

**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 KENNETH JUE, and being first duly sworn, states as follows:

1. I am Senior Projects Manager at Kurtzman Carson Consultants (“KCC”).
2. KCC is the Settlement Administrator selected by Class Counsel and approved by the Court to carry out the functions required by § VIII.D.4. of the Final Settlement Agreement (“FSA”) (Doc. 1331). I am responsible for supervising the settlement administration services provided by KCC.
3. My previous declaration (Doc. 1361-5) verified that the Claim Form amounts set out on Exhibit B (Doc. 1361-2) and the payment amounts 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 and the prior Orders of the Court.

4. Paragraph 31 of that Motion (Doc. 1361) provided:

By this Motion, Class Counsel also seek the Court's approval for Class Counsel to direct payment to each Class Member of the sum, except for the small negative amounts for three Class Members as discussed above, shown on Exhibit C, upon that Class member's return of a properly-executed Claim Form as verified by declarations of the Settlement Administrator and the Class Monitor (to be filed of record), without requiring any further Order of this Court.

5. The Court's Order approving that Motion (Doc. 1362) provided at paragraph J. thereof as follows:

The Court authorizes the payment of the payment amounts to Class Members as set out in Exhibit C without further order of the Court once all preconditions for payment have been satisfied.

6. I hereby certify that Claim Forms for the Class Members identified on Exhibit 1 to this Declaration (a) were duly completed as required by the above Motion and Order; (b) that the amounts and Class members named therein have been duly verified by KCC and separately by the Class Monitor, Moss Adams, LLP ("Moss Adams"); (c) that KCC mailed those claim forms to the listed Class Members; (d) that KCC later received duly executed Claim Forms from those Class members; (e) that KCC verified the proper completion of those Claim Forms and then submitted those executed Claim Forms to the Class Monitor for separate confirmation and received that confirmation; and (f) that all pre-conditions for payment of the amounts listed on Exhibit C to Doc. 1361 to the Class Members listed on Exhibit 1 hereto have now been satisfied.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed this 28<sup>h</sup> day of October 2016, at San Rafael, California.

  
KENNETH JUE

# **EXHIBIT 1**

## Ramah Navajo Settlement

List of Claim Forms Approved by KCC and Moss Adams as of 10/23/16, for  
Declaration dated 10/28/16

Class #	CLASS MEMBER	Wire Transfer?
6	AKIACHAK NATIVE COMMUNITY	Yes
10	ALAKANUK TRADITIONAL COUNCIL	No
13	ALATNA VILLAGE COUNCIL	Yes
19	AMER INDIAN CHILD RESOURCE CTR	Yes
24	ANNETTE ISLAND SCHOOL DISTRICT	Yes
27	ARCTIC SLOPE NATIVE ASSN	Yes
30	ASA'CARMIUT TRIBAL COUNCIL	Yes
34	ATMAUTHLUAK TRADITIONAL COUNCL	No
79	CHALKYITISIK VILLAGE COUNCIL	No
98	CHILKOOT INDIAN ASSOCIATION	Yes
103	CHITINA VILLAGE COUNCIL	No
108	CHULONAWICK NATIVE VILLAGE	No
115	COCOPAH INDIAN TRIBE	No
125	CONF TRBS&BDS OF YAKIMA IND NATION	Yes
139	CROOKED CREEK TRAD. COUNCIL	No
143	DEL NORTE COUNTY UNIFIED	No
146	DEVIL'S LAKE SIOUX TRIBE	Yes
149	DOUGLAS INDIAN ASSOCIATION	Yes
164	EMMONAK TRIBAL COUNCIL	No
167	EWIAAPAAYP BAND OF KUMEYAAY INDIANS	Yes
168	EYAK, NATIVE VILLAGE OF	Yes
169	FAIRBANKS NATIVE ASSOCIATION,	Yes
175	FOND DU LAC OJIBWAY SCHOOL	Yes
178	FORT BERTHOLD HOUSING AUTH	No
183	FORT SILL APACHE TRIBE	Yes
197	GRINDSTONE INDIAN RANCHERIA-	No
204	HAVASUPAI TRIBE	No
214	HOUSING AUTHORITY OF THE CHICKASAW NATION	Yes
219	HYDABURG COOPERATION ASSOC.	No
221	IHANKTONWAN COMMUNITY COLLEGE	Yes
224	INAJA BAND OF MISSION INDIANS	No
232	INTERTRIBAL AGRICULTURE COUNC.	No
237	IONE BAND OF MIWOK INDIANS	No
238	IOWA TRIBE OF KANSAS AND NEBRA	Yes
239	IOWA TRIBE OF OKLAHOMA	No
250	KARLUK IRA COUNCIL	Yes
254	KAWERAK, INC.	Yes

