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6  
7 UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON  
8

9 PAUL GRONDAL, a Washington  
resident; and THE MILL BAY  
10 MEMBERS ASSOCIATION, INC., a  
Washington Non-Profit Corporation,

11 Plaintiffs,

12 vs.

13 UNITED STATES OF AMERICA;  
14 US DEPARTMENT OF INTERIOR;  
15 BUREAU OF INDIAN AFFAIRS,  
16 WAPATO HERITAGE, LLC,  
17 CONFEDERATED TRIBES OF THE  
COLVILLE RESERVATION,  
18 FRANCIS ABRAHAM,  
CATHERINE GARRISON, et al.,  
allotees of Moses Allotment 8,

19 Defendants, Cross-,  
20 Counter-claimants.

No. 09-CV-00018-JLQ

MOTION AND MEMORANDUM  
FOR EXTENSION OF TIME FOR  
THE BUREAU OF INDIAN  
AFFAIRS TO RESPOND TO  
COURT ORDER

Without Oral Argument

October 20, 2014, 6:30 p.m.

21  
22 The Bureau of Indian Affairs (“BIA”) moves for an order extending the time  
23 in which to respond to the Court’s Order of August 1, 2014 (ECF No. 329). As  
24 discussed in the accompanying declarations, the BIA and its attorneys are still  
25 reviewing the request for private representation which the United States Attorney  
26 made on behalf of the individual Indian landowners. In addition, the Solicitor’s  
27 Office at the Department of the Interior is in the process of contacting  
28 organizations (in addition to NJP) and individual attorneys who may be willing to

1 assist the individual Indians, if their assistance is requested by one or more  
2 individual landowners. It is anticipated that these inquiries can be completed and  
3 decisions and responses forthcoming by October 24, 2014.

4 The United States has notified landowner Darlene Marcellay of the status of  
5 the request made on her (and others') behalf and she has no objection to this  
6 request for additional time. The United States has also notified Plaintiffs' counsel,  
7 Wapato Heritage LLC's counsel and counsel for the Colville Nation concerning  
8 this request. Counsel for Wapato Heritage is out of the country, and counsel for  
9 Grondal could not be reached directly. Their legal assistant offered that she did not  
10 anticipate they would object. The Tribe had no objection.  
11

12 DATED this 19th day of September, 2014.  
13

14 MICHAEL C. ORMSBY  
15 United States Attorney

16 s/ Pamela J. DeRusha  
17

18 Pamela J. DeRusha  
19 Assistant United States Attorney  
20 Attorney for Federal Defendants  
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28

CERTIFICATE OF SERVICE

I hereby certify that on September 19, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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and hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

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