

**U.S. District Court
District of South Dakota (Southern Division)
CIVIL DOCKET FOR CASE #: 4:09-cv-04182-KES**

Native American Council of Tribes et al v. Weber et al
Assigned to: U.S. District Judge Karen E. Schreier
Case in other court: 8th Circuit, 13-01401
Eighth Circuit, 13-02745
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 12/09/2009
Date Terminated: 01/28/2013
Jury Demand: None
Nature of Suit: 890 Other Statutes: Other
Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Native American Council of Tribes

represented by **Pamela R. Reiter**
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LEAD ATTORNEY
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TERMINATED: 08/15/2011

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TERMINATED: 06/09/2014

Plaintiff

Blaine Brings Plenty

represented by **Pamela R. Reiter**
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LEAD ATTORNEY
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Ronald A. Parsons , Jr.
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mario Gonzalez
(See above for address)
TERMINATED: 08/15/2011

Sara E. Show
(See above for address)

Plaintiff

Shawn Garrnett
TERMINATED: 09/09/2011

represented by **Mario Gonzalez**
(See above for address)
TERMINATED: 08/15/2011

Plaintiff

Nephi Antelope
TERMINATED: 09/09/2011

represented by **Mario Gonzalez**
(See above for address)
TERMINATED: 08/15/2011

Plaintiff

Brian Dubray
TERMINATED: 01/06/2012

represented by **Pamela R. Reiter**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ronald A. Parsons , Jr.
(See above for address)
LEAD ATTORNEY
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Mario Gonzalez
(See above for address)
TERMINATED: 08/15/2011

Sara E. Show
(See above for address)

Plaintiff

Bryan White Pipe
TERMINATED: 03/17/2010

represented by **Mario Gonzalez**
(See above for address)
TERMINATED: 08/15/2011

Plaintiff

Clayton Sheldon Creek

represented by **Pamela R. Reiter**
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LEAD ATTORNEY
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Ronald A. Parsons , Jr.
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mario Gonzalez
(See above for address)
TERMINATED: 08/15/2011

Sara E. Show
(See above for address)

Plaintiff

David Deloria
TERMINATED: 09/09/2011

represented by **Mario Gonzalez**
(See above for address)
TERMINATED: 08/15/2011

V.

Defendant

Douglas Weber
*in his official capacity as Warden of the
South Dakota State Penitentiary*

represented by **James E. Moore**
Woods, Fuller, Shultz & Smith, PC
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Sioux Falls, SD 57117-5027
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LEAD ATTORNEY
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Email: leunings@goosmannlaw.com
TERMINATED: 06/15/2010

Defendant

Timothy Reisch
*in his official capacity as Secretary of the
Department of Corrections*
TERMINATED: 03/12/2012

represented by **James E. Moore**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott H. Leuning
(See above for address)
TERMINATED: 06/15/2010

Defendant

Marty Jackley
*in his official capacity as Attorney
General for the State of South Dakota*
TERMINATED: 03/29/2012

represented by **James E. Moore**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott H. Leuning
(See above for address)
TERMINATED: 06/15/2010

Defendant

Julie Kalla
TERMINATED: 06/15/2010

represented by **James E. Moore**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Scott H. Leuning
(See above for address)
TERMINATED: 06/15/2010

Defendant

Dennis Kaemingk
*in his official capacity as Secretary of the
Department of Corrections*

represented by **James E. Moore**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Michele A. Munson
(See above for address)
ATTORNEY TO BE NOTICED

Interested Party

Gerald J. Thin Elk
TERMINATED: 02/09/2012

represented by **Gerald J. Thin Elk**
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SOUTH DAKOTA STATE
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PRO SE

Interested Party

David W. Jensen
TERMINATED: 02/09/2012

represented by **David W. Jensen**
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South Dakota State Penitentiary
PO Box 5911
Sioux Falls, SD 57117
PRO SE

Interested Party

Adrian Fool Bull
TERMINATED: 01/06/2012

represented by **Adrian Fool Bull**
#20754100
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Pendleton, OR 97801
PRO SE

Interested Party

Aaron Andrews
TERMINATED: 01/06/2012

represented by **Aaron Andrews**
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South Dakota State Penitentiary
PO Box 5911
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Interested Party

United States of America

represented by **Michael Johnson Songer**
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 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/09/2009	<u>1</u>	COMPLAINT Receipt Number SDX400016649 in the amount of \$ 350, filed by Blaine Brings Plenty. (Attachments: # <u>1</u> Envelope postmarked 12/8/09)(SLW) (Entered: 12/09/2009)
12/09/2009	<u>2</u>	Filing fee: \$ 350, receipt number SDX400016649 (SLW) (Entered: 12/09/2009)
12/10/2009	<u>3</u>	Letter to Plaintiff Brings Plenty advising of case number and Judge, enclosing summons (SLW) (Entered: 12/10/2009)
12/10/2009	<u>4</u>	Letter to Plaintiffs Garnett, Antelope, Dubray, White Pipe, Creek, and Deloria regarding filing of case, requesting to sign and return complaint if a party to this case, or to advise if not. (SLW) (Entered: 12/10/2009)
12/16/2009	<u>5</u>	COMPLAINT, signed by Nephi Antelope.(SLW) (Entered: 12/16/2009)
12/16/2009	<u>6</u>	COMPLAINT, signed by Shawn Garnett.(SLW) (Entered: 12/16/2009)
12/16/2009	<u>7</u>	COMPLAINT, signed by Bryan White Pipe.(SLW) (Entered: 12/16/2009)
12/16/2009	<u>8</u>	Summons Issued as to Timothy Reisch. Two true copies mailed to Mr. Brings Plenty with copy of Rule 4. (SLW) (Entered: 12/16/2009)
12/16/2009	<u>9</u>	Summons Issued as to Marty Jackley. Two true copies mailed to Mr. Brings Plenty with copy of Rule 4. (SLW) (Entered: 12/16/2009)
12/16/2009	<u>10</u>	Summons Issued as to Douglas Weber. Two true copies mailed to Mr. Brings Plenty with copy of Rule 4. (SLW) (Entered: 12/16/2009)
12/21/2009	<u>11</u>	COMPLAINT signed by Clayton Creek. (Attachments: # <u>1</u> Env. – postmarked 12/18/09)(CMS) (Entered: 12/21/2009)
12/21/2009	<u>12</u>	MOTION in Support of Complaint re <u>11</u> Complaint by Clayton Creek. (CMS) (Entered: 12/21/2009)
12/21/2009	<u>13</u>	STATEMENT Regarding Non-Exhaustion of Administrative Remedies by Plaintiff Clayton Creek. (CMS) (Entered: 12/21/2009)
12/28/2009	<u>14</u>	MOTION for service by Blaine Brings Plenty. (Attachments: # <u>1</u> Summons – attempted service on Douglas Weber, # <u>2</u> Summons – attempted service on Attorney General, # <u>3</u> Summons – attempted service on Timothy Reisch, # <u>4</u> Envelope postmarked 12/23/09)(DJP) (Entered: 12/28/2009)
01/07/2010	<u>15</u>	COMPLAINT, signed by David Deloria. (Attachments: # <u>1</u> Env. – postmarked 1/6/10)(CMS) (Entered: 01/07/2010)
01/11/2010	<u>16</u>	ANALYSIS STATEMENT of Case Regarding American Indian Religious Freedom Act (AIRFA) by Plaintiff Blaine Brings Plenty. (Attachments: # <u>1</u> Env. – postmarked 1-08-10)(CMS) (Entered: 01/11/2010)
01/15/2010	<u>17</u>	Letter re: additional defendant from Brings Plenty (SLW) (Entered: 01/19/2010)
01/15/2010	<u>18</u>	AMENDED COMPLAINT, filed and signed by Blaine Brings Plenty, Shawn Garnett, Nephi Antelope, Brian Dubray, Bryan White Pipe, Clayton Creek, David Deloria. (Attachments: # <u>1</u> Envelope postmarked 1/14/10)(SLW) (Entered: 01/19/2010)
01/25/2010	<u>19</u>	ORDER directing plaintiffs to file a second amended complaint signed by all plaintiffs; granting <u>14</u> Motion; after receipt of second amended complaint, clerk is to provide plaintiffs with summons forms and USM 285 forms. Signed by Chief Judge Karen E. Schreier on 1/25/2010. (KC) (Entered: 01/25/2010)
02/03/2010	<u>21</u>	AMENDED COMPLAINT, filed by Native American Council of Tribes, Blaine Brings Plenty, Shawn Garnett, Nephi Antelope, Brian Dubray, Bryan White Pipe, Clayton Creek, David Deloria. (Attachments: # <u>1</u> Envelope postmarked 2/2/10)(SLW) (Entered: 02/04/2010)

