF SERVICE of dkt #'s 12953 - 12955; svc. by mail on 3/26/93; sub #89-3
3/26	----	APPEAL FEE RECEIVED \$105.00 #205562 sub #89-3
3/29	---	CERTIFICATE OF RECORD sent to CCA sub #89-3
3/29	----	APPEAL NOTIFICATION sent to CCA and cnsl sub #89-3
3/31	12956	MINUTE ENTRY: Oral argument on the Makah motions for prelim. inj. set for 4/16/93 at 9:30 am B4 JLW in room 407 (cc: JLW, BJR, cnsl of record.) sub #92-1
3/31	12957	MOTION (Tribal) for PARTIAL SUMMARY JUDGMENT That Shellfish are Fish; Oral argument req.; ntd 4/23/93; sub #89-3
3/31	12958	MEMORANDUM (Tribal) In Support of Motion for Part. Sum. Jgm that Shellfish are Fish; sub #89-3
3/31	12959	DECLARATION of Phillip Katzen Supporting Tribal Motion for Part. Sum Jgm. that Shellfish are Fish; sub #89-3
3/31	12960	MOTION (Tribal) for Partial Summary Judgment Dismissing Affirmative Defenses; Oral argument req; ntd 4/23/93; sub #89-3
3/31	12961	MEMORANDUM IN SUPPORT (Tribal) of Motion for Part. Sum. Jdg. Dismissing Aff. Defenses; sub #89-3
3/31	12962	DECLARATION of Allen Sanders Supporting Tribal Motion for Part. Sum. Jdg. Dismissing Aff. Defenses; sub #89-3
3/31	12963	CERTIFICATE OF SERVICE (Tribal) of dkt #'s 12957 - 12963; svc. by mail on 3/31/93. sub #89-3
3/31	12964	MOTION (Carter/Oldham) for Summary Judgment on Behalf of Private Tideland Owners; ntd. 4/23/93; sub #89-3
3/31	12965	MEMORANDUM (Carter/Oldham) in Support of Motion for Sum. Jdg. on behalf of private tideland owners; sub #89-3
3/31	12966	DECLARATION of C. Albert White (filed by Carter/Oldham) sub #89-3
3/31	12967	DECLARATION of Margaret A. Milnes (filed by Carter/Oldham) sub #89-3
3/31	---	LODGER ORDER (Carter/Oldham)

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<u>1993</u>		
3/31	12968	NOTICE OF APPEARANCE AND ASSOCIATION OF COUNSEL: Harold P. Dygert, AAG, appears and assoc. w/ R. Hargreaves on behalf of the State of WA; sub #89-3 (MSL & labels revised)
3/31	12969	MOTION (State) for Partial Summary Judgment re: Health/Sanitation; not noted by cnsl -- clerk notes for 4/23/93; sub #89-3
3/31	12970	MEMORANDUM (State) in Support of Motion for Part. Sum. Jgm. re; Health/Sanitation; sub #89-3
3/31	12971	AFFIDAVIT of John Liston (filed by State); sub #89-3
3/31	12972	AFFIDAVIT of Maryanne Guichard (filed by State); sub #89-3
3/31	---	LODGE ORDER on State's Motion for Part. Sum Jdg. re: health/sanitation; sub #89-3
3/31	12973	MOTION (State) to Clarify Status of U.S.; ntd 4/23/93; sub #89-3
3/31	12974	MEMORANDUM (State) in Support of Motion to Clarify Status of U.S.; sub #89-3
3/31	---	LODGED ORDER on Motion to Clarify Status of the U.S.; sub #89-3
3/31	12975	MOTION (State) for Summary Judgment of Dismissal (all claims) Oral argument req.; ntd. 4/23/93; sub #89-3
3/31	12976	MEMORANDUM (State) in Support of Motion to Dismiss; sub #89-3
3/31	12977	AFFIDAVIT of Kent D. Richards (filed by State); sub #89-3
3/31	12978	AFFIDAVIT of Daniel L. Boxberger (filed by State) sub #89-3
3/31	---	LODGED ORDER on State Motion for Summary Judgment of Dismissal sub #89-3
3/31	12979	MOTION (State) for Partial Summary Judgment on Certain Species and Deepwater Harvest; Oral argument req.; ntd. 4/23/93 sub #89-3
3/31	12980	MEMORANDUM (State) in Support of Motion for Part. Sum. Jdg. on certain species & deep-water harvest' sub #89-3
3/31	12981	AFFIDAVIT of Gail Thompson (filed by State); sub #89-3
3/31	12982	AFFIDAVIT of Richard T. Burge (filed by State); sub #89-3
3/31	12983	AFFIDAVIT of Cathy E. Washington (filed by State); sub #89-3
3/31	---	LODGED ORDER on State Motion for Part. Sum. Jdg. on Certain Species and deep-water harvest sub #89-3
3/31	12984	CERTIFICATE OF SERVICE filed by State for dkt #'s 12968 - 12984' svc. by UPS, pers. svc, or mail on 3/3/93

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<b>1993</b>		
3/31	12985	MOTION (P.S. Shellfish Growers) for Summary Jdg. re: Cultivation Oral argument req.; ntd. 4/23/93; sub #89-3
3/31	12986	MEMORANDUM IN SUPPORT (P.S. Shellfish Growers) of motion for sum. jdg. re: cultivation; sub #89-3
3/31	---	LODGED ORDER Granting P. S. Shellfish Growers; motion for sum. jgm. re: cultivation sub #89-3
3/31	12987	MOTION (P.S. Shellfish Growers) for Summary Judgment re: Extinguishment of Tribal Title & Defeasibility of Temporary Hunting & Gathering Privilege; Oral argument req.; ntd. 4/23/93; sub #89-3
3/31	12988	MEMORANDUM (P.S. Shellfish Growers) in Support of Sum. Jdg. motion; sub #89-3
3/31	---	LODGED ORDER Granting P. S. Shellfish Growers' Motion for Summary Jdg. re: extinguishment & Defeasibility; sbu #89-3
3/31	12989	MOTION (P.S. Shellfish Growers) for Summary Judgment re: Laches Oral argument req; ntd. 4/23/93; sub #89-3
3/31	12990	MEMORANDUM (P.S. Shellfish Growers) in Support of Sum. Jdg. re: Laches; sub #89-3
3/31	---	LODGED ORDER Granting P. S. Shellfish Growers' Motion for Sum. Jgm. re: Laches; sub #89-3
3/31	12991	DECLARATION of James R. Rasband in Support of P. S. Shellfish Growers Motions for Sum. Jdgm. sub #89-3
3/31	12992	CERTIFICATE OF SERVICE BY MAIL (filed by P.S. Shellfish Growers) of dkt #'s 12985 - 12992; svc. by mail on 3/31/93; sub #89-3
4/1	12993	ORDER OF REFERENCE AND PARTIAL CONSOLIDATION; Pending part. sum jgm. motions filed by the U.S. Makah, & Oregon in C85-1606 are referred to Judge Weinberg for report & recommendation; C85-1606 and subproceeding #92-1 are consolidated for purposes of decision of such motions. (cc: BJR, JLW, cnsl) sub #92-1
**3/31	12994	BRIEF IN SUPPORT(26 T & U PPO) of Defendant's motion for Summary Judgment; svc attached -- by mail on 3/31/93
4/3	12995	NOTICE OF W?DRAWAL & SUBSTITUTION OF COUNSEL: Kevin R. Lyon & CULLEN & CULLEN hereby withdraw and Kevin R. Lyon substitutes for the Hoh Tribe in Phase II (MSL and labels revised).
4/3	12996	NOTICE OF W/DRAWAL & SUBSTITUTION OF CNSL: Kevin R. Lyon and CULLEN & CULLEN hereby withdraw and Kevin R. Lyon substitutes as attorney for the Squaxin Island Tribe; sub#86-5; Phase I; (MSL & labels revised)

