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7 Attorneys for THE CALIFORNIA VALLEY
MIWOK TRIBE, THE TRIBAL COUNCIL,
8 YAKIMA DIXIE, VELMA WHITEBEAR,
ANTONIA LOPEZ, MICHAEL MENDIBLES,
9 GILBERT RAMIREZ, JR., ANTOINETTE
LOPEZ, and IVA SANDOVAL

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11 UNITED STATES DISTRICT COURT

12 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

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14 CALIFORNIA VALLEY MIWOK TRIBE, a
federally-recognized Indian tribe, THE
15 GENERAL COUNCIL, SILVIA BURLEY,
RASHEL REZNOR; ANGELICA PAULK; and
16 TRISTIAN WALLACE,

17 Plaintiffs,

18 v.

19 SALLY JEWEL, in her official capacity as
U.S. Secretary of Interior; LAWRENCE S.
20 ROBERTS, in his official capacity as Acting
Assistant Secretary of Interior - Indian Affairs;
21 MICHAEL BLACK, in his official capacity as
Director of the Bureau of Indian Affairs,

22 Defendants.
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Case No. 2:16-01345 WBS CKD

**[PROPOSED] ORDER GRANTING
MOTION TO INTERVENE**

Judge: Hon. William B. Shubb
Date: September 6, 2016
Time: 1:30 p.m.
Courtroom 5

1 Proposed Intervenor-Defendants’ Motion to Intervene came on for hearing on
2 September 6, 2016 before the undersigned in Courtroom 5 of the United States District Court,
3 Eastern District of California.

4 The Motion is made pursuant to Federal Rule of Civil Procedure 24. Having considered
5 the briefs submitted by the parties and the arguments made by counsel, the Court finds that
6 proposed Intervenors the California Valley Miwok Tribe, its Tribal Council, and Tribal Council
7 members Yakima Dixie, Velma WhiteBear, Antonia Lopez, Michael Mendibles, Gilbert Ramirez,
8 Jr., Antoinette Lopez and Iva Sandoval have significant protectable interests that relate directly to
9 the U.S. Department of the Interior Assistant Secretary – Indian Affairs’ December 30, 2015
10 decision that is challenged in this action. Those interests include participation in Tribal
11 organization, federal recognition of the Tribal Council as the Tribe’s government, and access to
12 federal funding for Tribal governmental services, which would be adversely affected if the Court
13 grants Plaintiffs’ requested relief. Resolution of this action without proposed Intervenors’
14 participation would impair their ability to protect those interests, which cannot be adequately
15 represented by the existing parties. Federal Defendants may share an interest in upholding the
16 Assistant Secretary’s decision but do not share proposed Intervenors’ interests in Tribal
17 participation, federal recognition or access to federal funding. Accordingly, the Court GRANTS
18 the Motion to Intervene.

19 IT IS SO ORDERED.

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21 Dated: _____, 20__

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Hon. William B. Shubb
United States District Judge

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