02/04/2010	<u>22</u>	Letter to plaintiffs enclosing summons and USM 285s. (SLW) (Entered: 02/04/2010)
02/05/2010	<u>23</u>	MOTION for Summary Judgment by Shaun Garnette. (Attachments: # <u>1</u> Envelope postmarked 2/4/10)(DJP) Modified on 2/8/2010 (DJP). (Entered: 02/08/2010)
02/10/2010	<u>24</u>	Summons Issued as to Douglas Weber. Two true copies to USM with USM 285 and copies of Order <u>19</u> for Service and Amended Complaint <u>21</u> . (SLW) (Entered: 02/10/2010)
02/10/2010	<u>25</u>	Summons Issued as to Julie Kalla. Two true copies to USM with USM 285 and copies of Order <u>19</u> for Service and Amended Complaint <u>21</u> . (SLW) (Entered: 02/10/2010)
02/10/2010	<u>26</u>	Summons Issued as to Timothy Reisch. Two true copies to USM with USM 285 and copies of Order <u>19</u> for Service and Amended Complaint <u>21</u> . (SLW) (Entered: 02/10/2010)
02/10/2010	<u>27</u>	Summons Issued as to Marty Jackley. Two true copies to USM with USM 285 and copies of Order <u>19</u> for Service and Amended Complaint <u>21</u> . (SLW) (Entered: 02/10/2010)
02/12/2010	<u>28</u>	MOTION under 25 U.S.C. § 175 for general principle to be applied (163 u.s. 376) by Clayton Creek. (Attachments: # <u>1</u> Envelope postmarked 2/11/10)(SLW) (Entered: 02/16/2010)
02/17/2010	<u>29</u>	RETURN OF SERVICE Executed upon Defendant Douglas Weber on 2/16/10 (SLW) (Entered: 02/18/2010)
02/17/2010	<u>30</u>	RETURN OF SERVICE Executed upon Defendant Julie Kalla on 2/16/10 (SLW) (Entered: 02/18/2010)
02/25/2010	<u>31</u>	MOTION for Protective Order by all plaintiffs. (Attachments: # <u>1</u> The Plains Indians: Pipes)(SLW) (Entered: 02/25/2010)
02/25/2010	<u>32</u>	MOTION to enforce request seeking Injunction and Permanent Restoration by all plaintiffs. (Attachments: # <u>1</u> The Seven Sacred Rites, # <u>2</u> Envelope postmarked 2/24/10)(SLW) (Entered: 02/25/2010)
03/09/2010	<u>33</u>	ANSWER to <u>21</u> Amended Complaint by Julie Kalla, Douglas Weber.(Leuning, Scott) (Entered: 03/09/2010)
03/12/2010	<u>34</u>	RETURN OF SERVICE Executed upon Defendant Timothy Reisch on 3/5/10 (SLW) (Entered: 03/12/2010)
03/12/2010	<u>35</u>	RETURN OF SERVICE Executed upon Defendant Marty Jackley on 3/5/10 (SLW) (Entered: 03/12/2010)
03/15/2010	<u>36</u>	REPLY to <u>33</u> Answer to Amended Complaint filed by all plaintiffs. (Attachments: # <u>1</u> letter regarding plaintiff White Pipe, # <u>2</u> complaint, # <u>3</u> envelope)(JMM) (Entered: 03/15/2010)
03/16/2010	<u>37</u>	MOTION to Withdraw as plaintiff by Bryan White Pipe. (Attachments: # <u>1</u> Envelope postmarked 3/12/10)(DJP) (Entered: 03/16/2010)
03/17/2010	<u>38</u>	RESPONSE to Motion re <u>37</u> MOTION to Withdraw filed by all defendants. (Leuning, Scott) (Entered: 03/17/2010)
03/17/2010	<u>39</u>	ORDER granting <u>37</u> Motion to Withdraw. Signed by Chief Judge Karen E. Schreier on 3/17/2010. (KC) (Entered: 03/17/2010)
03/19/2010	<u>41</u>	Mail Returned as Undeliverable. Mail sent to Shaun Garnette at SDSP (Doc. 39). Called SDSP – he is no longer there and they have no forwarding address. (Attachments: # <u>1</u> Envelope marked "dismissed") (DJP) (Entered: 03/19/2010)
03/25/2010	<u>42</u>	ANSWER to <u>21</u> Amended Complaint by Timothy Reisch, Marty Jackley.(Leuning, Scott) (Entered: 03/25/2010)
03/25/2010	<u>43</u>	MOTION to consolidate by Blaine Brings Plenty. (Attachments: # <u>1</u> Washington University in St. Louis article, # <u>2</u> Answers.com article on Indians and Tobacco, # <u>3</u> Envelope postmarked 3/24/10)(DJP) (Entered: 03/25/2010)

03/29/2010	<u>44</u>	ORDER For Form 52 Report and Scheduling Information. Signed by Chief Judge Karen E. Schreier on 3/29/2010. (KC) (Entered: 03/29/2010)
03/29/2010	<u>46</u>	RESPONSE to Motion re <u>23</u> MOTION for Summary Judgment filed by all defendants. (Leuning, Scott) (Entered: 03/29/2010)
03/29/2010	<u>47</u>	RESPONSE to Motion re <u>31</u> MOTION for Protective Order filed by all defendants. (Leuning, Scott) (Entered: 03/29/2010)
03/29/2010	<u>48</u>	RESPONSE to Motion re <u>32</u> MOTION for Permanent Injunction filed by all defendants. (Leuning, Scott) (Entered: 03/29/2010)
03/31/2010	<u>49</u>	Mail Returned as Undeliverable. Mail sent to Shaun Garnette (doc 44) (SLW) (Entered: 03/31/2010)
03/31/2010		Remark –updated address on the docket sheet per certificate of service attached to doc 42. Remaild documents 39 and 44. (SLW) (Entered: 03/31/2010)
03/31/2010	<u>50</u>	MOTION to Dismiss Defendant's use of state statutes and for Lack of Jurisdiction by Clayton Creek. (Attachments: # <u>1</u> Envelope postmarked 3/30/10)(DJP) (Entered: 03/31/2010)
04/08/2010	<u>51</u>	MOTION to Dismiss Party (<i>Native American Council of Tribes</i>) by all defendants. (Leuning, Scott) (Entered: 04/08/2010)
04/12/2010	<u>52</u>	SUPPORT APPLICATION by Plaintiff Blaine Brings Plenty (JMM) Modified on 4/13/2010 to show Plaintiff Brings Plenty as filer (DJP) (Entered: 04/12/2010)
04/15/2010	<u>53</u>	MEMORANDUM in Opposition re <u>43</u> MOTION consolidate filed by Marty Jackley, Julie Kalla, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 04/15/2010)
04/19/2010	<u>54</u>	Letter from Clayton Creek to Clerk re: Bryan White Pipe (Attachments: # <u>1</u> Envelope postmarked 4/15/10) (DJP) (Entered: 04/19/2010)
04/20/2010	<u>55</u>	RESPONSE to Motion re <u>50</u> MOTION to Dismiss for Lack of Jurisdiction filed by Marty Jackley, Julie Kalla, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 04/20/2010)
04/21/2010	<u>56</u>	MEMORANDUM in Opposition re <u>51</u> MOTION to Dismiss Party (<i>Native American Council of Tribes</i>) filed by Blaine Brings Plenty. (SLW) (Entered: 04/21/2010)
04/29/2010	<u>57</u>	NOTICE of Appearance by Mario Gonzalez on behalf of Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shaun Garnette, Native American Council of Tribes, Bryan White Pipe (Gonzalez, Mario) (Entered: 04/29/2010)
04/29/2010	<u>58</u>	MOTION to Extend Deadlines by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shaun Garnette, Native American Council of Tribes, Bryan White Pipe. (Gonzalez, Mario) (Entered: 04/29/2010)
04/29/2010	<u>59</u>	Letter from Clayton Creek (Attachments: # <u>1</u> Envelope postmarked April 28,2010) (MWT) (Entered: 04/30/2010)
04/30/2010	<u>60</u>	RESPONSE to Motion re <u>58</u> MOTION to Extend Deadlines filed by Marty Jackley, Julie Kalla, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 04/30/2010)
04/30/2010	<u>61</u>	NOTICE of Appearance by Mario Gonzalez on behalf of Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shaun Garnette, Native American Council of Tribes (Gonzalez, Mario) (Entered: 04/30/2010)
04/30/2010	<u>62</u>	MOTION to Extend Deadlines by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shaun Garnette, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 04/30/2010)
05/03/2010	<u>63</u>	Mail Returned as Undeliverable. Mail sent to Shaun Garnette docs 39 and 44. (SLW) (Entered: 05/03/2010)
05/03/2010	<u>64</u>	RESPONSE to <u>52</u> Support Application filed by Marty Jackley, Julie Kalla, Timothy Reisch, Douglas Weber. (Leuning, Scott) Modified on 5/4/2010 (DJP). (Entered: 05/03/2010)