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DATE	NR.	PROCEEDINGS
<b>1993</b>		
4/3	12997	NOTICE OF W/DRAWAL & SUBSTITUTION OF COUNSEL: Kevin R. Lyon & CULLEN & CULLEN hereby withdraw and Kevin R. Lyon substitutes as attorney for the Hoh Tribe in Phase I all subproceedings except #89-3 and 86-5; (MSL & labels revised)
4/3	12998	NOTICE OF W/DRAWAL & SUBSTITUTION OF COUNSEL: Kevin R. Lyon & CULLEN & CULLEN hereby withdraw and Kevin R. Lyon substitutes for the Hoh Tribe in sub #89-3 (MSL & labels revised).
4/3	12999	CERTIFICATE OF SERVICE by Cullen & Cullen of dkt #'s 12995 - 12999 svc. by mail on 4/2/93.
4/3	13000	PRAECIPE (State of WA) requesting that Exhibits A - D to the affidavit of Maryanne Guichard be attached to affidavit (attached by clerk); svc. attached -- by FAX or mail on 4/2/93.
4/5	13001	RESPONSE (U.S.) to Tribal Motion for Bifurcation; svc. attached -- by aml on 4/2/93. sub #89-3
4/6	13002	MINUTE ORDER (JLW): The 4th R & R re: attorney's fees is referred to Judge Coyle for entry of a final order in accordance with his order of 2/25/93; sub#80-2 (cc: BJR, JLW, REC, cns1)
4/6	13003	JOINDER (U.S.) in Tribal Motion for Part. Sum Jdg. that Shellfish are Fish; svc. attached -- by mail on 4/5/93 sub#89-3
4/6	13004	JOINDER (U.S.) in Tribal Motion for Part. Sum Jdg. Dismissing Affirmative Defenses; svc. attached -- by mail on 4/5/93 sub#89-3
4/6	13005	ORDER (Rafeedie) Denying deft's mtn to dismiss claim for environmental degradation sub no.89-3 (cc: cns1, ER)
4/6	13006	ORDER (Rafeedie) Denying mtn for S/j on the issue of Moderate living & denying application for Protective Order sub no. 89-3 (cc: cns1, ER)
**3/31	13007	AFFIDAVIT OF JACK LILJA (filed by State) in support of defts' motion for part. sum jgm re: health/sanitation; sbu #89-3
4/8/93	13008	PRAECIPE (State of WA) requesting substitution of orig. sign pg. on dkt #13007; svc. attached -- by mail on 4/7/93 (replaced by clerk)
4/8/93	13009	MINUTE ORDER (JLW): Pursuant to BJR order sub #92-1 and C85-1606 are consolidated; All future pleadings shall bear cause #C85-1606 (cc: cns1, JLW)

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<u>1993</u>		
4/8	13010	MOTION (Tribal) for Reconsideration: Tribes request clarification or reconsideration of paragraphs 6 & 7 of the Order Denying Motion for Sum. Jgm. on issue of Moderate Living (dkt #13006); ntd. 4/9/93 OA req. sub #89-3 svc. attached by mail on 4/8/93.
4/9	13011	MINUTE ORDER All parties are hereby notified that there will be a conference call in subproceeding 89-3 on Wed, April 14, 1993 at 10:30 a.m. cc; Court, cnsl. Order sent 4/9/93.
4/9	13012	ORDER (Rafeedie) Granting Defs Mtn. to Dismiss 42 USC 1983, 14th Amendment, and Attorneys' Fees Claims. EC & Ent. 4/9/93 sub 89-3
4/9	13013	LETTER from Phil Katzen, Evergreen Legal re: withdrawal of Evergreen on behalf of 10 pltf tribes #89-3
4/9	--	ENT: Received Original of dkt #13006 from Judge Rafeedie #89-3 FAX copy replaced
4/9	<del>13014</del>	RESPONSE (State of WA) to Tribal Motion for Bifurcation; svc attached -- by mail/pers. svc on 4/9/93 sub#89-3
4/10	<del>13015</del>	MEMORANDUM IN SUPPORT (Yakima Tribe) of Tribal Motion for Sum. Jgm. that Shellfish are Fish and in Opposition to defts' motion for summ. jgm. of dismissal sub#89-3
4/10	--	RECEIVED APPEAL # from CCA -- #93-35324
4/10	<del>13016</del>	TIME SCHEDULE ORDER (CCA) #93-35324: CADS stmt due 4/21/93; opening br. due 5/17/93; appelle br. due 6/17/93; optional reply br. due w/in 14 days of svc. of appellee br. sub#89-3
4/12	---	ENT: Received original signed order from Judge Rafeedie of dkt #13012; FAX copy replaced
4/12	--	LODGED SUNSET ORDER as recommended by JLW; cnsl to respond by 4/26/93
4/12	--	LODGED ORDER DISMISSING W/OUT PREJUDICE PHASE II AND CERTAIN SUB-PROCEEDINGS IN PHASE I as reommeded by JLW; cnsl to file responses by 4/26/93.
4/12	13017	MINUTE ORDER (BJR): Having been notified by cnsl that pending mtns. in #86-5 will be w/drawn by stipulation, the following mtns. are STRICKEN from the calendar with leave to renote: (1) Tulalip mtn req. trial date & pretrial procedures; (2) Muckleshoot motion for part. sum jgm.; (3) Nisqually mtn for part summ. jgm (rule 56) & for Rule 12(B) dismissal (cc: cnsl, BJR, JLW) sub#86-5
4/12	13018	MEMORANDUM IN OPPOSITION (P.S. Shellfish Growers) to Tribal motion for bifurcation and tribal motion for reconsideration svc. attached -- by mail on 4/12/93 sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA		STATE OF WASHINGTON	PAGE <u>461</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/14	13019	MOTION (Evergreen Legal) TO WITHDRAW AS COUNSEL in Matters Concerning U & A Grounds and Stations; ntd 4/30/93; sub#89-3
4/14	13020	DECLARATION of Phillip E. Katzen in Support of Motion to W'Draw as Counsel; sub #89-3
4/14	---	LODGED ORDER Permitting W/Drawal of Counsel sub #89-3
4/14	13021	MOTION (Evergreen Legal) To Shorten Time on motion to withdraw ntd. 4/16/93 at 1:00 pm; sub #89-3
4/14	13022	DECLARATION of Phil. E. Katzen in Support of Motion to Shorten Time sub#89-3
4/14	---	LODGED ORDER Shortening Time sub#89-3
4/14	13023	CERTIFICATE OF SERVICE by Evergreen of dkt #'s 13019 - 13023; svc. by mail on 4/14/93; sub #89-3
4/14	13024	MINUTES: Telephone conf. w/Judge Rafeedie; cnsl participated & Court discussed scheduling issues and directed the clerk to issue a minute order sub#89-3
4/14	13025	MINUTE ORDER (ER): All pending defts' motions are renoted as follows: responses due 5/14/93; replies due 5/21/93. Opposition to the motions is not to be consolidated, but should address each motion separately & specifically. Expert reports re: history, anthropology & related disciplines are to be exchanged by the parties on 5/31/93; all other expert reports are to be exchanged on 6/30/93. (ent & mld 4/15/93 -- cc: ER, cnsl) sub #89-3
4/15	13026	REPLY MEMORANDUM (Tribal) in Support of Motion for Bifurcation; svc. attached -- by mail on 4/15/93. sub #89-3
4/15	13027	REPLY (USA) in Support of Tribal Motion for Bifurcation; svc. attached -- by mail on 4/15/93. sub #89-3
4/15	13028	MEMORANDUM IN OPPOSITION (Carter Oldham) to Tribal Motion for Reconsideration re: Bifurcation; svc. attached -- by mail on 4/15/93. sub #89-3
4/15	13029	REPLY BRIEF (Tulalip) in Support of Tribal Motion for Bifurcation; svc. attached -- by mail on 4/15/93. sub #89-3
4/16	13030	MAKAH'S Illustrative Exhibits for Oral Arg. on Motions for Prelim. Inj. (copy only -- orig. in C85-1606) sub #92-1
4/16	13031	MINUTES of Oral Argument on Prelim. Inj. motions in sub #92-1 B4 JLW: Argument heard -- motions taken under consid. Court grants US motion that Ron Brown & Warren Christopher be substituted for the previous secretaries. Pltf cnsl in #92-1 who did not brief the sum. jgm. mtns in C85-1606 must submit briefs by 5/14/93; replies due 5/28/93; State of OR to file answer to RFD by 5/28/93

