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91-CR-00292-ORI

Judge Robert E. Coyle  
Magistrate John L. Weinberg

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✓

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA, et )  
al., )  
Plaintiffs, ) Civil No. 9213 - Phase I  
v. )  
ORDER RE SERVICE LIST  
STATE OF WASHINGTON, et al., )  
Defendants. )

In order to ensure that the Court, the clerk's office, the magistrate, the special master, if any, the court's advisor, counsel and all others entitled or required to be served receive all appropriate papers filed in Phase I of United States v. Washington, it is ordered that the following procedures be observed:

1. Official Service List. The Clerk of the Court is to maintain and keep an Official Service List, in the form attached hereto, which will include the following:

a. A Master Service List which will include the following:

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1           i.       The name, address and phone number of the  
2 judge, the magistrate, the special master, if any, the  
3 clerk, and the court advisor, who are to receive all  
4 filings.

5           ii.       The name, address and phone number, and a  
6 designation of the party or parties being represented,  
7 of each plaintiff's counsel who is to receive all  
8 filings. This list should include all plaintiffs'  
9 counsel who have made general appearances for one or  
10 more Tribes and the names of the Tribes represented.

11          iii.       The name, address and phone number, and a  
12 designation of the party or parties being represented,  
13 of each defendant's counsel who is to receive all  
14 filings.

15          iv.       The name, address and phone number, and a  
16 designation of the amicus or amici being represented,  
17 of each amicus' counsel who is to receive all filings.

18          v.        The name, address and phone number of each  
19 other party, amicus or person who is to receive all  
20 filings.

21          vi.       The name, address and phone number and, in  
22 the case of counsel, a designation of the party or  
23 parties being represented, of each counsel for any  
24 plaintiff, defendant, amicus or other party, and each  
25 other party, amicus or person who is to receive all  
26 initial filings.

1           b. Individual service lists by subproceeding number  
2 which will contain the following:

3           i. The name, address and phone number and, in  
4 the case of counsel, a designation of the party or  
5 parties being represented, of each counsel or other  
6 person, including any special master, and each other  
7 person or party who does not appear on the Master  
8 Service List and who is to receive all filings in that  
9 subproceeding.

10           ii. The name, address and phone number and, in  
11 the case of counsel, a designation of the party or  
12 parties being represented, of each counsel and each  
13 other party or person who is designated on the Master  
14 Service List as receiving initial pleadings only and  
15 who is to receive all filings in that subproceeding.

16           iii. The name, address and phone number, and a  
17 designation of the party or parties being represented,  
18 of each counsel who appears on the Master Service List  
19 and who is representing a party or parties in that  
20 subproceeding in addition to the party or parties  
21 designated on the Master Service List.

22           Provided, that no individual service list need be maintained  
23 for any subproceeding in which service and representation of the  
24 parties are to be identical to that set forth on the Master  
25 Service List.

26           2. Additions and Revisions. Whenever there is any  
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1 addition or revision to the Master Service List or the service  
2 list for any subproceeding, or a service list for a subproceeding  
3 where an individual service list was not previously required, as  
4 soon as possible, the Clerk of the Court shall distribute the  
5 revised Master Service or the revised or new service list for the  
6 individual subproceeding, with the date of the new or revised  
7 service list shown thereon, to the court, the magistrate, the  
8 special master, if any, the court technical advisor, all counsel  
9 and any other party, amicus or person on the Official Service  
10 List, including all counsel and all parties, amici or persons on  
11 the Master Service List and the service lists for each individual  
12 subproceeding.

13 3. Appearances and Notices.

14 a. Whenever any counsel makes a general appearance,  
15 that counsel shall be responsible for obtaining a current  
16 Official Service List and shall serve a written notice of  
17 appearance, by separate pleading, on the court, the  
18 magistrate, any special master, the court advisor, all  
19 counsel and other parties, amici or persons on the Master  
20 Service List and on all counsel and other parties or persons  
21 on each of the service lists for the individual  
22 subproceedings, and shall file the same with the Clerk.

23 b. Whenever any counsel who has made a general  
24 appearance, is substituted for by other counsel or  
25 associates with other counsel, or has a change of address,  
26 phone number or any other change, that counsel shall be  
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1 responsible for serving written notice of the same, by  
2 separate pleading, on the court, the magistrate, any special  
3 master, the court advisor, all counsel and other parties,  
4 amici or persons on the Master Service List and on all  
5 counsel and other parties or persons on each of the service  
6 lists for the individual subproceedings, and shall file the  
7 same with the Clerk.

8 c. Whenever any counsel, who has not made a general  
9 appearance, makes an appearance for some limited purpose or  
10 subproceeding, that counsel shall be responsible for  
11 obtaining a current Official Service List and shall serve a  
12 written notice of appearance, by separate pleading,  
13 specifying the limited purpose or subproceeding for which  
14 the appearance is being made, on the court, the magistrate,  
15 any special master, the court advisor, all counsel and other  
16 parties, amici or persons on the Master Service List and on  
17 all counsel and other parties, amici or persons on the  
18 service list, if any, for the individual subproceeding for  
19 which an appearance is being made, and shall file the same  
20 with the Clerk.

21 d. Whenever any counsel, who has made a limited  
22 appearance, is substituted for by other counsel or  
23 associates with other counsel, or has a change of address,  
24 phone number or any other change, that counsel shall be  
25 responsible for serving written notice of the same, by  
26 separate pleading, on the court, the magistrate, any special  
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1 master, the court advisor, all counsel and other parties.  
2 amici or persons on the Master Service List and on all  
3 counsel and other parties, amici or persons on the service  
4 list, if any, for the individual subproceeding to which the  
5 notice applies, and shall file the same with the Clerk.