05/06/2010	<u>65</u>	REPLY to <u>51</u> Motion to Dismiss Party, <u>56</u> Memorandum in Opposition to Motion filed by Marty Jackley, Julie Kalla, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 05/06/2010)
05/07/2010	<u>66</u>	ORDER granting <u>62</u> Motion to Extend Deadlines. Parties to meet by 5/14/2010 for Rule 26(f) meeting. Signed by Chief Judge Karen E. Schreier on 5/7/2010. (KC) (Entered: 05/07/2010)
05/18/2010	<u>67</u>	ORDER denying <u>43</u> Motion; denying <u>50</u> Motion to Dismiss for Lack of Jurisdiction; granting in part and denying in part <u>51</u> Motion to Dismiss Party ; denying <u>12</u> Motion; denying <u>23</u> Motion for Summary Judgment; denying <u>28</u> Motion; denying <u>31</u> Motion for Protective Order; denying <u>32</u> Motion for Permanent Injunction. Signed by Chief Judge Karen E. Schreier on 5/18/2010. (KC) (Entered: 05/18/2010)
05/28/2010	<u>68</u>	FORM 52 REPORT of Parties Planning Meeting re <u>44</u> Order for Form 52 <i>Joint Report</i> . (Leuning, Scott) (Entered: 05/28/2010)
06/01/2010	<u>69</u>	SCHEDULING ORDER: Discovery due by 1/18/2011. Motions due by 2/22/2011. Signed by Chief Judge Karen E. Schreier on 6/1/2010. (KC) (Entered: 06/01/2010)
06/09/2010	<u>70</u>	MOTION regarding defendants' retaliation against plaintiffs for exercising constitutional rights by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shaun Garnette, Native American Council of Tribes, Bryan White Pipe. (Attachments: # <u>1</u> copy of motion under 25 USC 175 for general principle to be applied, # <u>2</u> envelope)(JMM) (Entered: 06/09/2010)
06/15/2010	<u>71</u>	AMENDED COMPLAINT <i>UNOPPOSED</i> , filed by Shaun Garnette, Clayton Creek, Blaine Brings Plenty, David Deloria, Nephi Antelope, Native American Council of Tribes, Brian Dubray.(Gonzalez, Mario) (Entered: 06/15/2010)
06/21/2010	<u>72</u>	RESPONSE to Motion re <u>70</u> MOTION regarding defendants' retaliation against plaintiffs for exercising constitutional rights filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 06/21/2010)
06/25/2010	<u>73</u>	ANSWER to <u>71</u> Amended Complaint by Marty Jackley, Timothy Reisch, Douglas Weber.(Leuning, Scott) (Entered: 06/25/2010)
07/08/2010	<u>74</u>	NOTICE (Unlawful intrusions by non-parties to this case) by Clayton Creek (Attachments: # <u>1</u> Various attachments, # <u>2</u> Envelope postmarked July 7, 2010)(DJP) (Entered: 07/08/2010)
09/02/2010	<u>75</u>	ORDER directing plaintiffs to cease making pro se filings and act solely through their counsel of record; denying <u>70</u> Motion regarding defendants' retaliation against plaintiffs for exercising constitutional rights. Signed by Chief Judge Karen E. Schreier on 09/02/2010. (KC) (Entered: 09/02/2010)
11/15/2010	<u>76</u>	MOTION to Extend <i>Time</i> by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnett, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 11/15/2010)
11/16/2010	<u>77</u>	ORDER granting <u>76</u> Motion to Extend. Disclosure of experts due 12/8/2010. Signed by Chief Judge Karen E. Schreier on 11/16/2010. (KC) (Entered: 11/16/2010)
12/08/2010	<u>78</u>	MOTION to Extend <i>Unopposed</i> by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnett, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 12/08/2010)
12/10/2010	<u>79</u>	ORDER granting <u>78</u> Motion to Extend. Signed by Chief Judge Karen E. Schreier on 12/10/2010. (KC) (Entered: 12/10/2010)
02/22/2011	<u>80</u>	MOTION for Summary Judgment by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 02/22/2011)
02/22/2011	<u>81</u>	STATEMENT OF <i>Undisputed</i> MATERIAL FACTS re <u>80</u> Motion for Summary Judgment by Defendants Marty Jackley, Douglas Weber, Timothy Reisch filed by Marty Jackley, Douglas Weber, Timothy Reisch. (Attachments: # <u>1</u> Exhibit A – Affidavit of Jennifer Wagner)(Leuning, Scott) (Entered: 02/22/2011)

02/22/2011	<u>82</u>	MEMORANDUM in Support re <u>80</u> MOTION for Summary Judgment filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 02/22/2011)
03/08/2011	<u>83</u>	MOTION to Extend <i>Time</i> by Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnnett, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 03/08/2011)
03/08/2011	<u>84</u>	ORDER granting <u>83</u> Motion to Extend. Response due 4/7/2011. Signed by Chief Judge Karen E. Schreier on 3/8/2011. (KC) (Entered: 03/08/2011)
03/15/2011	<u>85</u>	First MOTION to Withdraw as Attorney <i>with Certificate of Service</i> by All Plaintiffs. (Gonzalez, Mario) (Entered: 03/15/2011)
03/16/2011	<u>86</u>	REPLY to <u>85</u> Motion to Withdraw as Attorney filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 03/16/2011)
04/06/2011	<u>87</u>	MOTION to Extend by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnnett, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 04/06/2011)
04/11/2011	<u>88</u>	ORDER granting <u>87</u> Motion to Extend. Signed by Chief Judge Karen E. Schreier on 4/11/11. (JMM) (Entered: 04/11/2011)
05/06/2011	<u>89</u>	MOTION to Extend by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnnett, Native American Council of Tribes. (Gonzalez, Mario) (Entered: 05/06/2011)
05/09/2011	<u>90</u>	ORDER granting <u>89</u> Motion to Extend. Response to motion for summary judgment due 5/23/2011. Signed by Chief Judge Karen E. Schreier on 5/9/2011. (KC) (Entered: 05/09/2011)
05/12/2011	<u>91</u>	ORDER granting extension of time to respond to <u>80</u> MOTION for Summary Judgment by 6/30/2011; directing attorney to notify plaintiffs of <u>85</u> First MOTION to Withdraw as Attorney; directing plaintiffs to notify court by 6/17/2011. Signed by Chief Judge Karen E. Schreier on 5/12/2011. (KC) (Entered: 05/12/2011)
06/20/2011	<u>92</u>	MOTION to Appoint Counsel, MOTION to Continue by Blaine Brings Plenty. (Attachments: # <u>1</u> 5/16/11 letter from Gonzalez Law Firm, # <u>2</u> Envelope postmarked 6/18/11)(SLW) (Entered: 06/20/2011)
06/23/2011	<u>93</u>	MOTION to have attorney Gonzalez withdraw and for plaintiff Creek to proceed pro se by Clayton Creek. (JMM) (Entered: 06/23/2011)
06/24/2011	<u>94</u>	RESPONSE to Motion re <u>92</u> MOTION to Appoint Counsel MOTION to Continue filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 06/24/2011)
07/18/2011	<u>95</u>	ORDER granting <u>85</u> Motion to Withdraw as Attorney effective 8/15/11; denying <u>92</u> Motion to Appoint Counsel; granting <u>92</u> Motion to Continue; granting in part and denying in part <u>93</u> Motion. Signed by Chief Judge Karen E. Schreier on 7/18/2011. (KC) (Entered: 07/18/2011)
07/25/2011	<u>96</u>	CERTIFICATE OF SERVICE by Nephi Antelope, Blaine Brings Plenty, Clayton Creek, David Deloria, Brian Dubray, Shawn Garnnett, Native American Council of Tribes (Gonzalez, Mario) (Entered: 07/25/2011)
07/26/2011	<u>97</u>	MOTION for transfer to the place of the other plaintiffs by Clayton Creek. (Attachments: # <u>1</u> Envelope postmarked 7/23/11)(SLW) (Entered: 07/26/2011)
08/02/2011	<u>98</u>	RESPONSE to Motion re <u>97</u> MOTION to transfer to the place of the other plaintiffs filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 08/02/2011)
08/12/2011	<u>99</u>	Letter from LDN Spiritual Group re: new council (Attachments: # <u>1</u> envelope) (JMM) (Entered: 08/12/2011)
08/16/2011	<u>100</u>	MOTION for Hearing to Consolidate Indian Civil Rights Act to Present Case by Clayton Creek. (Attachments: # <u>1</u> Order for Form 52 Report and Scheduling Information, # <u>2</u> envelope)(JMM) (Entered: 08/16/2011)