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES, et al	STATE OF WASHINGTON, et al	PAGE <u>462</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/16		MINUTES (Continued): Oral arg. on summary judgment motions is set for 6/7/93 at 9:00 am. (cc: JLW, cnsl) #92-1
4/16	13032	OPPOSITION (USA) to Defts' motion to Strike Makah Tribe's RFD; svc. attached -- by mail on 4/15/93. sub #89-3
**4/10	13033	MEMORADUM IN OPPOSITION (Yakima Tribe) To P.S. Shellfish Growers' motions for summary Judgment re: cultivation, tribal title, etc.; sub #89-3
4/17	13034	PT. NO PT. TREATY COUNCIL In-Common Troll Regulations #93-30; svc. attached -- by mail on 4/15/93.
4/17	13035	NOTICE OF APPEARANCE by Co-Counsel for Pltf. Nooksack Indian Tribe: Jeffrey Jon Bode' appears as co-counsel for the tribe in sub #89-3; svc. attached -- by mail on 4/16/93.
4/17	13036	REPLY MEMORANDUM (Tribal) re: Motion for Reconsideration; svc. attached -- by mail on 4/16/93. sub #89-3
4/17	13037	MOTION (State of WA) to Strike Memorandum Filed by Yakima Nation (in opp. to certain defts' motions & in support of tribal motions for part. sum jgm. that fish include shellfish); ntd. May 7, 1993 sbu #89-3
4/17	13038	MEMORANDUM IN SUPPORT (State of WA) of Motion to Strike Memo Filed by Yakima Nation; sub #89-3
4/17	---	LODGED ORDER Strking Memo Filed by Yakima Nation; sub #89-3
4/17	13039	MOTION AND MEMORANDUM (State of WA) to Shorten Time (on motion to strike memo of Yakima); ntd. 4/21/93 at 9:00 am; sub #89-3
4/17	---	LODGED ORDER Shortening Time; sub #89-3
4/17	13040	RESPONSE (State of WA) to Tribal Motion for Part. Sum. Jgm. that Shellfish are Fish; sub #89-3
4/17	13041	CERTIFICATE OF SERVICE (State of WA) of dkt #'s 13037 - 13041; svc. by personal svc. or by mail on 4/16/93; sub #89-3
4/19	13042	OPPOSITION (Makah Tribe) to State's Motion to Strike RFD; svc. attached -- by pers. svc., FAX, or mail on 4/19/93. sub #89-3
4/19	13043	MEMORANDUM IN OPPOSITION (P.S. Growers) to Motion to Partially W/Draw as counsel; sub #89-3
4/19	13044	MEMORANDUM IN OPPOSITION (P.S. Growers) to Tribal Motion for Part Sum Jgm. dismissing Affirm. Defenses; sub #89-3
4/19	13045	MEMORANDUM IN OPPOSITION ( P.S. Growers) to Tribes' Motion for Part Sum Jgm. that Shellfish are Fish; sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES	STATE OF WASHINGTON	PAGE <u>463</u> OF <u>    </u> PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/19	13046	DECLARATION (filed by P.S. Growers) of JAMES R. RASBANK in Supp. of Grower's Memo in Opp. to motion for part sum. jgm. that shellfish are fish; sub #89-3
4/19	13047	CERTIFICATE OF SERVICE (P.S. Growers) of dkt #'s 13043 - 13047; svc. by mail, FAX on 4/19/93. sub #89-3
4/19	13048	MEMORANDUM IN OPPOSITION (Carter/Oldham) to Tribes' Motion for part. sum jgm. dismissing Affirm. Defenses; svc. attached - by mail on 4/19/93. sub #89-3
4/20	13049	MEMORADUM (State of WA) re: Equal Footing (re: mtn. to dism. aff. def.); svc. attached -- by pers. svc, mail on 4/19/93 sub#89-3
4/20	13050	RESPONSE by Quinault Nation to State's Motion to Strike Makah RFD; svc. attached -- by mail on 4/18/93. sub #89-3
4/20	13051	MEMORANDUM IN OPPOSITION (Tribal) to State's Motion to Strike Makah RFD; svc. attached -- by mail on 4/20/93 sub #89-3
4/20	13052	STIPULATION by Tribes: Tribes agree to undertake negotiations and stipulate to schedule (see document for specifics); tribes stipulate to w/drawal of pending motions; svc ayyached -- by mail on 4/20/93; sub #86-5
4/19	13053	BRIEF IN OPPOSITION (26 UPOW) to Tribal Motion for Sum Jgm. Dismissing Affirm. Defenses; svc. attached -- by pers. svc. or mail on 4/19/93; sub #89-3
4/21	13054	NOTICE OF APPEARANCE by Co-Counsel for Jamestown, Pt. Gamble, Lower Elwha S'Klallam and Skokomish; Kathryn J. Nelson appears as co-counsel for the named tribes; svc. attached -- by mail on 4/19/93. sub#89-3
4/21	13055	MEMORANDUM IN OPPOSITION (Yakima Tribe) to Motion for Sum. Jgm. re: Indian Claims Commission; sub #89-3
4/22	----	ENT: CADS statement forwarded to 9th CCA (26 UPOW appeal)
4/22	13056	MINUTE ORDER (ER): Pltf's motion to shorten time for consideration of Evergreen's motion to withdraw as counsel is DENIED. Mtn to widraw is noted for 4/30/93; (cc: ER, cnsl) sub #89-3
4/22	13057	MINUTE ORDER (BJR): The request for ext. of time to submit responses to proposed Sunset Order is GRANTED. Responses are due 5/28/93; a status conf. B4 BJR is set for 6/11/93 at 10:30 am. (cc: BJR, ET, JLW, cnsl)

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>464</u>
UNITED STATES OF AMERICA	STATE OF WASHINGTON, ET AL.,	PAGE ___ OF ___ PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/19	13058	BRIEF (UPOW) 26 Private Property Owners in Opp. Trial s/j Memo.. Shellfish are "Fish" sub no. 89-3
4/21	13059	REQUEST (Tribal) to ext. time to resp to Sun Order
4/22	13060	MEMORANDUM (Yakima Ntn) in opposing Stat's mtn to strike Yakima Indian Ntn Memoranda sub no.89-3
"	13061	JOINDER (U.S.) in Tribal reply re: Shellfish are Fish sub.no.89-3
"	13062	REPLY (U.S.) in support of tribes mtn to dismiss affirmative defenses sub no.89-3
"	13063	CERTIFICATE OF SERVICE OF (U.S) of dks nos. 13061-13063) by mail 4/22/93 sub no. 89-3
4/23	13064	REPLY( Nooksack,Sauk-Suiattle, et al.,) in support of Mtn to strike Yakima Memoranda sub89-3
4/23	13065	REPLY MEMORANDUM ( Nooksack, et al.,) in support of mtn to strike Makah Request for Determination sub no. 89-3
4/23	13066	CERTIFICATE of servc by mail of docs (13064-13066) on 4/22/93 sub no. 89-3
"	13067	REPLY (Tribal) in support of s/j that Shellfish are Fishsub no.89-3
"	13068	MOTION (Tribal) for Leave to File overlength Brief one day late & declaration of Allen H. Sanders noted 5/14/93 sub no. 89-3
"	-	LODGED (Tribal) Order granting leave to file overlength brief one day late sub no. 89-3
"	-	LODGED (Tribal) MEMORANDUM REPLY in support of mtn to dismiss affirmative defenses sub no.89-3
4/23	13069	CERTIFICATE OF SERVICE of servc by mail on 4/23/94 of docs(13067-13069)
4/24	13070	RESPONSE (State) to Evergreen's Motion to Part. W/Draw; svc. attached -- by mail on 4/23/93; sub #89-3
4/26	13071	STIPULATION of the Yakima Nation: The Yakima Nation hereby joins the stipulation filed in sub #86-5

