

be found." The deal will allow Chelan to transition the regional unit.

## Case tossed out of federal court

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The latest round of musical jurisdictions in the dispute over the Mill Bay Resort was played on April 18. When Chief Evans Inc.'s (CEI) attempts to shut down the Mill Bay Resort were first met with opposition from the resort members, they clashed in the Colville Tribal Court. Once the Tribal Court determined it had no jurisdiction over the case, a lawsuit was filed in Chelan County Superior Court. Once negotiations to avoid that lawsuit broke down, CEI removed the case to federal court in Spokane. On April 18, the federal court threw the case out. Since the Mill Bay Resort is on Indian trust land, CEI continues to insist that state law does not apply to whether or not the resort remains open. Furthermore, CEI asserts that the membership agreements that were supposed to be good until

2034 contain language which nullifies them in this matter. According to CEI, operation of the park has made the company insolvent.

The resort members have claimed that CEI has fabricated this claim of insolvency to legitimize breaking the membership agreements. They hope to take over management of the park and retain the rights they claim to the property.

The federal court did not address any of these arguments, as they weren't relevant once the court determined this case was not in its domain. The case is now back in Chelan County Superior Court. It should be noted that all legal jousting to date has been over jurisdiction, over just which court this case should be heard in. The actual lawsuit to determine this case's outcome still has yet to begin.

The resort members have planned a public rally in front of the park on April 26.