

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

RAMAH NAVAJO CHAPTER,
OGLALA SIOUX TRIBE, and PUEBLO
OF ZUNI, for themselves, and on behalf of
a Class of others similarly situated,

Plaintiffs,

v.

SALLY JEWELL, Secretary of the
Interior, *et al.*,

Defendants.

No. 90-cv-957-JAP/KBM

DECLARATION

Comes now BRIAN A. DEVEAU, and being first duly sworn, states as follows:

1. I am a C.P.A. and a Partner in Moss Adams, LLP (“Moss Adams”).
2. Moss Adams is the Class Monitor selected by Class Counsel and approved by the Court to carry out the functions required by § VIII.F. of the Final Settlement Agreement (“FSA”) (Doc. 1358).
3. My previous declaration (Doc. 1361-6) verified that the Claim Form amounts set out on Exhibit B (Doc. 1361-2) and the payment amounts as calculated by the Settlement Administrator set out on Exhibit C (filed under seal) to the Class’s “Unopposed Motion for Approval of the Reserve Account Amount, the Holdback Amount, the Payment of Costs and Fees to Class Counsel, and the Final Claim Form and Payment Amounts for Class Members” (Doc. 1361), had been properly calculated pursuant to the methodologies required by the FSA.

4. I hereby certify that (a) Moss Adams has verified that the amounts and Class Members named in Claim Forms identified on Exhibit 1 to this Declaration are the amounts for those Class Members set forth in Exhibits A and B to the Plaintiff Class's Unopposed Motion for Approval of the Reserve Account Amount, the Holdback Amount, the Payment of Costs and Fees to Class Counsel, and the Final Claim Form and Payment Amounts for Class Members dated August 17, 2016 (Doc. 1361), and the Court's Order of August 17, 2016, granting that Motion and approving the Exhibit B Claim Form amounts and the Exhibit C payment amounts for Class Members (Doc.1362); (b) the Settlement Administrator has submitted executed Claim Forms from the Class Members listed on Exhibit 1 hereto to Moss Adams for verification; and (c) Moss Adams has confirmed that those completed Claim Forms were properly executed in accordance with the FSA and the Court's August 17, 2016, Order.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct and that this declaration was executed this 18th day of October, 2016, at Bellingham, Washington.



BRIAN DEVEAU

EXHIBIT 1

Ramah Navajo Settlement

List of Claim Forms Approved by KCC and Moss Adams on 10/18/16

Class #	CLASS MEMBER	Wire Transfer?
4	AGUA CALIENTE BAND OF CAHUILLA	No
9	ALABAMA-QUASSARTE TRIBAL TOWN	No
11	ALAMO NAVAJO SCHOOL BOARD	Yes
16	ALGAACIQ TRIBAL GOVERNMENT	No
25	ANVIK VILLAGE	Yes
28	ARCTIC VILLAGE COUNCIL	Yes
31	ASSOC OF VILLAGE COUNCIL PRESI	Yes
32	ATHABASCAN TRIBAL GOVERNMENTS, COUNCIL OF	Yes
38	BARONA BAND OF MISSION INDIANS	No
49	BIG VALLEY RANCHERIA	Yes
54	BLUE LAKE RANCHERIA	Yes
55	BOARD OF EDUCATION	Yes
58	BRISTOL BAY NATIVE ASSOCIATION	Yes
60	BUCKLAND IRA COUNCIL	YES
61	BUENA VISTA RANCHERIA OF ME-WU	Yes
62	BURNS PAIUTE TRIBE	Yes
67	CADDO TRIBE OF OKLAHOMA	No
82	CHEHALIS BUSINESS COUNCIL	Yes
83	CHEMEHUEVI INDIAN TRIBE	Yes
88	CHEYENNE RIVER SIOUX TRIBE	Yes
90	CHICKALOON NATIVE VILLAGE	Yes
96	CHIGNIK LAKE TRADITIONAL COUNC	No
102	CHITIMACHA TRIBE OF LOUISIANA	No
104	CHOCTAW NATION	Yes
112	CITIZEN BAND OF POTAWATOMI	YES
120	COLUSA RANCHERIA	Yes
124	CONF TRBS UMATILLA IND RESERVATION	Yes
131	COPPER RIVER NATIVE ASSOCIATIO	No
132	COQUILLE INDIAN TRIBE	Yes
136	COWLITZ INDIAN TRIBE	No
137	COYOTE VALLEY BAND OF POMO IND	Yes
144	DELAWARE NATION	No
147	DINE BI OLTA SCHOOL BOARD ASSC	No
157	EGEGIK VILLAGE COUNCIL	No
158	EIGHT NORTHERN INDIAN PUEBLOS	Yes
166	EVANSVILLE VILLAGE	Yes
171	FALLON PAIUTE SHOSHONE TRIBE	Yes
174	FLANDREAU SANTEE SIOUX TRIBE	Yes
181	FORT MOJAVE INDIAN TRIBE	Yes