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF <b>UNITED STATES OF AMERICA</b>	DEFENDANT <b>STATE OF WASHINGTON</b>	DOCKET NO. <u>9213</u> PAGE <u>465</u> OF <u>    </u> PAGES
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DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/27	13072	MOTION (State) to Strike Documents Supporting Tribal Motion for Part. Sum. Jgm.; ntd 5/14/93 #89-3
4/27	13073	MEMORANDUM IN SUPPORT of State Motion to Strike Documents #89-3
4/27	----	LODGED ORDER Striking Documents
4/27	13074	MOTION AND MEMORANDUM (State) to Shorten Time on motion to strike documents; ntd 4/29/93; sub #89-3
4/27	---	LODGED Order to Shorten Time sub #89-3
4/27	13075	CERTIFICATE OF SERVICE (State) dkt #'s 13072 - 13075 served by pers. svc or mail on 4/26/93. sub #89-3
4/27	13076	MOTION (Carter/Oldham) To STRIKE Documents Attached to Reply Memorandum in Support of Tribal Motion to Dismiss Affirm. Defenses; ntd 5/14/93; sub #89-3
4/27	13077	MEMORANDUM IN Support of Carter/Oldham Motion to Strike; sub #89-3
4/27	---	LODGED Order Striking Documents; sub #89-3
4/27	13078	MOTION AND MEMORANDUM (Carter/Oldham) to Shorten Time on Motion to Strike Documents; ntd 4/30/93; sub #89-3
4/27	--	LODGED ORDER Shortening Time; sub #89-3
4/27	13079	CERTIFICATE OF SERVICE (Carter/Oldham): dkt #'s 13076 - 13079 svc. by mail on 4/27/93. sub #89-3
4/27	13080	MOTION BY MAKAH For Leave to file Cuspplemental Exhibit copy only -- orig. in C85-1606(per JLW) sub #92-1
4/27	--	LODGED DOCUMENT: Suppl. Exhibit DDDD sub #92-1
4/27	--	LODGED ORDER re: leave to file suppl. exhibit #92-1 (copy only orig. in C85-1606 per JLW)
4/27	13081	CERTIF. OF SVC. by Makah: dkt #'s 13080 - 13081; svc. by mail on 4/27/93 (copy only -- orig. in C85-1606 (#320) per JLW) sub #92-1
4/29	13082	REPLY MEMO (Tribal) in Support of Motion to W/Draw(filed by Evergreen);svc. attached -- by mail on 4/29/93;sub#89-3
4/29	13083	REPLY (Pt. No Pt. Tribes/Eisenhower/Carlson) to Motion to W/Draw; svc. attached-- by mail on 4/29/93;sub #89-3
4/29	13084	MOTION (State) to Clarify Effect of "Self-Regulatory" Status; ntd. 5/14/93; sub #89-3
4/29	13085	MEMORANDUM IN SUPPORT (State) of Motion to Clarify Status; sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF <b>UNITED STATES OF AMERICA</b>		DEFENDANT <b>STATE OF WASHINGTON</b>	DOCKET NO. <b>9213</b> PAGE <b>466</b> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
<u>1993</u>		
4/29	--	LODGED ORDER re; motion to clarify effect of "self-regulatory" Status sub #89-3
4/29	13086	CERTIFICATE OF SERVICE (State): dkt #'s 13084 - 13086 served by FAX, per. svc., and mail on 4/29/93. sub #89-3
4/30	13087	MAKAH ANNUAL FISHING REGULATION __ OFF RESERVATION; Tribal Regulation #93/94/16; svc. attached -- by mail on 4/28/93.
4/30	13088	NOTICE OF APPEARANCE BY CO-COUNSEL FOR NISQUALLY TRIBE: Bill Tobin enter appearance as co-counsel for Nisqually sub #89-3
4/30	13089	STATEMENT OF USUAL AND ACCUSTOMED Places of Nisqually Indian Tribe sub #89-3
4/30	13090	CERTIFICATE OF SERVICE of dkt #'s 13088 - 13090; svc. by mail on 4/29/93. sub #89-3
4/30	13091	MAKAH STATEMENT re: Usual & Accustomed Grounds & Species Claimed svc attached -- by pers. svc., FAX, or mail on 4/30/93; sub #89-3
4/30	13092	RESPONSE OF THE UPPER SKAGIT TRIBE re: U & A Gounds & Stations; svc. attached -- by mail on 4/30/93; sub #89-3
4/30	13093	U & A PLACES OF THE SKOKOMISH TRIBE: sub #89-3
4/30	13094	U & A FISHING PLACES OF THE JAMESTOWN, LOWER E:WHA, & PT. GAMBLE S'KLALLAM TRIBES sub #89-3
4/30	13095	CERTIF. OF SVC. of dkt #'s 13093 - 13095; svc. by pers. svc. FAX, or mail on 4/30/93; sub #89-3
4/30	---	LODGED REQUEST FOR DETERMINATION filed by Upper Skagit Tribe for Additional U & A Fishing Places; svc. attached -- by mail on 4/30/93.
4/30	13096	PAREICIPE filed by Upper Skagit Tribe requesting substitution of P. 2 of lodged RFD.; page replaced by clk.
5/1	13097	PUYALLUP TRIBE'S STATEMENT OF U & A AREAS OF SHELLFISH HARVEST; svc. attached -- by pers. svc. or mail on 4/30/93; sub# 89-3
5/3	13098	CERTIFICATE OF SERVICE filed by Yakima Tribe: Stipulation of Yakima Nation served on 4/29/93; s8b #86-5
5/3	13099	CERTIF. OF SERVICE filed by Yakima Tribe; all copies filed in sub #89-3 have been served on all parties; sub #89-3
5/3	<del>14000</del> 13100	STATEMENT OF YAKIMA TRIBE re: U & A Shellfish Areas; svc. attached -- by mail on 4/30/93; sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>9213</u>
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DATE	NR.	PROCEEDINGS
<u>1993</u>		
5/3	<del>14001</del> 13101	STATEMENT BY SAUK SUIATTLE TRIBE of U & A Areas and Species Claimed; <b>sub #89-3</b>
5/3	<del>14002</del> 13102	STATEMENT BY STILLAGUAMISH TRIBE of U & A Areas and Species Claimed; <b>sub #89-3</b>
5/3	<del>14003</del> 13103	CERTIFICATE OF SERVICE of dkt #'s <del>13001</del> - <del>13003</del> ; svc. by mail on 5/3/93; <b>sub #89-3</b>
**5/1	13104	LETTER from amicus 26 UPOW to Secy. of Interior -- Freedom of Information Request (copy only) <b>sub #89-3</b>
5/3	13105	STATEMENT (Muckleshoot Tribe) of U & A Areas for the Taking of Shellfish; svc. attached -- by mail on 5/3/93; <b>sub #89-3</b>
5/3	13106	STATEMENT (Suquamish Tribe) re: U & A Areas for Shellfish; svc. attached -- by mail on 5/3/93; <b>sub #89-3</b>
5/4	13107	NOTICE OF SUBSTITUTION OF COUNSEL & ADDRESS CHANGE: John W. Hough, Sr. AAG, is substituted for E. Mackie and D. Walsh as counsel for the State of WA; <b>Phase I</b> (MSL, fishlabs revised); svc. attached -- by mail on 5/3/93.
5/4	13108	STATEMENT (Tulalip Tribe) re U & A Fishing Places concerning Shellfish Harvest; svc. attached -- by mail on 5/4/93 <b>sub #89-3</b>
5/4	13109	NOTICE OF APPEARANCE OF CO-COUNSEL (Squaxin Island Tribe): Kevin R. Lyon enters appearance & associates with Phil Katzen & Evergreen Legal as co-counsel for the Tribe. <b>sub#89-3</b>
5/4	13110	STATEMENT (Squaxin Island Tribe) re: U & A Places; <b>sub #89-3</b>
5/4	13111	CERTIFICATE OF SERVICE of dkt #'s 13109 - 13111; svc. by mail on 4/30/93; <b>sub #89-3</b>
5/4	13112	STATEMENT (Swinomish Tribe) of U & A Areas of Shellfish Harvest; svc. attached -- by amil on 5/3/93; <b>sub #89-3</b>
5/4	13113	STATEMENT (Lummi Tribe) RE: U & A Shellfishing Areas;svc. attached -- by mail on 5/3/93; <b>sub #89-3</b>
5/4	13114	STATEMENT (Quinault Nation) re: U & A Shellfish Harvesting & Species Taken;svc. attached -- by mail on 5/1/93; <b>sub #89-3</b>
5/4	13115	NOTICE RE: DISCOVERY (Evergreen Legal): State & Interv. 1st Interrog & Req. for Prod. and Answers Thereto served on AAG R. Hargreaves on 5/3/93; svc. attached -- by mail on 5/3/93; <b>sub #89-3</b>
5/4	13116	STATEMENT (Nooksack Tribe) re: U & A Shellfish Harvest Areas; svc. attached -- by mail on 5/1/93; <b>sub #89-3</b>