08/18/2011	<u>101</u>	RESPONSE to Motion re <u>100</u> MOTION for Hearing filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 08/18/2011)
08/24/2011	<u>102</u>	MEMORANDUM in Opposition re <u>80</u> MOTION for Summary Judgment filed by Clayton Creek. (Attachments: # <u>1</u> Various attachments, # <u>2</u> Env. – postmarked 8/23/11)(CMS) (Entered: 08/24/2011)
08/29/2011	<u>103</u>	MOTION to Dismiss Party – <i>Nephi Antelope, David Deloria, and Shaun Garnette</i> by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 08/29/2011)
08/29/2011	<u>104</u>	AFFIDAVIT in Support re <u>103</u> MOTION to Dismiss Party – <i>Nephi Antelope, David Deloria, and Shaun Garnette</i> filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 08/29/2011)
08/29/2011	<u>105</u>	MEMORANDUM in Support re <u>103</u> MOTION to Dismiss Party – <i>Nephi Antelope, David Deloria, and Shaun Garnette</i> filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 08/29/2011)
09/09/2011	<u>106</u>	ORDER denying <u>97</u> Motion to transfer; denying <u>100</u> Motion for Hearing; granting <u>103</u> Motion to Dismiss Party. Shaun Garnette, Nephi Antelope, and David Deloria are dismissed. Signed by Chief Judge Karen E. Schreier on 9/9/2011. (KC) (Entered: 09/09/2011)
09/09/2011	<u>107</u>	MOTION requesting writ of assistance under 42:2000cc–2(a) and 25:3001–13 including various attachments and envelope by Clayton Creek. (JMM) (Entered: 09/09/2011)
09/12/2011	<u>108</u>	MOTION to Dismiss Party (<i>Renewed</i>) by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 09/12/2011)
09/20/2011	<u>109</u>	ORDER granting in part and denying in part <u>80</u> Motion for Summary Judgment. Signed by Chief Judge Karen E. Schreier on 9/20/2011. (KC) (Entered: 09/20/2011)
09/20/2011	<u>110</u>	RESPONSE to Motion re <u>107</u> MOTION requesting writ of assistance under 42:2000cc–2(a) and 25:3001–13 filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 09/20/2011)
09/20/2011	<u>111</u>	ORDER appointing counsel. Signed by Chief Judge Karen E. Schreier on 9/20/2011. (KC) (Entered: 09/20/2011)
09/20/2011	<u>112</u>	CERTIFICATE OF SERVICE by Marty Jackley, Timothy Reisch, Douglas Weber re <u>110</u> Response to Motion (<i>Amended</i>) (Leuning, Scott) (Entered: 09/20/2011)
09/22/2011	<u>113</u>	RESPONSE to Motion re <u>108</u> MOTION to Dismiss Party (<i>Renewed</i>) filed by All Plaintiffs. (Bollweg, Pamela) (Entered: 09/22/2011)
09/23/2011	<u>114</u>	REPLY to Motion Response re <u>108</u> MOTION to Dismiss Party (<i>Renewed</i>) filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 09/23/2011)
10/05/2011	<u>115</u>	ORDER denying as moot <u>108</u> Motion to Dismiss Party because the court appointed counsel for NACT. Signed by Chief Judge Karen E. Schreier on October 5, 2011. (Schreier, Karen) (Entered: 10/05/2011)
10/26/2011	<u>116</u>	ORDER denying <u>107</u> Motion for writ of assistance. Signed by Chief Judge Karen E. Schreier on 10/26/2011. (KC) (Entered: 10/26/2011)
11/02/2011	<u>117</u>	MOTION to Strike <i>Defendants' Jury Trial Demand</i> by Blaine Brings Plenty, Clayton Creek, Brian Dubray, Native American Council of Tribes. (Parsons, Ronald) (Entered: 11/02/2011)
11/02/2011	<u>118</u>	(FILED IN ERROR) MEMORANDUM in Support re <u>117</u> MOTION to Strike <i>Defendants' Jury Trial Demand</i> filed by Blaine Brings Plenty, Clayton Creek, Brian Dubray, Native American Council of Tribes. (Parsons, Ronald) Modified on 11/3/2011 to add text (DJP). (Entered: 11/02/2011)
11/02/2011		NOTICE of Filing Error: Memorandum in Support of Motion <u>118</u> filed by Plaintiff Clayton Creek, Plaintiff Blaine Brings Plenty, Plaintiff Native American Council of Tribes, Plaintiff Brian Dubray FILED IN ERROR (Parsons, Ronald) (Entered: 11/02/2011)

		11/02/2011)
11/02/2011	<u>119</u>	MEMORANDUM in Support re <u>117</u> MOTION to Strike <i>Defendants' Jury Trial Demand</i> filed by Blaine Brings Plenty, Clayton Creek, Brian Dubray, Native American Council of Tribes. (Parsons, Ronald) (Entered: 11/02/2011)
12/01/2011	<u>120</u>	ORDER granting <u>117</u> Motion to Strike Jury Demand. Signed by Chief Judge Karen E. Schreier on 12/1/2011. (KC) (Entered: 12/01/2011)
12/02/2011	<u>121</u>	MOTION for Joinder by Gerald J. Thin Elk. (Attachments: # <u>1</u> Env. postmarked 12/1/11)(CMS) (Entered: 12/02/2011)
12/02/2011	<u>122</u>	Letter to Gerald J. Thin Elk regarding receipt and filing of Motion for Joinder (CMS) (Entered: 12/02/2011)
12/02/2011	<u>123</u>	SCHEDULING ORDER: Final Pretrial Conference set for 3/5/2012 at 01:30 PM in Sioux Falls Courtroom 2 before Chief Judge Karen E. Schreier. Court Trial set for 3/20/2012 at 09:00 AM in Sioux Falls Courtroom 2 before Chief Judge Karen E. Schreier. Signed by Chief Judge Karen E. Schreier on 12/2/2011. (KC) (Entered: 12/02/2011)
12/14/2011	<u>124</u>	MOTION for Joinder by David W. Jensen. (Attachments: # <u>1</u> Envelope postmarked 12/13/11)(SLW) (Entered: 12/14/2011)
12/14/2011	<u>125</u>	Letter to Mr. Jensen re: filing motion for joinder (SLW) (Entered: 12/14/2011)
12/16/2011	<u>126</u>	MOTION for Joinder by Adrian Fool Bull. (Attachments: # <u>1</u> Envelope postmarked 12/15/11)(SLW) (Entered: 12/16/2011)
12/16/2011	<u>127</u>	MOTION for Joinder by Aaron Andrews. (Attachments: # <u>1</u> Envelope postmarked 12/15/11)(SLW) (Entered: 12/16/2011)
12/16/2011	<u>128</u>	Letter to Aaron Andrews and Adrian Fool Bull re: filing motion for joinder, case information (SLW) (Entered: 12/16/2011)
12/16/2011	<u>129</u>	ORDER authorizing expenditure of funds pursuant to the Fifth Amended Plan for the Attorney Admission and Pro Bono Fund. Signed by Chief Judge Karen E. Schreier on 12/16/2011. (KC) (Entered: 12/16/2011)
12/28/2011	<u>130</u>	REPLY to <u>124</u> Motion for Joinder, <u>121</u> Motion for Joinder, <u>127</u> Motion for Joinder, <u>126</u> Motion for Joinder filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 12/28/2011)
01/04/2012	<u>131</u>	(FILED IN ERROR) MOTION to Dismiss <i>Plaintiff Brian Dubray</i> by All Plaintiffs. (Bollweg, Pamela) Modified on 1/5/2012 to add text (DJP). (Entered: 01/04/2012)
01/04/2012		NOTICE of Filing Error: Motion to Dismiss <u>131</u> filed by Plaintiff Nephi Antelope, Plaintiff Clayton Creek, Plaintiff David Deloria, Plaintiff Blaine Brings Plenty, Plaintiff Bryan White Pipe, Plaintiff Shawn Garnett, Plaintiff Native American Council of Tribes, Plaintiff Brian Dubray FILED IN ERROR (Bollweg, Pamela) (Entered: 01/04/2012)
01/05/2012	<u>132</u>	MOTION to Dismiss <i>Plaintiff Brian Dubray</i> by Blaine Brings Plenty, Clayton Creek, Brian Dubray, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 01/05/2012)
01/05/2012	<u>133</u>	RESPONSE to Motion re <u>132</u> MOTION to Dismiss <i>Plaintiff Brian Dubray</i> filed by Marty Jackley, Timothy Reisch, Douglas Weber. (Leuning, Scott) (Entered: 01/05/2012)
01/05/2012	<u>134</u>	RESPONSE to Motion re <u>124</u> MOTION for Joinder, <u>121</u> MOTION for Joinder, <u>127</u> MOTION for Joinder, <u>126</u> MOTION for Joinder filed by Blaine Brings Plenty, Clayton Creek, Brian Dubray, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 01/05/2012)
01/06/2012	<u>135</u>	ORDER granting <u>132</u> Motion to Dismiss plaintiff Brian Dubray. Signed by Chief Judge Karen E. Schreier on 1/6/2012. (KC) (Entered: 01/06/2012)
01/06/2012	<u>136</u>	ORDER denying <u>121</u> Motion for Joinder; denying <u>124</u> Motion for Joinder; denying <u>126</u> Motion for Joinder; denying <u>127</u> Motion for Joinder. Signed by Chief Judge Karen