187	GALENA VILLAGE	No
188	GAMBELL, NATIVE VILLAGE OF	Yes
190	GILA RIVER INDIAN COMMUNITY	Yes
191	GOODNEWS BAY NATIVE VILLAGE	No
194	GREAT LAKES INDIAN FISH	Yes
199	GULKANA VILLAGE COUNCIL	Yes
203	HAUDENOSAUNEE ENVIRONMENTAL TA	No
208	HOOPA VALLEY TRIBAL COUNCIL	Yes
210	HOPI INDIAN CREDIT ASSOCIATION	Yes
211	HOPI TRIBE	No
216	HUGHES VILLAGE COUNCIL	Yes
217	HURON POTWATOMI INC.	Yes
231	INTER TRIBAL COUNCIL OF NEVADA	Yes
236	INUPIAT COMMUNITY OF THE	Yes
240	IQRMIUT TRADITIONAL COUNCIL	Yes
244	JENA BAND OF CHOCTAW INDIANS	Yes
256	KETCHIKAN INDIAN CORPORATION	Yes
258	KIALEGEE TRIBAL TOWN	Yes
271	KODIAK AREA NATIVE ASSOCIATION	No
273	KOLIGANEK VILLAGE COUNCIL	No
277	KOTZEBUE, NATIVE VILLAGE OF	No
295	LITTLE HOOP COMMUNITY COLLEGE	No
301	LOVELOCK PAIUTE TRIBE	Yes
306	LUMMI TRIBE OF THE LUMMI RESERVATION	Yes
312	MANIILAQ ASSOCIATION	No
317	MASHANTUCKET PEQUOT TRIBE	Yes
318	MASHPEE WAMPANOAG TRIBE	No
320	MCGRATH NATIVE VILLAGE COUNCIL	Yes
323	MENOMINEE TRIBAL ENTERPRISES	No
328	MIAMI TRIBE OF OKLAHOMA	Yes
332	MINNESOTA CHIPPEWA TRIBE	Yes
333	MINNESOTA CHIPPEWA TRIBE - BOIS FORTE BAND (NETT LAKE)	No
338	MISS BAND OF CHOCTAW INDIANS	No
340	MOAPA BAND OF PAIUTE INDIANS	No
342	MOHEGAN TRIBE	No
355	NATIVE AMERICAN FISH/WILDLIFE	No
362	NATIVE VILLAGE OF EKLUTNA	No
364	NATIVE VILLAGE OF FORT YUKON	No
367	NATIVE VILLAGE OF KALSKAG	No
369	NATIVE VILLAGE OF KIVALINA	Yes
370	NATIVE VILLAGE OF KLUTI-KAAH	No
372	NATIVE VILLAGE OF MEKORYUK	Yes
374	NATIVE VILLAGE OF NOATAK	Yes
381	NATIVE VILLAGE OF SHELDON	No

383	NATIVE VILLAGE OF TAZLINA	No
384	NATIVE VILLAGE OF TYONEK	Yes
385	NATIVE VILLAGE OF UNALAKLEET	Yes
388	NAVAJO AGRICULTURAL PROD INDUS	No
390	NAVAJO TECHNICAL COLLEGE	No
395	NEW KOLIGANEK VILLAGE COUNCIL	No
404	NOME ESKIMO COMMUNITY	Yes
405	NONDALTON TRIBAL COUNCIL	No
408	NORTH FORK RANCHERIA	Yes
410	NORTHERN CHEYENNE OF THE NORTHERN CHEYENNE INDIAN RESERVATION	No
412	NORTHERN PONCA HOUSING	Yes
414	NORTHWAY VILLAGE COUNCIL	Yes
416	NORTHWEST INTERTRIBAL COURT SY	Yes
417	NULATO TRIBAL COUNCIL	Yes
418	NUNAPITCHUK IRA COUNCIL	No
421	OGLALA LAKOTA COLLEGE	Yes
425	OLD HARBOR TRIBAL COUNCIL	Yes
428	ONEIDA TRIBAL SCHOOL	No
429	ONEIDA TRIBE OF WISCONSIN	No
432	ORUTSARARMIUT NATIVE COUNCIL	Yes
444	PASSAMAQUODDY TRIBE INDIAN TOWNSHIP	Yes
445	PASSAMAQUODDY TRIBE PLEASANT POINT	Yes
452	PENOBSCOT INDIAN NATION	Yes
454	PETERSBURG INDIAN ASSOC	No
456	PILOT STATION TRAD. COUNCIL	No
467	PORT GAMBLE S'KLALLAM TRIBE	Yes
468	PORT GRAHAM VILLAGE COUNCIL	Yes
472	PRAIRIE ISLAND DAKOTA COMMUNTY	No
473	PUEBLO DE COCHITI	No
480	PUEBLO OF LAGUNA DEPT OF EDUC	Yes
481	PUEBLO OF NAMBE	No
482	PUEBLO OF PICURIS	Yes
483	PUEBLO OF POJOAQUE	Yes
486	PUEBLO OF SANTA ANA	No
488	PUEBLO OF ZIA	Yes
490	PUYALLUP TRIBE OF INDIANS	Yes
492	QAGAN TAYAGUNGIN TRIBES	Yes
493	QUALINGIN TRIBE OF UNALASKA	Yes
496	QUECHAN TRIBE	Yes
498	QUINULT INDIAN NATION	Yes
499	QUTEKCAK NATIVE TRIBE	Yes
505	RED CLIFF BAND OF LAKE SUPERIO	Yes
507	RED HORSE LODGE INC	Yes
508	RED LAKE BAND OF CHIPPEWA INDIANS	No
514	RINCON BAND OF MISSION INDIANS	Yes
519	ROUND VALLEY RESERVATION	No