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>9213</u>
UNITED STATES OF AMERICA		STATE OF WASHINGTON	PAGE <u>468</u> F. _____ PAGES

DATE	NR.	PROCEEDINGS
<u>1993</u>		
5/5	13117	MINUTE ORDER (BJR): The status conf. B4 BJR on 6/11/93 has been moved to <b>june 10, 1993 at 2:00 pm</b> ; (cc: BJR, JLW, cns1)
3/5	13118	AMENDED CERTIF. OF SVC filed by Evergreen:dkt #13115 -- svc. on R. Hargreaves, AAG made on 5/3/93 by spec. mess. <b>sub #89-3</b>
5/5	13119	PT. NO PT. TREATY COUNCIL In-Common Herring Regulations #93-40! svc. attached -- by mail on 5/4/93.
5/5	13120	NOTICE of Serv. by Mail of US Resp.(Supplemental) to 1st Interrog. & Req. for Prod. to the US; svc. by mail on 5/3/93; <b>sub #89-3</b>
5/5	13121	NOTICE (Tulalip Tribes) re: Discovery w/att cert of servc by mail on 5/4/93 <b>sub no. 89-3</b>
5/6	13122	NOTICE(USA) for servc by mail of interrogs & request for prod.of documents and data to the State of WA <b>sub no. 89-3</b>
5/7	13123	NOTICE (Lummi) re: Discovery <b>sub. no. 89-3</b>
"	13124	CERTIFICATE OF SERVICE (Lummi) of Master svc list, <b>sub no. 89-3</b> , ntc of discv, Lummi supplemental answers ...
"	13125	NOTICE (Tulalip) re: Discovery <b>sub no. 89-3</b>
"	13126	CERTIFICATE OF SERVICE (Puyallup) of Puyallup Tribes's Second Supplemental Answers, State's Interrogs & Request <b>sub no. 89-3</b>
5/8	13127	OPPOSITION (U.S) to Washington mtn to clarify effect of self-regulating status <b>sub no. 89-3</b>
"	13128	CERTIFICATE - of service of dock no. 13127 <b>sub no. 89-3</b>
"	13129	ORDER (REC)re: Final Order re: Fourth Report & Recommendation on atty fees <b>sub no. 80-2</b> (cc:BJR, JLW,cns1)
5/10	13130	RESPONSE (Evergreen) to mtn to strike attachments to affirmative defense & "Shellfish are Fish" reply briefs <b>sub no. 89-3 w/att cert of service</b>

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
UNITED STATES OF AMERICA		STATE OF WASHINGTON	PAGE <u>469</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
5/10	13131	MEMORANDUM (Quinault) in opposition to WA mtg to clarify effect of self-regulating status (oral arg. requested) sub no. 89-3	
"	13132	ATTACHMENTS (Quinault) to memo in opp. to WA mtg to clarify effect of self-regulating status. sub no. 89-3	
"	13133	CERTIFICATE of service of docs. 13131-13133 sub no. 89-3	
5/10	-	LODGED STIPULATION & ORDER - of Dismissal of Olympia Clam, INC., Coast Oyster Company; assoc Seafoods, Inc., Aqua Fresh; & Elmer and Kathryn Nordstrom sub no. 89-3	
5/11	13134	NOTICE OF APPEARANCE (upper Skagit) w/att. servc by mail on 5/7/93 sub no. 89-3	
5/12	13135	NOTICE (Evergreen) re: Discovery w/att. certificate of servc by mail on 5/11/93 sub no. 89-3	
5/13	13136	NOTICE OF CHANGE OF ADDRESS: Kevin R. Lyon	
5/13	13137	NOTICE OF W'DRAWAL & SUBSTITUTION OF CNSL: Kevin Lyon & Cullen & Cullen w'draw for the Quileute Tribe and Steven G. Lingenbrink substitutes. Phast II	
5/13	13138	NOTICE OF W'DRAWAL & SUBSTITUTION OF CNSL: Kevin R. Lyon & Cullen & Cullen w'draw and Steven Lingenbrink substitutes for the Quileute Tribe in all subproceedings <u>except 89-3</u>	
3/13	13139	NOTICE OF W'DRAWAL & SUBSTITUTION OF COUNSEL: Kevin R. Lyon & Cullen & Cullen w'draw and Steven G. Lingenbrink substitutes for the QUILEUTE TRIBE; sub #89-3	
3/13	13140	CERTIFICATE OF SERVICE (Quileute) of dkt #'s 13136 - 13140; svc. by mail on 5/10/93. all subproceedings	
3/13	13141	MOTION (Tribal) To Clarify &/Or Extend Time for Filing U & A Fishing Places Exper Reports; ntd 5/28/93 per cnsl sub #89-3	
3/13	13142	MEMORANDUM IN SUPPORT (Tribal) of Motion to Clarify &/Or Extend Time for filing; sub #89-3	
3/13	13143	DECLARATION OF MASON MORISSET in Support of Tribal Motion to Clarify &/or Extend time for filing; sub #89-3	
3/13	13144	DECLARATION OF HAROLD CHESNIN re: motion to clarify &/or extend time sub #89-3	
3/13	13145	DECLARATION OF KATHRYN NELSON in support of tribal motion to clarify &/or extend time; sub #89-3	

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CIVIL DOCKET CONTINUATION SHEET

