

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA  
Civil Division**

THE CALIFORNIA VALLEY MIWOK  
TRIBE, *et al.*,

Plaintiffs,

v.

KEN SALAZAR, in his official capacity as  
Secretary of the United States Department of  
the Interior, *et al.*,

Defendants,

and,

CALIFORNIA VALLEY MIWOK TRIBE

Defendant-Intervenor

Case No. 1:11-cv-00160-RWR

Hon. Richard W. Roberts

**FEDERAL DEFENDANTS' CROSS-MOTION FOR SUMMARY JUDGMENT**

Federal Defendants Ken Salazar, Larry Echo Hawk, and Michael Black, in their official capacities, respectfully move, pursuant to Federal Rule of Civil procedure 56(b), for an Order granting summary judgment in favor of Federal Defendants. The grounds for Federal Defendants' motion are set forth in the accompanying memorandum of points and authorities and the administrative record on file with the Court.

Respectfully submitted this 29th day of March, 2012.

IGNACIA S. MORENO  
Assistant Attorney General  
U.S. Department of Justice, Environment &  
Natural Resources Division

/s/ Kenneth D. Rooney  
KENNETH D. ROONEY  
United States Department of Justice

Environment & Natural Resources Division  
Natural Resources Section  
P.O. Box 663  
Washington, D.C. 20044-0663  
Phone: (202) 514-9269  
Fax: (202) 305-0506  
E-mail: [kenneth.rooney@usdoj.gov](mailto:kenneth.rooney@usdoj.gov)

OF COUNSEL

James W. Porter  
Attorney-Advisor  
Branch of General Indian Legal Activities  
Division of Indian Affairs  
Office of the Solicitor, Department of the Interior  
1849 C Street, N.W. Washington, D.C. 20240  
Mail stop 6518  
202-208-5349 (phone)  
202-208-4115 (fax)  
[James.Porter@sol.doi.gov](mailto:James.Porter@sol.doi.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that on March 29, 2012, Federal Defendants' Cross-Motion for Summary Judgment and the attachments thereto were filed with the United States District Court for the District of Columbia's electronic filing system, to which the following attorneys are registered to be noticed:

M. Roy Goldberg  
rgoldberg@sheppardmullin.com

Robert J. Uram  
(Pro Hac Vice)

Christopher Michael Loveland  
cloveland@sheppardmullin.com

James F. Rusk  
(Pro Hac Vice)

Robert A. Rosette  
rosette@rosettelaw.com

/s/ Kenneth D. Rooney  
Kenneth D. Rooney