528	SALISH/KOOTENAI COLLEGE	No
529	SALT RIVER PIMA MARICOPA	Yes
530	SAMISH INDIAN NATION	No
533	SAN FELIPE PUEBLO HOUSING	No
536	SAN MANUEL BAND-MISSION INDIAN	No
537	SAN PASQUAL BAND OF MISSION IN	Yes
539	SANTA CLARA PUEBLO	Yes
543	SANTA YNEZ TRIBAL HEALTH CLINI	NO
544	SANTEE SIOUX NATION	YES
547	SAULT STE MARIE TRIBE	Yes
548	SCAMMON BAY TRAD. COUNCIL	Yes
551	SELDOVIA VILLAGE TRIBE	Yes
556	SHAKOPEE MDEWAKANTON SIOUX	No
559	SHERWOOD VALLEY RANCHERIA	Yes
563	SHISHMAREF NATIVE VILLAGE OF	Yes
568	SICANGU CHILD AND FAMILY SERV	Yes
574	SISSETON-WAHPETON OYATE	Yes
576	SITTING BULL COLLEGE	Yes
577	SKAGIT SYSTEM COOPERATIVE	NO
579	SKOKOMISH INDIAN TRIBE	Yes
585	SO PUGET INTER TRIBAL PLANNING	Yes
586	SOBOBA BAND OF MISSION INDIANS	No
589	SOUTH NAKNEK VILLAGE COUNCIL	Yes
592	SOUTHERN INDIAN HEALTH COUNCIL	No
599	ST MICHAELS ASSN FOR SPL ED	No
600	ST REGIS MOHAWK TRIBE	No
602	ST. PAUL IRA COUNCIL	Yes
606	STILLAGUAMISH BOARD OF DIRECTO	Yes
607	STOCKBRIDGE MUNSEE COMMUNITY	Yes
609	SUN'AQ TRIBE OF KODIAK	Yes
611	SUQUAMISH INDIAN TRIBE OF THE PORT MADISON RESERVATION	Yes
616	TANACROSS VILLAGE COUNCIL	Yes
618	TANANA IRA NATIVE COUNCIL	Yes
619	TANGIRNAQ NATIVE VILLAGE	No
621	TE MOAK TRIBE-WESTERN SHOSHONE	Yes
623	TE-MOAK SHOSHONE LAW ENFRCE SV	Yes
635	TOIYABE INDIAN HEALTH PROJ,INC	Yes
636	TOKSOOK BAY TRADITIONAL COUCIL	No
637	TONKAWA TRIBE OF OKLAHOMA	Yes
644	TULALIP TRIBES OF WASHINGTON	Yes
646	TULUKSAK IRA COUNCIL	Yes
652	TURTLE MOUNTAIN COMMUNITY COLL	Yes
655	TWIN HILLS VILLAGE COUNCIL	Yes
656	UGASHIK TRADITIONAL COUNCIL	No
658	UMKUMIUTE TRADITIONAL COUNCIL	No
666	UPPER KALSKAG TRAD. COUNCIL	No

672	VILLAGE OF AFOGNAK	Yes
673	VILLAGE OF ANIAK	No
674	VILLAGE OF LOWER KALSKAG	No
678	WALKER RIVER PAIUTE TRIBE	No
679	WAMPANOAG TRIBE OF GAY HEAD	Yes
683	WHITE MOUNTAIN NATIVE VILLAGE	No
684	WICHITA AND AFFILIATED TRIBES	No
691	YAKUTAT TLINGIT TRIBE	Yes
692	YANKTON SIOUX TRIBE	Yes
697	YSLETA DEL SUR PUEBLO	Yes
699	YUROK TRIBE	Yes