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DATE	NR.	PROCEEDINGS
<u>1993</u>		
5/13	---	LODGED ORDER Granting Motion to Clarify And/Or Extend time for Filing; sub #89-3
5/13	13146	CERTIFICATE OF SERVICE (Tribal) of dkt #'s 13141 - 13146; svc. by mail on 5/13/93. sub #89-3
5/14	13147	NOTICE OF APPEARANCE on behalf of Puyallup Tribe: Debra O'Gara appears for the Puyallup Tribe; svc. attached -- by mail on 9/11/92 (previously lodged pending admission to WD of WA)
*5/10	13148	TRANSCRIPT of 4/16/93 oral argument on prelim. inj. motion; sub #92-1 (orig. in C85-1606, dkt #321) COPY ONLY
5/14	13149	OPPOSITION (USA) to PS Growers Motion for Sum. Jdg. re: laches sub#89-3
5/14	13150	OPPOSITION (USA) to Motion for Sum. Jdg. on Behalf of Private Tidelands Owners; sub #89-3
5/14	13151	RESPONSE (USA) to WA State's Motion to Clarify Status of U.S.; sub #89-3
5/14	13152	RESPONSE (USA) to Amicus Brief of 26 UPOW; sub #89-3
5/14	13153	OPPOSITION (USA) to WA State's motion for part. sum jgm. on certain species & deep-water harvest; sub #89-3
5/14	13154	JOINDER (USA) in Tribal Response opposing growers' sum. jgm. re: cultivation; sub#89-3
5/14	13155	OPPOSITION (USA) to WA State's motion for sum. jgm. of dismissal; sub# 89-3
5/14	13156	OPPOSITION (USA) to P.S. Growers' motion for sum. jgm. re: extinguishment & defeasibility; sub #89-3
5/14	13157	OPPOSITION (USA) to State's motion for part. sum. jgm. re: health/sanitation; sub #89-3
5/14	13158	CERTIF. OF SERVICE (USA) of dkt #'s 13149 - 13158; svc. by mail or Fed Ex. on 5/13/93; sub #89-3
5/14	13159	MEMORANDUM (Quileute & Hoh) in Response to Several Sum. Jgm. Motions; svc. attached -- by aml on 5/14/93; sub #89-3
5/14	13160	MEMORANDUM (Tulalip) re: motions & cross-motions for part. sum. jgm.; svc. attached -- by mail on 5/14/93; sub #89-3
5/14	13161	NOTICE OF MOTION DATE: tribal motion to clarify and/or extend filing time is noted for 5/28/93; svc. attached -- by mail on 5/14/93; sub #89-3

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CIVIL DOCKET CONTINUATION SHEET

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DATE	NR.	PROCEEDINGS
<b>1993</b>		
5/14	13162	MEMO IN OPPOSITON (Tribal) to part. sum. jgm. re: certain species & deep-water harvest; sub #89-3
5/14	13163	DECLARATION of Mark D. Schaffel supporting tribal opposition to motion to dismiss certain species & deepwater claims sub #89-3
5/14	13164	DECLARATION of Dr. David Armstrong supporting tribal opposition to motion to dismiss certain species & deep water claims; sub #89-3
5/14	13165	DECLARATION of Stephen H. Joner re: economic impact of ban on deep water harvest; sub #89-3
5/14	13166	RESPONSE MEMO (Tribal) to Amicus brief of 26 UPOW; sub #89-3
5/14	13167	RESPONSE (Tribal) Opposing growers' sum. jdg. re: cultivation; sub #89-3
5/14	13168	OPPOSITION MEMO (Tribal) to Growers' motion re: extinguishment & defeasibility; sub #89-3
5/14	13169	MEMO IN OPPOSITION (Tribal) to motion for sum. jgm. re: privately owned lands; sub #89-3
5/14	13170	MEMO IN OPPOSITION (Tribal) to motion to dismiss all tribal claims; sub #89-3
5/14	13171	DECLARATION of Dr. Gary C. Wessen; sub #89-3
5/14	13172	DECLARATION of Dr. Richard White; sub #89-3
5/14	13173	DECLARATION of Ronald R. Butters; sub #89-3
5/14	13174	DECLARATION of Dr. Barbara Lane; sub #89-3
5/14	13175	DECLARATION of Amy McDavid; sub #89-3
5/14	13176	CERTIFICATE OF SERVICE (Tribal): dkt #'s 13162 - 13176 -- svc. by mail & messenger on 5/14/93; sub #89-3
5/14	13177	RESPONSE (Tribal) to state motion for part. sum. jgm. re: health & sanitation sub #89-3; svc. attached -- by mail, FAX on <del>5/14/93</del> 5/14/93
5/14	13178	MOTION to exceed page limit by Pt. No Pt. Treaty tribes; ntd by clerk for 6;/4/ 93 -- cnsl to send conf. ltr; #92-1 (Copy only -- see C85-1606 #324)
5/14	----	LODGED RESPONSE by Pt. No Pt. Treaty tribes; sub #92-1 (see C85-1606 for original)
5/14	13179	CERTIFICATE OF SERVICE of dkt #'s 13178- 13179 -- svc. by mail on 5/14/93 (copy only -- see C85-1606 #325)
5/15	13180	RESPONSE MEMO (Tribal) in Opposition to Def't's motion for part. sum jgm. re: laches; svc. attached -- by mail on 5/14/93 sub #89-3

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<b>1993</b>		
5/15	13181	MEMO IN OPPOSITION (Quinault Nation) to state's motion for part. sum jgm. re: health sanitation sub #89-3
5/15	13182	DECLARATION of Scott A. Chitwood; sub #89-3
5/15	13183	DECLARATION OF Natalie Rosander; sub #89-3
5/15	13184	DECLARATION of Richard Reich; sub #89-3
5/15	13185	MEMO IN OPPOSITION (Quinault Nation) to defts' motions for sum. dism. & part. sum jgm.; sub #89-3
5/15	13186	CERTIFICATE OF SERVICE by Quinault Nation : dkt #'s 13181 - 13186 served by mail on 5/14/93. sub #89-3
5/15	13187	DECLARATION of Jeffrey Jon Bode in support of tribal motion to clarify and/or extend time to file expert rpts on U & A places; svc attached -- by mail on 5/14/93; sub #89-3
5/15	13188	RESPONSE IN OPPOSITION (Yakima Nation) to WA's motion to clarify effect of self-regulating status; svc. attached -- by mail on 5/12/93; sub #89-3
5/18	13189	DECLARATION of Annette Klapstein in support of tribal motion to clarify and/or extend time; svc. attached -- by mail on 5/15/93; sub #89-3
5/18	13190	JOINDER by Swinomish Tribe to memorandum of the Quileute & Hoh tribes dated 5/14/93; svc. attached -- by mail on 5/14/93 (copy only -- orig. in C85-1606) sub #92-1
5/18	---	ENT: received copy of tribal resp. to 26 UPOW motion to expedite hearing B4 9th CCA in appeal #93-35324
5/19	13191	NOTICE OF MOTION: Tribal mtn (Pt. No Pt.) to exceed page limit it noted for 6/4/93.; COPY ONLY -- orig. in C85-1606#92-1
5/19	---	LODGED ORDER to exceed page limitation; COPY ONLY -- orig. in C85-1606; sub #92-1
5/19	13192	LETTER to Judge Rafeedie from Phil Katzen: Makah attorneys were inadvertently left off signature page of the six memos filed 5/14/93 in resp. to defts' motions; sub #89-3
5/10	---	LODGED JUDGEMNT AWARDING ATTY FEES sub #80-2; (orig. sent to REC for signature) svc. attached -- by mail on 5/19/93 sub #80-2
5/20	13193	DECLARATION OF KEVIN LYON in support of tribal motion to clarify and/or extend time to file; svc. attached -- by mail on 5/19/93; sub #89-3
5/21	13194	MINUTE ORDER (ER) to file an overlength brief one day late is GRANTED cto cnsl sub no. 89-3
"	13195	REPLY (Trives') Memorandum in support of mtn to dismiss affirmative defenses sub no. 89-3