		E. Schreier on 1/6/2012. (KC) (Entered: 01/06/2012)
01/06/2012	<u>137</u>	MOTION for Joinder by David W. Jensen. (Attachments: # <u>1</u> Env. – postmarked 1–5–12)(CMS) (Entered: 01/06/2012)
01/06/2012	<u>138</u>	NOTICE of Appearance by James Ellis Moore on behalf of Marty Jackley, Timothy Reisch, Douglas Weber (Moore, James) (Entered: 01/06/2012)
01/06/2012	<u>139</u>	(FILED IN ERROR) CIVIL COVER SHEET (DJP) Modified on 1/6/2012 (DJP). (Entered: 01/06/2012)
01/06/2012		NOTICE of Filing Error: Civil Cover Sheet <u>139</u> FILED IN ERROR (DJP) (Entered: 01/06/2012)
01/09/2012	<u>140</u>	REPLY to <u>130</u> Objection to Motion for Joinder filed by David W. Jensen. (Attachments: # <u>1</u> Envelope postmarked January 6, 2012)(DJP) (Entered: 01/09/2012)
01/09/2012	<u>141</u>	MOTION for Joinder by Gerald J. Thin Elk. (Attachments: # <u>1</u> Envelope postmarked 1/6/2012)(DJP) (Entered: 01/09/2012)
01/09/2012	<u>142</u>	REPLY to <u>130</u> Defendant's Objection to Motion for Joinder filed by Gerald J. Thin Elk. (DJP) (Additional attachment(s) added on 1/9/2012: # <u>1</u> Envelope postmarked January 6, 2012) (DJP). (Main Document 142 replaced on 1/25/2012) (DJP). (Entered: 01/09/2012)
01/10/2012	<u>143</u>	SCHEDULING ORDER: Final Pretrial Conference set for 3/12/2012 at 01:30 PM in Sioux Falls Courtroom 2 before Chief Judge Karen E. Schreier. Court Trial set for 3/27/2012 at 09:00 AM in Sioux Falls Courtroom 2 before Chief Judge Karen E. Schreier. Signed by Chief Judge Karen E. Schreier on 1/10/2012. (KC) (Entered: 01/10/2012)
02/03/2012	<u>144</u>	Notice of Withdrawal and Substitution of Attorney by Scott Hendricks Leuning on behalf of Marty Jackley, Timothy Reisch, Douglas Weber. Attorney Scott Hendricks Leuning terminated. (Leuning, Scott) (Entered: 02/03/2012)
02/09/2012	<u>145</u>	ORDER denying <u>137</u> Motion for Joinder; denying <u>141</u> Motion for Joinder. Signed by Chief Judge Karen E. Schreier on 2/9/2012. (KC) (Entered: 02/09/2012)
02/29/2012	<u>146</u>	APPLICATION for Order of Writ of Habeas Corpus Ad Prosequendum for Blaine Brings Plenty by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Attachments: # <u>1</u> Text of Proposed Order Writ of Habeas Corpus Ad Prosequendum for Blaine Brings Plenty)(Bollweg, Pamela) (Entered: 02/29/2012)
02/29/2012	<u>147</u>	APPLICATION for Order of Writ of Habeas Corpus Ad Prosequendum for Clayton Creek by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Attachments: # <u>1</u> Text of Proposed Order Writ of Habeas Corpus Ad Prosequendum For Clayton Creek)(Bollweg, Pamela) (Entered: 02/29/2012)
02/29/2012	<u>148</u>	WRIT of habeas corpus ad prosequendum for Clayton Creek. Signed by Judge Chief Judge Karen E. Schreier on 2/29/12. (DJP) (Entered: 02/29/2012)
02/29/2012	<u>149</u>	WRIT of habeas corpus ad prosequendum for Blaine Brings Plenty. Signed by Judge Chief Judge Karen E. Schreier on 2/29/12. (DJP) (Entered: 02/29/2012)
03/05/2012	<u>150</u>	Pretrial Submissions by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes.(Bollweg, Pamela) (Entered: 03/05/2012)
03/05/2012	<u>151</u>	Pretrial Submissions by Marty Jackley, Timothy Reisch, Douglas Weber.(Moore, James) (Entered: 03/05/2012)
03/12/2012	<u>152</u>	Minutse from Final Pretrial Conference held on 3/12/2012 before Chief Judge Karen E. Schreier (Court Reporter Jill Connelly) (DJP) (Entered: 03/12/2012)
03/19/2012	<u>153</u>	DESIGNATION Of Deposition Testimony by Defendants Marty Jackley, Timothy Reisch, Douglas Weber. (Attachments: # <u>1</u> Deposition of Richard Two Dogs, # <u>2</u> Deposition of Roy Stone)(Moore, James) (Entered: 03/19/2012)
03/20/2012	<u>154</u>	DESIGNATION Of Deposition Testimony by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Attachments: # <u>1</u> Exhibit 1 –

		Deposition transcript of Roy Stone, # <u>2</u> Exhibit 2 – Deposition transcript of Richard Two Dogs)(Bollweg, Pamela) (Entered: 03/20/2012)
03/20/2012	<u>155</u>	ACKNOWLEDGEMENT OF SERVICE Executed as to <u>149</u> Writ of Habeas Corpus Ad Prosequendum for Blaine Brings Plenty Acknowledgement filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 03/20/2012)
03/20/2012	<u>156</u>	ACKNOWLEDGEMENT OF SERVICE Executed as to <u>148</u> Writ of Habeas Corpus Ad Prosequendum for Clayton Creek Acknowledgement filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 03/20/2012)
03/21/2012	<u>157</u>	SUBPOENA for Production of Documents returned (Bollweg, Pamela) (Entered: 03/21/2012)
03/21/2012	<u>158</u>	OBJECTIONS to Deposition Designations by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes re <u>153</u> Designation of Deposition Testimony. (Attachments: # <u>1</u> Exhibit Exhibit 2 – Deposition of Richard Two Dogs)(Bollweg, Pamela) (Entered: 03/21/2012)
03/22/2012	<u>159</u>	Exhibit List by Dennis Kaemingk, Douglas Weber..(Moore, James) (Entered: 03/22/2012)
03/22/2012	<u>160</u>	SUPPLEMENT by Defendants Marty Jackley, Dennis Kaemingk, Douglas Weber re <u>153</u> Designation of Deposition Testimony <i>completed errata sheet of Richard Two Dogs</i> . (Moore, James) (Entered: 03/22/2012)
03/23/2012	<u>161</u>	RESPONSE to <u>158</u> Objections to Deposition Designations, filed by All Defendants. (Moore, James) (Entered: 03/23/2012)
03/23/2012	<u>162</u>	Exhibit List by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes..(Bollweg, Pamela) (Entered: 03/23/2012)
03/26/2012	<u>163</u>	SUPPLEMENT by Defendants Marty Jackley, Dennis Kaemingk, Douglas Weber re <u>153</u> Designation of Deposition Testimony <i>Roy Stone's signed errata sheet</i> . (Moore, James) (Entered: 03/26/2012)
03/26/2012	<u>164</u>	Exhibit List <i>Supplemental Exhibit List</i> by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes..(Bollweg, Pamela) (Entered: 03/26/2012)
03/26/2012	<u>165</u>	ORDER re <u>158</u> Objections to Deposition Designations, Signed by Chief Judge Karen E. Schreier on 3/26/2012. (KC) (Entered: 03/26/2012)
03/27/2012		Court Trial began on 3/27/2012 before Chief Judge Karen E. Schreier (Court Reporter Jill Connelly) (SLW) (Entered: 03/29/2012)
03/28/2012		Court Trial continued on 3/28/2012 before Chief Judge Karen E. Schreier (Court Reporter Jill Connelly) (SLW) (Entered: 03/29/2012)
03/29/2012	<u>166</u>	Court Trial completed on 3/29/2012 before Chief Judge Karen E. Schreier (Court Reporter Jill Connelly) (SLW) (Entered: 03/29/2012)
03/29/2012		Oral MOTION to Dismiss Party Marty Jackley by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (SLW) (Entered: 03/29/2012)
03/29/2012	<u>167</u>	Oral ORDER granting Oral Motion to Dismiss Party. Party Marty Jackley terminated. Signed by Chief Judge Karen E. Schreier on 3/29/12. (SLW) (Entered: 03/29/2012)
03/29/2012	<u>168</u>	Plaintiffs Exhibit List by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes.(SLW) (Entered: 03/29/2012)
03/29/2012	<u>169</u>	Defendants Exhibit List by Marty Jackley, Dennis Kaemingk, Douglas Weber.(SLW) (Main Document 169 replaced on 3/29/2012) (SLW). (Entered: 03/29/2012)
04/19/2012	<u>170</u>	TRANSCRIPT of Proceedings re <u>166</u> VOLUME I of III, Court Trial – Completed held on March 27 – 29, 2012 before Judge Karen E. Schreier. Court Reporter/Transcriber: Jill Connelly, Telephone number 605–330–6669. Transcript may be viewed at the Clerk's Office public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After

		that date it may be obtained through PACER. Redaction Request due 5/14/2012. Redacted Transcript Deadline set for 5/24/2012. Release of Transcript Restriction set for 7/23/2012. (Attachments: # <u>1</u> VOLUME II of III, # <u>2</u> VOLUME III of III)(JC) (Entered: 04/19/2012)
04/19/2012	<u>171</u>	NOTICE of Filing of Official Transcript re: <u>166</u> Court Trial – Completed. Notice mailed to non–ecf counsel. (JC) (Entered: 04/19/2012)
04/20/2012	<u>172</u>	BRIEFING SCHEDULE: Plaintiff shall serve and file a brief by 5/16/2012. Responses due by 6/8/2012. Plaintiff may serve and file a reply brief by 6/22/2012. Signed by Chief Judge Karen E. Schreier on 04/20/2012.(KC) (Entered: 04/20/2012)
05/18/2012	<u>173</u>	BRIEF by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek <i>and Native American Council of Tribes – Post Trial Brief</i> . (Attachments: # <u>1</u> Exhibit A – Federal BOP Program Statement allowing the use of tobacco in religious ceremonies)(Bollweg, Pamela) (Entered: 05/18/2012)
05/31/2012	<u>174</u>	MOTION to Extend Deadlines <i>Briefing Deadlines</i> by Douglas Weber. (Moore, James) (Entered: 05/31/2012)
05/31/2012	<u>175</u>	ORDER granting <u>174</u> Motion to Extend Deadlines. Responses due by 6/22/2012. Plaintiff may serve and file a reply brief by 7/10/2012. Signed by Chief Judge Karen E. Schreier on 5/31/2012. (KC) (Entered: 05/31/2012)
06/20/2012	<u>176</u>	TRIAL BRIEF <i>Post–Trial Brief</i> by Dennis Kaemingk, Douglas Weber.(Moore, James) (Entered: 06/20/2012)
07/06/2012	<u>177</u>	MOTION to Extend re <u>175</u> Order on Motion to Extend Deadlines <i>to July 16, 2012</i> by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 07/06/2012)
07/09/2012	178	ORDER granting <u>177</u> Motion to Extend. Plaintiffs' post–trial reply brief is due July 16, 2012. Signed by Chief Judge Karen E. Schreier on 7/9/2012. (KC) (Entered: 07/09/2012)
07/13/2012	<u>179</u>	Motion to File Statement of Interest by United States. (Attachments: # <u>1</u> Supplement Memorandum in Support, # <u>2</u> Text of Proposed Order Proposed Order, # <u>3</u> Exhibit Statement of Interest of United States)(Songer, Michael) Modified on 7/13/2012 to remove ex parte restriction per Attorney Songer (DJP). (Entered: 07/13/2012)
07/16/2012	<u>180</u>	ORDER granting <u>179</u> Motion to file a statement of interest. Signed by Chief Judge Karen E. Schreier on 7/16/2012. (KC) (Entered: 07/16/2012)
07/16/2012	<u>181</u>	BRIEF by Interested Party United States of America <i>Statement of Interest</i> . (Songer, Michael) (Entered: 07/16/2012)
07/16/2012	<u>182</u>	REPLY to <u>173</u> Brief, <u>176</u> Trial Brief filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Bollweg, Pamela) (Entered: 07/16/2012)
07/24/2012	<u>183</u>	MOTION for Leave to to file Response to Statement of Interest to United States by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Exhibit Exhibit A to motion, # <u>2</u> Exhibit Exhibit A to Defendants' Response to United States' Statement of Interest)(Moore, James) (Entered: 07/24/2012)
07/24/2012	184	ORDER granting <u>183</u> Motion for Leave to file response. Signed by Chief Judge Karen E. Schreier on 7/24/2012. (KC) (Entered: 07/24/2012)
07/25/2012	<u>185</u>	RESPONSE to <u>181</u> Brief filed by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Ex A – Nebr. Dept. of Corr. Servs. Admin. Reg. 208.1; Idaho Dept. of Corr. Policy 403; Wyo. Dept. of Corr. Policy and Proc. #5.600)(Moore, James) (Entered: 07/25/2012)
08/01/2012	<u>186</u>	Post–Hearing Brief by Plaintiff Clayton Sheldon Creek. (Attachments: # <u>1</u> Order Granting Permission to File a Statement of Interest, # <u>2</u> Envelope postmarked July 31, 2012)(DJP) (Entered: 08/01/2012)
08/02/2012	<u>187</u>	AFFIDAVIT of Douglas Weber re <u>186</u> Brief. (Moore, James) (Entered: 08/02/2012)

