

Barbara Stuart

From: usfc_cmecf@ao.uscourts.gov
Sent: Friday, July 20, 2007 10:54 AM
To: usfc_cmecf@ao.uscourts.gov
Subject: Activity in Case 1:89-cv-00218-EJD CHEROKEE NATION v. USA Order Dismissing Case

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US Court of Federal Claims

United States Court of Federal Claims

Notice of Electronic Filing

The following transaction was entered on 7/20/2007 at 11:53 AM EDT and filed on 7/20/2007

Case Name: CHEROKEE NATION v. USA

Case Number: 1:89-cv-218

Filer:

Document Number: 173

Docket Text:

ORDER directing the Clerk to dismiss the case with prejudice pursuant to attached Consent Decree. Signed by Chief Judge Edward J. Damich. (Attachments: # (1) Consent Decree)(bmf)

1:89-cv-218 Notice has been electronically mailed to:

David Samuel Panzer panzerd@gtlaw.com, esperw@gtlaw.com

Bob Warren Rabon rawol@sbcglobal.net

James Merritt Upton james.upton@usdoj.gov

James G. Wilcoxon barbara@wilcoxenlaw.net, jim@wilcoxenlaw.net

1:89-cv-218 Notice will NOT be delivered to:

Judith A. Shapiro
Hobbs, Straus, et al.
2120 L Street, NW
Suite 700
Washington, DC 20037

The following document(s) are associated with this transaction:

7/20/2007

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1131461693 [Date=7/20/2007] [FileNumber=485601-0]
[4226b1b49c1f11f1375d4e7a97daeceeb3ddbaf16cc2c853199fa0ce8e41cb2cbc9d
8256f54dd503b9f8ed07f01aa50377159a71f2dff1c771d8b8deba61e2f7]]

Document description: Consent Decree

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1131461693 [Date=7/20/2007] [FileNumber=485601-1]
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43f5ce828780bc5f5d5d4ef9f777916011439ed1ed17ca477925916d692d]]

the Act have been made and deposited into the appropriate tribal trust fund accounts.

WHEREAS, the Act establishes a complete legislative resolution of these actions; and

WHEREAS, upon entry of this decree pursuant to section 605(a) of the Act, the Plaintiffs waive, release and dismiss all the claims they have asserted or could have asserted in Case Nos. 218-89L and 630-89L, pending before this Court; and

WHEREAS, the Act provides that the parties to these actions shall move for entry of this consent decree at such time as all appropriations by Congress pursuant to the authority of Title VI of the Act have been made and deposited into the appropriate tribal trust fund account of the Indian Nations as described in sections 605 and 606 and as modified by sections 608 and 609 of the Act; and

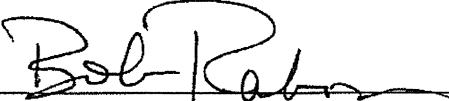
WHEREAS, upon motion of the parties for the entry of this consent decree, in accordance with subsection 605(a), attesting to the satisfaction of all conditions precedent to the extinguishment of the plaintiffs' claims pursuant to Title VI of the Act,

IT IS ORDERED AND DECREED that these actions are dismissed with prejudice in accordance with Title VI of the Act, and

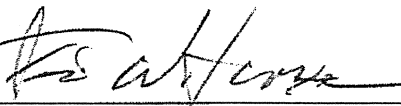
IT IS FURTHER ORDERED that the Clerk of the Court shall enter an judgment of dismissal with prejudice in dockets 218-89-L and 630-89 L.

LODGED BY PARTIES, THROUGH THEIR UNDERSIGNED ATTORNEYS OF RECORD:

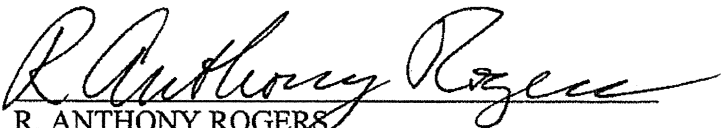
Date: January 6, 2003


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Date: January 3, 2003


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Date: January 8, 2003


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United States Department of Justice
P.O. Box 663
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(202) 305-0483

ORDERED AND DECREED:

Date: July 20, 2007


EDWARD J. DAMICH
Chief Judge

Wherefore, pursuant to the terms of the attached Consent Decree entered of record this day, IT IS ORDERED AND DECREED that these actions are dismissed with prejudice in accordance with Title VI of the Act, and IT IS FURTHER ORDERED that the Clerk of the Court shall enter a judgment of dismissal with prejudice in dockets 218-89 L and 630-89 L.

s/ Edward J. Damich
EDWARD J. DAMICH
Chief Judge