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<u>1993</u>		
5/21	13196	MOTION (State) to Strike Declaration & Documents Supporting Tribal motion for part sum jgm.; ntd 6/11/93; <b>sub #89-3</b>
5/21	13197	MEMORANDUM (State) In support of motion to strike declaration and documents; <b>sub #89-3</b>
5/21	----	LODGED ORDER striking delcaration and documents; <b>sub #89-3</b>
5/21	13198	MOTION AND MEMORANDUM (State) to shorten time; ntd 5/26/93; <b>sub #89-3</b>
5/21	----	LODGED ORDER shortening timesub#89-3
5/21	13199	CERTIFICATE OF SERVICE (State) of dkt #'s 13196 - 13199; svc by mail/pers. svc. on 5/20/93. <b>sub#89-3</b>
5/21	13200	REPLY MEMORANDUM (Carter/Oldham) in support of motion for sum. jdgm on behalf of private tideland owners; svc attached -- by mail on 5/21/93; <b>sub #89-3</b>
5/21	13201	DECLARATION of William J. Taylor in support shellfish growers' replies; <b>sub #89-3</b>
5/21	13202	REPLY (Shellfish Growers') in support of summary judgment re: cultivation; <b>sub #89-3</b>
5/21	13203	REPLY (Shellfish Growers') Memorandum in support of sum. jgm. re: laches; <b>sub #89-3</b>
5/21	13204	REPLY (Shellfish Growers') to tribal opposition to motion re: extinguishment & defeasibility; <b>sub #89-3</b>
5/21	13205	CERTIFICATE OF SERVICE (Shellfish Growers') of dkt #'s 13201 - 13205; svc. by mail, FAX, person svc. on 5/21/93. <b>sub #89-3</b>
5/22	13206	REPLY (State) to U.S. Resp. to motion to clarify status of U.S.; svc attached -- by pers. svc, UPS, FAX, mail on 5/21/93 <b>sub #89-3</b>
5/22	13207	NOTICE OF APPEARANCE OF CO-COUNSEL on behalf of State: Joseph Montecucco, enters co-appearance for State of WA; <b>sub #89-3</b>
5/22	13208	REPLY MEMORANDUM (State) in Support of Motion to Dismiss; <b>sub #89-3</b>
5/22	13209	RESPONSE (State) to motion to clarify and/or extend time; <b>sub #89-3</b>
5/22	13210	REPLY MEMORANDUM (State) in support of motion for part sum jgm on certain species & deep-water harvest; <b>sub #89-3</b>
5/22	13211	REPLY MEMORANDUM (State) in support of deflt. State of WA's motion for part. sum jgm. re: health/sanitation; <b>sub#89-3</b>
5/22	13212	AFFIDAVIT OF ROBERT C. HARGREAVES filed by State of WA; <b>sub#89-3</b>

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DATE	NR.	PROCEEDINGS
<u>1993</u>		
5/22	13213	PRAECIPE (Evergreen Legal) requesting clerk to replace FAX signature page 80 with original signature page of the Declaration of Barbara Lane filed 5/14/93; svc. attached -- by mail on 5/21/93; sub #89-3
5/26	13214	STIPULATION AND ORDER (ER) of Dismissal of Olympia Clam, Inc; Coast Oyster Co; Assoc. Seafoods, Inc., Aqua Fresh; and Elmer & Kathryn Nordstrom; The parties are dismissed w/out prejudice and w/out costs. ent. 5/26/93; (cc: ER, cnsl of rec.) sub #89-3
5/26	13215	THE CONDUCT OF TRIALS BY Edward Rafeedie; sub #89-3 (per Judge copies sent to all cnsl of record)
5/27	13216	JUDGMENT AWARDING ATTORNEY'S FEES (REC): Deft. State of WA shall pay attorneys' fees in the amount of \$159,513.11 as follows: to the Lummi Tribe -- \$22,604.79; to the Puyallup Tribe -- \$44,314.31; to Evergreen Legal Svcs. -- \$92,594.01 together w/interest on those amounts from the date of this judgment at the rate of interest provided by law. Ent on dkt 5/28/93 (cc: REC, JLW, cnsl) #80-2
5/27	13217	DECLARATION of Harold Chesnin re: motion to clarify and/or extend time; sub #89-3
5/27	13218	MOTION (Evergreen) TO STRIKE declaration of Wm. J. Taylor in support of Shellfish Growers; replies and FOR SANCTIONS ntd 6/11/93; sub #89-3
5/27	13219	MEMORANDUM IN SUPPORT of Tribal Motion to strike and for sanctions; sub #89-3
5/27	13220	DECLARATION of Phillip E. Katzen; sub #89-3
5/27	---	LODGED ORDER Striking declaration and imposing sanctions; sub #89-3
5/27	13221	CERTIFICATE OF SERVICE by Evergreen of dkt #'s 13218 - 13221; svc. by mail on 5/26/93; sub #89-3
5/28	13222	NOTICE OF SVC. BY MAIL of US's 2nd suppl. resp. to defts' 1st set of interrog. & req. for prod. to the US; svc. by mail on R. Hargreaves, AAG, on 5/26/93; svc. made on all parties of tnc of svc. on 5/26/93; sub #89-3
5/28	13223	RESPONSE TO SUNSET ORDER BY US; svc. attached -- by mail on 5/27/93
**5/26	13224	ORDER (CCA) #93-35324: Appellant's motion to expedite appeal is GRANTED IN PART. The ans. br. due 6/17/93; optional reply br. due 14 days from svc. of the ans. br.; appeal shall be placed on the Sept. calendar. No ext. will be granted. sub #89-3

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5/28	13225	SUPPLEMENTAL DECLARATION (Puyallup Tribe) of Annette Klapstein in support of tribal motion to clarify and/or extend time svc. attached -- by mail on 5/28/93; sub #89-3
5/28	13226	REPLY (Joint Tribal) MEMORANDUM re; motion to clarify and/or extend time; svc. attached -- by mail on 5/27/93; sub #89-3
5/28	13227	DECLARATION OF JOHN C. SLEDD (Suquamish Tribe) in support of tribal motion to clarify and/or extend time; svc. attached -- by mail on 5/28/93; sub #89-3
5/28	13228	MEMORANDUM IN OPPOSITION to Skokomish & S'Klallams cross claim and to motion to exceed page limit; svc. attached -- by mail on 5/28/93; (copy only -- orig. in C85-1606 #328) #92-1
5/28	13229	SUPPLEMENTAL RESPONSE TO JOINT TRIBAL RESPONSE & OBJECTION TO PROPOSED SUNSET ORDER by Pt. No Pt. Treaty Tribes; svc. attached -- by mail on 5/28/93.
5/28	13230	CERTIFICATE OF SERVICE by Upper Skagit Tribe of Decl. of H. Chesnin re: motion to clarify and/or extend -- svc. by mail on 5/27/93; sub #89-3
5/28	13231	CERTIFICATE OF SERVICE (Upper Skagit Tribe) of decl. of H. Chesnin and certif of svc.; svc. on 5/28/93; sub #89-3
5/28	13232	SUPPLEMENTAL OBJECTIONS to Proposed R & R re: Sunset Orders submitted by Upper Skagit Tribe; svc. attached -- by mail 5/28/93.
5/28	13233	PRAECIPE (Upper Skagit Tribe) requesting that decl. of B. Lane re: Upper Skagit's RFD be attached to dkt #13232 -- attached by clerk.
5/28	13234	RESPONSE TO SUNSET ORDER (Joint Tribal response); svc. attached -- by mail on 5/28/93.
5/29	13235	RESPONSE TO SUNSET ORDER by State of WA; svc. attached -- by mail on 5/28/93.
5/29	13236	SUPPLEMENTAL AFFIDAVIT of J. J. Bode in support of joint tribal reply memo re: motion to clarify and/or extend time; svc. attached -- by FAX or mail on 5/27/93; sub #89-3
5/29	13237	MOTION (State of WA) for Setting Status Conference & Discovery Schedule; clerk notes for 6/18/93 -- cnsl to send conf. letter and ntc to cnsl); svc. attached -- by mail on 5/28/93; sub #86-7
5/29	13238	MEMORANDUM IN OPPOSITON (Tribal) to S'Klallam & Skokomish Tribes' cross-claim & IN OPPOSITION to motion to exceed pg. limit (copy only -- orig. in C85-1606 #329) sub #92-1