09/19/2012	<u>188</u>	MEMORANDUM OPINION AND ORDER re court trial. Signed by Chief Judge Karen E. Schreier on 9/19/2012. (KC) (Entered: 09/19/2012)
09/19/2012	<u>189</u>	AMENDED MEMORANDUM OPINION AND ORDER re court trial. (Amended to correct footnote 26.) Signed by Chief Judge Karen E. Schreier on 9/19/2012. (KC) (Entered: 09/19/2012)
11/20/2012	<u>190</u>	NOTICE by Dennis Kaemingk, Douglas Weber <i>Defendants' Proposed Prospective Relief</i> (Attachments: # <u>1</u> Exhibit Ex A – Policy 1.1.D.3)(Moore, James) (Entered: 11/20/2012)
11/20/2012	<u>191</u>	STATEMENT by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes <i>of Proposed Injunctive Relief</i> . (Attachments: # <u>1</u> Exhibit A – Plaintiffs' Proposed Revisions to DOC Policy – Redline Version)(Parsons, Ronald) (Entered: 11/20/2012)
12/04/2012	<u>192</u>	OBJECTION by Defendants Dennis Kaemingk, Douglas Weber re <u>191</u> Statement, <i>to Plaintiffs' Proposed Injunctive Relief</i> . (Moore, James) (Entered: 12/04/2012)
12/04/2012	<u>193</u>	AFFIDAVIT of Mary Montoya re <u>192</u> Objection. (Moore, James) (Entered: 12/04/2012)
12/04/2012	<u>194</u>	OBJECTION by Plaintiffs Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes to <u>190</u> Defendants' Proposed Prospective RELief. (Attachments: # <u>1</u> Exhibit A – US Government, # <u>2</u> Exhibit B – Minnesota, # <u>3</u> Exhibit C – Minnesota Statute, # <u>4</u> Exhibit D – Montana, # <u>5</u> Exhibit E – New Mexico, # <u>6</u> Exhibit F – Oklahoma, # <u>7</u> Exhibit G – Utah)(Parsons, Ronald) Modified on 12/5/2012 to create link (DJP). (Entered: 12/04/2012)
12/05/2012	<u>195</u>	Letter from George Blue Bird (Attachments: # <u>1</u> Envelope postmarked December 4, 2012) (MWT) (Entered: 12/05/2012)
01/25/2013	<u>196</u>	REMEDIAL ORDER re <u>189</u> Memorandum Opinion and Order. Signed by U.S. District Judge Karen E. Schreier on 1/25/2013. (KC) (Entered: 01/25/2013)
01/28/2013	<u>197</u>	JUDGMENT in favor of Native American Council of Tribes, Blaine Brings Plenty, Clayton Sheldon Creek against Dennis Kaemingk, Douglas Weber. Signed by U.S. District Judge Karen E. Schreier on 1/28/2013. (KC) (Entered: 01/28/2013)
02/14/2013	<u>198</u>	(FILED IN ERROR) NOTICE OF APPEAL as to <u>197</u> Judgment (paid \$455 Appellate Filing fee; receipt number 0869–1567778) by Dennis Kaemingk, Douglas Weber. (Moore, James) Modified on 2/14/2013 (CMS). (Entered: 02/14/2013)
02/14/2013	<u>199</u>	CERTIFICATE of No Transcript Order by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 02/14/2013)
02/14/2013		NOTICE of Filing Error: Notice of Appeal <u>198</u> filed by Defendant Dennis Kaemingk, Defendant Douglas Weber FILED IN ERROR (Moore, James) (Entered: 02/14/2013)
02/14/2013	<u>200</u>	NOTICE OF APPEAL as to <u>197</u> Judgment, <u>189</u> Amended Memorandum Opinion and Order, <u>196</u> Remedial Order; (paid \$455 Appellate Filing fee; receipt number 0869–1567802) by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Appellant's Form A)(Moore, James) Modified on 2/14/2013 to add additional links (CMS). (Entered: 02/14/2013)
02/14/2013		COURT REPORTER Information: Jill Connelly, U.S. District Court, 400 S. Phillips Ave., Sioux Falls, SD 57104 – (605) 330–6669 (CMS) (Entered: 02/14/2013)
02/14/2013	<u>201</u>	TRANSMITTAL of Notice of Appeal to 8th Circuit Court of Appeals re <u>200</u> Notice of Appeal, (CMS) (Entered: 02/14/2013)
02/22/2013	<u>202</u>	BILL OF COSTS by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Parsons, Ronald) (Entered: 02/22/2013)
02/22/2013	<u>203</u>	MOTION for Attorney Fees <i>and Costs</i> by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Parsons, Ronald) (Entered: 02/22/2013)
02/22/2013	<u>204</u>	AFFIDAVIT in Support re <u>203</u> MOTION for Attorney Fees <i>and Costs</i> filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Attachments: # <u>1</u> Exhibit A – Attorney Hours, # <u>2</u> Exhibit B – Attorney Bollweg

		Professional Profile, # <u>3</u> Exhibit C – Attorney Parsons Professional Profile, # <u>4</u> Exhibit D – Attorney Show Professional Profile, # <u>5</u> Exhibit Bills of Costs)(Parsons, Ronald) (Entered: 02/22/2013)
02/23/2013	<u>205</u>	MEMORANDUM in Support re <u>203</u> MOTION for Attorney Fees <i>and Costs</i> filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Parsons, Ronald) (Entered: 02/23/2013)
02/25/2013	<u>206</u>	USCA Case Number 13–1401 for <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber. (CMS) (Entered: 02/25/2013)
02/25/2013	<u>207</u>	USCA BRIEFING Scheduling Order as to <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber. Transcripts due by 04/08/13. (CMS) (Entered: 02/25/2013)
03/08/2013	<u>208</u>	OBJECTION by Defendants Dennis Kaemingk, Douglas Weber re <u>202</u> Bill of Costs <i>Exceptions to Bill of Costs</i> . (Moore, James) (Entered: 03/08/2013)
03/08/2013	<u>209</u>	MOTION to Stay by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 03/08/2013)
03/08/2013	<u>210</u>	MEMORANDUM in Support re <u>209</u> MOTION to Stay filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 03/08/2013)
03/08/2013		TRANSMITTAL of Subsequent Filing to 8th Circuit Court of Appeals re <u>210</u> Memorandum in Support of Motion, <u>209</u> MOTION to Stay (DJP) (Entered: 03/08/2013)
03/15/2013	<u>211</u>	OBJECTION by Defendants Dennis Kaemingk, Douglas Weber re <u>203</u> MOTION for Attorney Fees <i>and Costs</i> . (Moore, James) (Entered: 03/15/2013)
03/15/2013	<u>212</u>	AFFIDAVIT of James E. Moore re <u>211</u> Objection <i>in support of</i> . (Moore, James) (Entered: 03/15/2013)
03/29/2013	<u>213</u>	RESPONSE to <u>211</u> Objection to <u>203</u> Plaintiffs' Motion for Attorney Fees and Costs filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Bollweg, Pamela) Modified on 3/29/2013 to add link to motion (SLW). (Entered: 03/29/2013)
03/29/2013	<u>214</u>	MEMORANDUM in Opposition re <u>209</u> MOTION to Stay filed by Blaine Brings Plenty, Clayton Sheldon Creek, Native American Council of Tribes. (Parsons, Ronald) (Entered: 03/29/2013)
04/01/2013		TRANSMITTAL of Subsequent Filing to 8th Circuit Court of Appeals re <u>214</u> Memorandum in Opposition to Motion (DJP) (Entered: 04/01/2013)
04/05/2013	<u>215</u>	Letter from Clerk's office to COA enclosing Court Trial Transcript and paper exhibits from Court Trial (DJP) (Entered: 04/05/2013)
04/12/2013	<u>216</u>	MEMORANDUM in Support re <u>209</u> MOTION to Stay filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 04/12/2013)
05/01/2013	<u>217</u>	Letter from Clerk to USCOA transmitting deposition transcripts of Roy Stone and Richard Two Dogs (DJP) (Entered: 05/01/2013)
05/14/2013	<u>218</u>	Costs Taxed in amount of \$ \$597.02 in favor of the plaintiffs, Native American Council of Tribes, Blaine Brings Plenty and Clayton Creek, and against the defendants Douglas Weber and Dennis Kaemingk. (jh) (Entered: 05/14/2013)
07/29/2013	<u>219</u>	ORDER granting <u>203</u> Motion for Attorney Fees; denying <u>209</u> Motion to Stay. Signed by U.S. District Judge Karen E. Schreier on 7/29/13. (KC) (Entered: 07/29/2013)
07/30/2013		TRANSMITTAL of Subsequent Filing to 8th Circuit Court of Appeals re <u>219</u> Order on Motion for Attorney Fees, Order on Motion to Stay (DJP) (Entered: 07/30/2013)
07/30/2013	<u>220</u>	JUDGMENT on Attorney Fees. Signed by U.S. District Judge Karen E. Schreier on 7/30/13. (KC) (Entered: 07/30/2013)
07/31/2013		TRANSMITTAL of Subsequent Filing to 8th Circuit Court of Appeals re <u>220</u> Judgment on Attorney Fees (DJP) (Entered: 07/31/2013)