6 e. Whenever any authorized person other than counsel  
7 makes a general or limited appearance, is substituted by or  
8 associates with another, or has a change of address, phone  
9 number or other change, such person shall serve and file  
10 like notice as is required of counsel in subparagraphs 3.a.  
11 through 3.d. of this Order.

12 4. Participation. All counsel or other authorized persons  
13 who have made either a general appearance or an appearance in a  
14 particular subproceeding may participate in that subproceeding at  
15 any stage of the litigation but such participation shall be  
16 governed by the schedules, orders and other arrangements in place  
17 in that subproceeding.

18 5. Certificate of Service. A Certificate of Service in  
19 substantially the form of the attached Certificate of Service  
20 shall be served with each pleading or other paper required to be  
21 served. It shall not be necessary for a copy of the Official  
22 Service List, or any portion thereof, showing upon whom service  
23 has been made to be served with the Certificate of Service;  
24 provided, that a copy of the Official Service List, or portion  
25 thereof, showing upon whom service has been made shall be filed  
26 with the original Certificate of Service filed with the clerk of  
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1 the court.

2 6. Notice Re: Discovery. Any party or other authorized  
3 person serving interrogatories, requests for documents, requests  
4 for admissions, or answers and responses thereto, may serve a  
5 notice in substantially the form of the attached Notice Re:  
6 Discovery, (a) in the case of interrogatories and requests, upon  
7 persons other than the party to whom the interrogatories and  
8 requests are directed, and (b) in the case of answers and  
9 responses, upon persons other than the party who propounded the  
10 interrogatories and requests, in lieu of service of such papers.  
11 The Notice Re: Discovery and the papers required in paragraph 5  
12 of this order shall be filed with the clerk. Any party who has  
13 not been served with interrogatories and requests or answers and  
14 responses thereto, may request a copy of such papers. All such  
15 requests for copies shall be complied with within five days of  
16 service of the request.

17 7. Mailing of Orders, etc. Notwithstanding the other  
18 provisions of this order, the Clerk of the Court shall continue  
19 to mail copies of all orders, minute orders, docket sheets and  
20 materials relating to appeals to all counsel and to all other  
21 persons listed on the Official Service List, whether appearing  
22 generally or for a limited purpose or subproceeding.

23 8. Mailing of Reports and Recommendations. The magistrate  
24 and any special master shall mail copies of all reports and  
25 recommendations in accordance with paragraph 2 of this Order.

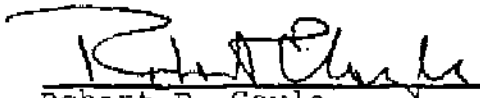
26 9. Amici. Notwithstanding the other provisions of this  
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1 order, any person or entity which desires to participate in any  
2 subproceeding as amicus, including the amici named on the Master  
3 Service List, shall file a motion to appear as amicus in that  
4 subproceeding in conformity with the applicable court rules  
5 relating to motions, and pending the granting or denial of such  
6 motion, counsel for such person or entity need be served only  
7 with those filings specifically relating to the motion to appear  
8 as amicus, and the Clerk, magistrate, or any special master, as  
9 the case may be, need only mail to counsel for such person or  
10 entity those orders, or reports and recommendations specifically  
11 relating to such motion.

12 10. Copy of Order. Upon any appearance of any counsel or  
13 other person or party not on the Official Service List attached  
14 hereto, the Clerk shall mail such party a copy of this order and  
15 a copy of the current Official Service List, if not previously  
16 requested and obtained by such person or party.

17 11. Effective Date. Effective immediately, the attached  
18 Official Service List dated September 14, 1987, shall be the  
19 Official Service List for Phase I of these proceedings, subject  
20 to subsequent changes pursuant to the terms of this order, and  
21 such Official Service List supercedes all other service lists.

22 Dated this 20<sup>th</sup> day of October, 1987.

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25 Robert E. Coyle  
26 United States District Court Judge  
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Judge Robert E. Coyle  
Magistrate John L. Weinberg

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, et	)	
al.,	)	
	)	Civil No. 9213 - Phase I
Plaintiffs,	)	CERTIFICATE OF SERVICE
	)	Sub-Proceeding No. _____
v.	)	
	)	
STATE OF WASHINGTON, et al.,	)	
	)	
Defendants.	)	

I hereby certify that I served the documents listed below by personal service or by causing to have mailed a copy of same, postage prepaid, on (date), to the persons required to be served in this subproceeding whose names appear on the following service lists:

1. Master Service List, dated (date).
2. Subproceeding No. \_\_\_\_\_ Service List, dated (date).

The documents served are as follows:

1. Certificate of Service;
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Dated: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Attorney)  
Attorney at Law

Judge Robert E. Coyle  
Magistrate John L. Weinberg

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

11	UNITED STATES OF AMERICA, et	)	
12	al.,	)	
13	Plaintiffs,	)	Civil No. 9213 - Phase I
14	v.	)	NOTICE RE: DISCOVERY
15	STATE OF WASHINGTON, et al.,	)	Sub-Proceeding No.
16	Defendants.	)	

PLEASE TAKE NOTICE THAT the following interrogatories  
(requests for production) (requests for admissions) (answers and  
responses) were served upon \_\_\_\_\_,  
(name of person)  
attorney for \_\_\_\_\_, on \_\_\_\_\_,  
(name of party)

- 19 \_\_\_\_\_.
- 20 1.
  - 21 2.

Any person requesting a copy of the same should direct his  
or her request in writing to the undersigned.

1 Dated: \_\_\_\_\_

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\_\_\_\_\_  
(Signature of Attorney)  
Attorney at Law

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