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5/29	13239	DECLARATION of Stephen H. Joner re: S'Klallam intertribal allocation request (copy only -- orig. in C*-1606 dkt #330) SUB #92-1
5/29	13240	CERTIFICATE OF SERVICE by tribes of dkt #'s 13238 - 13240; svc. by mail on 5/28/93; SUB #92-1 (copy only -- orig. in C85-1606 dkt #331)
5/29	13241	MOTION by State of WA to Exceed Page Limit; clk notes fo 6/18/93 cnsl incorrectly ntd and will send ntc to all parties and to the clk); (copy only -- orig. in C85-1606 dkt #332)sub #92-1
5/29	13242	AFFIDAVIT OF GREG BARGMANN (copy only -- orig. in C85-1606 dkt #333) sub #92-1
5/29	13243	AFFIDAVIT OF ROBERT K. COSTELLO (copy only -- orig. in C85-1606 dkt #334) sub #92-1
5/29	---	LODGED State of WA memo in opp. to tribal mtns for part. sum jgm. (copy only -- orig. in C85-1606) sub #92-1
5/29	13244	CERTIFICATE OF SERVICE (State of WA) of dkt #'s 13241 - 13244; svc. by mail on 5/28/93 (copy only -- orig. in C85-1606 dkt #335); sub #92-1
6/2	13245	REQUEST from John SLedd (Suquamish Tribe) to withdraw the Declaration of John Sledd in Support of Joint Tribal Reply re: motion to clarify and/or extend time. #89-3
6/2	13246	NOTICE by Puyallup Tribe thatPltf Puyallup Tribe's 1st set of interrog., req. for admission/Produciton re: U & A grounds & stations sent to deft. cnsl on 6/1/93/ svc. attached -- svc. by mail on 6/1/93;sub #89-3
6/3	13247	LETTER from AAG Geck, State of WA, confirming that the state's motion for status conf. & disc. sched. is noted for 6/18/93; sub #86-7
6/3	13248	LETTER from AAG Costello confirming that the state's motion to exceed page limitation has been noted for 6/18/93 (copy only -- orig. in C85-1606 #336) #92-1
6/3	13249	REPLYof S'Klallam & Skokomish tribes to opposition to exceed page limit; svc. attached -- by mail on 6/2/93 (copy only orig. in C85-1606 dkt #337) sub #92-1
6/3	13250	REPLY by P.S. Shellfish Growers to Tribes' Motion to Strike the Declaration of Wm. J. Taylor and for Sanctions; #89-3
6/3	13251	DECLARATION of James R. Rasband in Support of Shellfish Growers reply to tribes' motion to strike the decl. of Wm. J. Taylor and for Sanctions sub #89-3
6/3	13252	CERTIFICATE OF SERVICE by P. S. Shellfish Growers of dkt #'s 13250 - 13252; svc by mail on 6/3/93. sub #89-3

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<u>1993</u>		
6/4	13253	NOTICE by Tulalip RE: DISCOVERY: Pltf Tulalip Tribes' 1st set of interrog, req. for adm. & prod. re: U & A grounds served on defts cnsl on 6/4/93; svc. attached -- by mail on 6/4/93; sub #89-3
6/4	13254	NOTICE RE: DISCOVERY by Nooksack Tribe; Pltf Nooksack's 1st interrog., req. for adm. & Prod. served on defts' cnsl on 6/3/93; svc. attached -- by mail on 6/3/93; sub #89-3
6/7	13255	MINUTES of hearing B\$ JLW on pending sum. jgm. motions; T. Hendrix crt rptr. Motions by the Makah for leave to file supplemental exhibits CCCC and DDDD were GRANTED. Court takes motions under advisement and will issue its R & R (cc: cnsl, JLW, BJR) (copy only -- orig. in C85-1606 dkt #338) sub #92-1
6/7	13256	EXHIBIT CCC to Makah motion for prelim. inj. filed pursuant to oral ruling on 6/7/93 (copy only -- orig. in C85-1606 dkt #339) sub #92-1
6/7	13257	EXHIBIT DDDD to Makah motion for part. sum jgm. filed pursuant to oral ruling on 6/7/93 (copy only -- orig. in C85-1606 dkt #340) sub #92-1
6/8	13258	NOTICE RE: DISCOVERY by Lummi Tribe: Pltf Lummi Nation's 1st Req. for Adm. and Production and Interrog. re: U & A stations sent to deft. counsel on 6/4/93; svc. attached-- by mail on 6/7/93; sub#89-3
6/8	13259	RESPONSE (Tribal) to Motion to strike decl. of Ronald Butters; svc. attached -- by mail on 6/7/93; sub #89-3
6/8	13260	Muckelshoot Indian Tribe 1993-94 Fisheries Syllabus and Resolution 93-152; svc. by mail on 6/7/93
6/9	13261	Point No Point Treaty Council In-Common Summer-Fall Chinook Regulations #93-53;svc. attached -- by mail on 6/8/93.
6/10	13262	MOTION for Adoption of Trial Schedule by Tribes and State; ntd. 6/25/93; sub #88-1
6/10	13263	PROPOSED TRIAL SCHEDULE; sub #88-1
6/10	13264	CERTIFICATE OF SERVICE by Evergreen: dkt #'s 13262 - 13264 svc. by mail on 6/10/93; sub #88-1
6/10	13265	NOTICE RE: DISCOVERY by Nisqually Tribe: Pltf's 1st Req. for Prod. & adm., and interrog. served on deft. cnsl on 6/9/93; svc. attached -- by mail on 6/9/93; sub #89-3
6/10	13266	REPLY MEMORANDUM by Evergreen & Tulalip in Support of Tribal Motion to Strike 2nd Decl. of Wm. J. Taylor & for Sanctions; svc. attached -- by mail on 6/10/93; sub #89-3
6/10	13267	NOTICE RE: DISCOVERY by S'Klallam Bands & Skokomish: Pltf. 1st Set of Req. for Prod & Adm. & Interrog. served on dft. cnsl on 6/8/93; svc. attached -- by mail 6/8/93 #89-3

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6/9 13268 CERTIFICATE OF SERVICE by State: Answers to Lummi Tribe's 1st Discovery Request re: Equitable Adj. sent to pltf cnsl on 6/8/93; svc. of notice on all cnsl on 6/8/93; #86-7

~~6/11 13269 REQUEST FOR DETERMINATION OF UPPER SKAGIT TRIBE FOR ADDITIONAL, USUAL AND ACCUSTOMED FISHING PLACES; sub 93-1 initiating document for new subproceeding; svc. attached -- by mail on 4/30/93 (previously lodged pending court decision)~~

~~6/11 13270 ORDER Directing Counsel to file a Joint Status Report & Requiring Notification of Decision re: Consent to Proceed Before a U.S. Magistrate Judge; (cc: all cnsl, BJRO sub #93-1)~~

ALL FURTHER DOCKET ENTRIES  
ARE ON COMPUTER  
(C70-9213 + case type SP for  
subproceedings)