08/05/2013	<u>221</u>	NOTICE OF APPEAL as to <u>220</u> Judgment on Attorney Fees (paid \$455 Appellate Filing fee; receipt number 0869-1660123) by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Appellant's Form A)(Moore, James) (Entered: 08/05/2013)
08/05/2013	<u>222</u>	TRANSMITTAL of Notice of Appeal to 8th Circuit Court of Appeals re <u>221</u> Notice of Appeal (DJP) (Entered: 08/05/2013)
08/08/2013	<u>223</u>	USCA Case Number and Appeal Briefing Schedule Order for <u>221</u> Notice of Appeal filed by Dennis Kaemingk, Douglas Weber. USCA Case Number: 13-2745. (Attachments: # <u>1</u> Briefing Schedule)(CMS) (Entered: 08/09/2013)
09/27/2013	<u>224</u>	MOTION under 42:1981 for transfer by Clayton Sheldon Creek. (Attachments: # <u>1</u> Creek envelope September 26, 2013)(DJP) (Entered: 09/27/2013)
10/08/2013	<u>225</u>	MEMORANDUM in Opposition re <u>224</u> MOTION under 42:1981 for transfer filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 10/08/2013)
10/08/2013	<u>226</u>	AFFIDAVIT in Opposition re <u>224</u> MOTION under 42:1981 for transfer <i>Susan Jacobs</i> filed by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Ex A - Creek's kite, # <u>2</u> Ex B - Protective Custody Refusal Form)(Moore, James) (Entered: 10/08/2013)
11/06/2013	<u>227</u>	ORDER denying <u>224</u> Motion for transfer. Signed by U.S. District Judge Karen E. Schreier on 11/6/2013. (KC) (Entered: 11/06/2013)
04/25/2014	<u>228</u>	OPINION of USCA as to <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber (TAL) (Entered: 04/25/2014)
04/25/2014	<u>229</u>	JUDGMENT of USCA affirming the judgments of the district court as to <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber (TAL) (Entered: 04/25/2014)
05/19/2014	<u>230</u>	MANDATE from 8th Circuit COA affirming the decision of the District Court as to <u>221</u> Notice of Appeal filed by Dennis Kaemingk, Douglas Weber, <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber (TAL) (Entered: 05/19/2014)
06/06/2014	<u>231</u>	SATISFACTION OF JUDGMENT re <u>220</u> Judgment on Attorney Fees by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 06/06/2014)
06/06/2014		RECEIVED Exhibits from Court of Appeals (SLW) (Entered: 06/06/2014)
10/20/2014	<u>232</u>	RECEIPT for Return of Exhibits by Pamela R. Bollweg on behalf of Native American Council of Tribes re <u>166</u> Court Trial - Completed. Exhibits Returned: 1-3, 6-17, 19-36 (SLW) (Entered: 10/20/2014)
10/21/2014	<u>233</u>	RECEIPT for Return of Exhibits by James Ellis Moore on behalf of Dennis Kaemingk, Douglas Weber re <u>166</u> Court Trial - Completed. Exhibits Returned: 101, 103, 105-118, 120-124, 126, 127, 130-149 (SLW) (Entered: 10/21/2014)
12/03/2014	<u>234</u>	MOTION to Amend/Correct <u>196</u> Remedial Order by Clayton Sheldon Creek (pro se). (Attachments: # <u>1</u> Eighth Circuit Opinion, # <u>2</u> Motion of the Appellees as Nunc Pro Tunc for Permission to Enforce District Court Judgment in Support of Plaintiffs-Appellees, # <u>3</u> Envelope postmarked 12/2/14)(SLW) (Entered: 12/03/2014)
12/18/2014	<u>235</u>	MEMORANDUM in Opposition re <u>234</u> MOTION to Amend/Correct <u>196</u> Order filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 12/18/2014)
12/18/2014	<u>236</u>	AFFIDAVIT in Opposition re <u>234</u> MOTION to Amend/Correct <u>196</u> Order <i>Jennifer Wagner</i> filed by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Ex A - DOC Policy 1.3.C.7)(Moore, James) (Entered: 12/18/2014)
12/18/2014	<u>237</u>	AFFIDAVIT in Opposition re <u>234</u> MOTION to Amend/Correct <u>196</u> Order <i>Susan Jacobs</i> filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 12/18/2014)
12/31/2014	<u>238</u>	MEMORANDUM in Support re <u>234</u> MOTION to Amend/Correct <u>196</u> Order filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope postmarked 12/30/14)(SLW) (Entered: 12/31/2014)
12/31/2014	<u>239</u>	STATEMENT by Plaintiff Clayton Sheldon Creek re <u>234</u> MOTION to Amend/Correct <u>196</u> Order. (Attachments: # <u>1</u> Attachments)(SLW) (Entered: 12/31/2014)

02/10/2015	<u>240</u>	Letter from Robert Horse. (Attachments: # <u>1</u> Envelope postmarked 2/8/15) (SLW) (Entered: 02/10/2015)
02/12/2015	<u>241</u>	ORDER appointing Pamela R. Bollweg and Ronald A. Parsons, Jr., as counsel under the Fifth Amended Plan for the Attorney Admission and Pro Bono Fund. Signed by U.S. District Judge Karen E. Schreier on 2/12/2015. (KC) (Entered: 02/12/2015)
02/12/2015	<u>242</u>	POST-TRIAL MEMORANDUM OF LAW by Plaintiff Clayton Sheldon Creek re <u>234</u> MOTION to Amend/Correct <u>196</u> Order. (Attachments: # <u>1</u> Herbalism p. 134-135, # <u>2</u> Appellate Brief, # <u>3</u> Envelope postmarked 2-11-15)(DJP) (Entered: 02/12/2015)
02/23/2015	<u>243</u>	Post-Trial Penological BRIEF for Isolated Retaliation and Discriminatory Treatment by Plaintiff Clayton Sheldon Creek (Attachments: # <u>1</u> Appendix A- Court Orders and docket, # <u>2</u> Envelope postmarked 2/20/15)(SLW) (Entered: 02/23/2015)
03/11/2015	<u>244</u>	STATEMENT of Unconstitutional Isolated Retaliation of the Plaintiff Clayton Creek by Plaintiff Clayton Sheldon Creek (Attachments: # <u>1</u> Letter from Clayton Creek to Judge Schreier, # <u>2</u> Letter from Dolores Jean Irene Creek to Clayton Creek, # <u>3</u> Letter from the State Board of Pardons and Paroles, # <u>4</u> Envelope postmarked 3/9/15)(SLW) (Entered: 03/11/2015)
07/24/2015	<u>245</u>	MOTION under 18 U.S.C. §3626(b)(4) to Amendment Remedial Order for Retaliation by Clayton Sheldon Creek. (Attachments: # <u>1</u> Ltr from Clerk of Courts to Clayton Creek dated June 3, 2014, # <u>2</u> COA Opinion dated April 25, 2014, # <u>3</u> Envelope postmarked July 23, 2014)(DJP) (Entered: 07/27/2015)
08/24/2015	<u>246</u>	MOTION to Enforce Court's Injunctive Relief and to Obtain Additional Relieve to Vindicate Religious Rights (pro se) by Clayton Sheldon Creek. (Attachments: # <u>1</u> 7/21/15 Letter from Eighth Circuit Court of Appeals, # <u>2</u> Doc 173, # <u>3</u> Doc 191, # <u>4</u> Gomez v. Running Deer, # <u>5</u> Envelope postmarked 8/21/15)(SLW) (Entered: 08/24/2015)
09/17/2015	<u>247</u>	MOTION to Amend/Correct <u>196</u> Order by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 09/17/2015)
09/23/2015	<u>248</u>	ORDER AMENDING REMEDIAL ORDER denying as moot <u>234</u> Motion to Amend/Correct; denying as moot <u>245</u> Motion; denying as moot <u>246</u> Motion to Enforce ; granting <u>247</u> Motion to Amend Remedial Order. Signed by U.S. District Judge Karen E. Schreier on 9/23/15. (SLW) (Entered: 09/23/2015)
11/18/2015	<u>249</u>	LETTER Received from Clayton Creek to Clerk's office dated 11/13/15 (Attachments: # <u>1</u> Envelope postmarked November 16, 2015) (DJP) (Entered: 11/18/2015)
11/18/2015	<u>250</u>	MOTION for modification of <u>248</u> Order Amending Remedial Order by Clayton Sheldon Creek. (DJP) (Entered: 11/18/2015)
11/18/2015	<u>251</u>	MEMORANDUM in Support re <u>250</u> MOTION for modification of <u>248</u> Order Amending Remedial Order filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Ex A - Program Statement dated 12/31/2004, # <u>2</u> Project Application approved 11/5/15, # <u>3</u> Ltr from COA to Clayton Sheldon Creek dated 10/20/15)(DJP) (Entered: 11/18/2015)
12/03/2015	<u>252</u>	MOTION for Attorney Fees by Clayton Sheldon Creek. (Attachments: # <u>1</u> November 18, 2015 ltr from Julia Chavez to Clayton Creek, # <u>2</u> Envelope postmarked December 2, 2015)(DJP) (Entered: 12/03/2015)
12/03/2015	<u>253</u>	MEMORANDUM in Support re <u>252</u> MOTION for Attorney Fees filed by Clayton Sheldon Creek. (DJP) (Entered: 12/03/2015)
12/09/2015	<u>254</u>	RESPONSE to <u>250</u> Motion for Miscellaneous Relief filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 12/09/2015)
12/10/2015	<u>255</u>	MEMORANDUM in Opposition re <u>252</u> MOTION for Attorney Fees filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 12/10/2015)
12/16/2015	<u>256</u>	REPLY to Motion Response re <u>250</u> MOTION for modification filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Emvelope postmarked December 15, 2015)(DJP) (Entered: 12/16/2015)

01/07/2016	<u>257</u>	ORDER of USCA denying petition for rehearing en banc, denying petition for rehearing by panel, denying motion for new trial and motion for attorney's fees as to <u>221</u> Notice of Appeal filed by Dennis Kaemingk, Douglas Weber, <u>200</u> Notice of Appeal, filed by Dennis Kaemingk, Douglas Weber (TAL) (Entered: 01/08/2016)
01/11/2016	<u>258</u>	AFFIDAVIT in Support re <u>252</u> MOTION for Attorney Fees filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope postmarked 1/7/16)(SLW) (Entered: 01/11/2016)
01/11/2016	<u>259</u>	REPLY to Motion Response re <u>250</u> MOTION for modification filed by Clayton Sheldon Creek. (SLW) (Entered: 01/11/2016)
02/05/2016	<u>260</u>	MOTION Under Rule 15(c) Fed. R. Civ. P. to Amend Complaint by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope Postmarked 2-4-16)(JLS) (Entered: 02/05/2016)
02/10/2016	<u>261</u>	RESPONSE to Motion re <u>260</u> MOTION to Amend/Correct filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 02/10/2016)
02/22/2016	<u>262</u>	MOTION for Permanent Injunction by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope Postmarked 2-19-16)(JLS) (Entered: 02/22/2016)
02/22/2016	<u>263</u>	BRIEF in Support by Plaintiff Clayton Sheldon Creek re <u>262</u> MOTION for Permanent Injunction. (JLS) (Entered: 02/22/2016)
03/14/2016	<u>264</u>	MEMORANDUM in Support re <u>250</u> MOTION to Modify filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Doc 261 (scanned as received), # <u>2</u> Envelope postmarked 3/10/16)(SLW) (Entered: 03/14/2016)
05/04/2016	<u>265</u>	MISCELLANEOUS SUBMISSION by Plaintiff Clayton Sheldon Creek (Attachments: # <u>1</u> Envelope postmarked 5/3/16) (SLW) (Entered: 05/05/2016)
05/05/2016	<u>266</u>	MOTION for Attorney Fees (pro se) by Clayton Sheldon Creek. (SLW) (Entered: 05/05/2016)
05/05/2016	<u>267</u>	MEMORANDUM in Support re <u>266</u> MOTION for Attorney Fees filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Letter dated 12/3/10)(SLW) (Entered: 05/05/2016)
05/12/2016	<u>268</u>	RESPONSE to <u>266</u> Motion for Attorney Fees filed by Dennis Kaemingk, Douglas Weber. (Moore, James) (Entered: 05/12/2016)
07/05/2016	<u>269</u>	ORDER denying <u>250</u> Motion for Modification of 248 Order Amending Remedial Order ; denying <u>252</u> Motion for Attorney Fees; denying <u>260</u> Motion to Amend/Correct; denying <u>262</u> Motion for Permanent Injunction; denying <u>266</u> Motion for Attorney Fees. Signed by U.S. District Judge Karen E. Schreier on 7/5/2016. (JLS) (Entered: 07/05/2016)
10/24/2016	<u>270</u>	MOTION to Modify re <u>196</u> Remedial Order by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope Postmarked 10-21-16)(JLS) (Entered: 10/24/2016)
10/24/2016	<u>271</u>	BRIEF in Support of Motion by Plaintiff Clayton Sheldon Creek re <u>270</u> MOTION to Modify re <u>196</u> Order. (Attachments: # <u>1</u> Letter from US Court of Appeals 8th Circuit dated 10-14-16, # <u>2</u> Copy of the Seven Sacred Rites) (JLS) (Entered: 10/24/2016)
11/14/2016	<u>272</u>	RESPONSE to Motion re <u>270</u> MOTION to Modify re <u>196</u> Order filed by All Defendants. (Attachments: # <u>1</u> Certificate of Service)(Moore, James) (Entered: 11/14/2016)
11/25/2016	<u>273</u>	MOTION to modify Order by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope postmarked November 23 (with nothing on the back))(DJP) (Entered: 11/28/2016)
11/30/2016	<u>274</u>	RESPONSE to Motion re <u>270</u> MOTION to Modify re <u>196</u> Order, <u>273</u> MOTION to modify Order filed by All Defendants. (Attachments: # <u>1</u> Certificate of Service)(Moore, James) (Entered: 11/30/2016)
12/06/2016	<u>275</u>	MOTION for Hearing by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope postmarked 12/5/16)(SLW) (Entered: 12/06/2016)
12/14/2016	<u>276</u>	MOTION for Further Relief by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope postmarked 12/12/16)(SLW) (Entered: 12/14/2016)

12/14/2016	<u>277</u>	MEMORANDUM in Support re <u>276</u> MOTION for Further Relief filed by Clayton Sheldon Creek. (Attachments: # <u>1</u> Correspondence, # <u>2</u> Project Application)(SLW) (Entered: 12/14/2016)
12/27/2016	<u>278</u>	RESPONSE to Motion re <u>275</u> MOTION for Hearing, <u>276</u> MOTION for Further Relief filed by Dennis Kaemingk, Douglas Weber. (Attachments: # <u>1</u> Certificate of Service)(Moore, James) (Entered: 12/27/2016)
01/13/2017	<u>280</u>	MOTION to Appoint Replacement Counsel by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope Postmarked 1-12-17)(JLS) (Entered: 01/13/2017)
01/30/2017	<u>281</u>	MOTION for Certified Question Regarding Modification and Amendment by Clayton Sheldon Creek. (Attachments: # <u>1</u> Letter from 8th Circuit COA returning document, # <u>2</u> Envelope postmarked 1/27/17)(SLW) (Entered: 01/30/2017)
05/17/2017	<u>282</u>	MOTION to Amend re <u>1</u> Complaint by Clayton Sheldon Creek. (Attachments: # <u>1</u> Proposed Amended Complaint, # <u>2</u> Exhibit – IRR dated 2-1-16, # <u>3</u> Exhibit – Project Application – October 2015 (best scan), # <u>4</u> Exhibit – Copy of Order doc 189 with highlighting, # <u>5</u> Envelope Postmarked 5-16-17)(JLS) (Entered: 05/18/2017)
06/15/2017	<u>283</u>	RESPONSE to Motion re <u>282</u> MOTION to Amend/Correct <u>1</u> Complaint filed by All Defendants. (Attachments: # <u>1</u> Certificate of Service)(Moore, James) (Entered: 06/15/2017)
06/29/2017	<u>284</u>	MOTION to grant amend inter alia by Clayton Sheldon Creek. (Attachments: # <u>1</u> Envelope Postmarked 6-28-17)(JLS) (Entered: 06/29/2017)
06/29/2017	<u>285</u>	BRIEF in Support re <u>284</u> MOTION to grant amend inter alia filed by Clayton Sheldon Creek. (JLS) (Entered: 06/29/2017)
08/09/2017	<u>286</u>	ORDER denying <u>270</u> Motion to modify the remedial order; denying <u>273</u> Motion to modify order; denying <u>275</u> Motion for Hearing; denying <u>276</u> Motion for further relief; denying <u>279</u> Ex Parte Motion to remove current counsel; denying <u>280</u> Motion to Appoint Replacement Counsel; denying <u>281</u> Motion for a certified question regarding modification and amendment; denying without prejudice <u>282</u> Motion to Amend; denying without prejudice <u>284</u> Motion to amend inter alia. Signed by U.S. District Judge Karen E. Schreier on 8/9/17. (DJP) (Entered: 08/09/2017)