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Class #	CLASS MEMBER	Wire Transfer?
257	KEWEENAW BAY INDIAN COMMUNITY	Yes
262	KICKAPOO TRIBE IN KANSAS	Yes
268	KLAWOCK COOPERATIVE ASSOC.	No
270	KOBUK TRADITIONAL COUNCIL	Yes
274	KONGIGANAK TRADITIONAL COUNCIL	Yes
278	KOYUKUK NATIVE VILLAGE	Yes
287	LAC VIEUX DESERT BAND OF LAKE	Yes
290	LARSEN BAY TRIBAL COUNCIL	No
293	LEVELOCK VILLAGE COUNCIL	Yes
302	LOWER BRULE SIOUX TRIBE	Yes
314	MANOKOTAK VILLAGE COUNCIL	No
321	MECHOOPDA OF CHICO RANCHERIA	No
324	MENTASTA TRADITIONAL VILLAGE COUNCIL	Yes
331	MILLE LACS BAND OF CHIPPEWA	Yes
334	MINNESOTA CHIPPEWA TRIBE - FOND DU LAC BAND	Yes
346	MUSCOGEE (CREEK) NATION	Yes
348	NAKNEK VILLAGE COUNCIL	No
359	NATIVE VILLAGE OF CANTWELL	No
363	NATIVE VILLAGE OF ELIM	Yes
378	NATIVE VILLAGE OF PITKA'S	No
382	NATIVE VILLAGE OF SHUNGNAC	Yes
391	NAY AH SHING SCHOOL	Yes
397	NEWHALEN TRIBAL COUNCIL	Yes
402	NISQUALLY INDIAN TRIBE	Yes
407	NOORVIK IRA COUNCIL	No
419	NW BAND OF SHOSHONI NATION	Yes
423	OHKAY OWINGEH TRIBE OF NEW MEXICO	No
424	OHOGAMIUT	No
430	ORGANIZED VILLAGE OF KASAAN	No
431	ORGANIZED VILLAGE OF KWETHLUK	No
435	OTOE MISSOURIA TRIBE OF OKLAHO	No
437	OUZINKIE TRIBAL COUNCIL	Yes
450	PECHANGA BAND OF MISSION INDIA	Yes
461	POARCH BAND OF CREEK INDIANS	Yes
463	POKAGON BAND OF POTAWATOMI	Yes
464	PONCA ECONOMIC DEVELOPMENT CORP	No
469	PORT LIONS TRAD. TRIBAL COUNC.	Yes

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471	PRAIRIE BAND POTAWATOMI NATION	Yes
474	PUEBLO DE SAN IDEFONSO	No
479	PUEBLO OF LAGUNA	No
484	PUEBLO OF SAN FELIPE	Yes
487	PUEBLO OF TAOS	Yes
494	QUAPAW TRIBE OF OKLAHOMA	Yes
501	RAMAH NAVAJO SCHOOL BOARD INC	No
502	RAMONA BAND OF CAHUILLA	No
503	RAMPART VILLAGE COUNCIL	Yes
517	ROCK POINT SCHOOL INC	No
521	RUBY TRIBAL COUNCIL	Yes
541	SANTA ROSA BAND OF MISSION IND	Yes
546	SAUK SUIATTLE INDIAN TRIBE	No
557	SHAKTOOLIK, NATIVE VILLAGE OF	No
560	SHINGLE SPRINGS RANCHERIA	Yes
561	SHINNECOCK INDIAN NATION FUND,	Yes
566	SHOSHONE BANNOCK TRIBES INC	Yes
578	SKAGWAY VILLAGE	No
593	SOUTHERN UTE INDIAN TRIBE	Yes
594	SPIRIT LAKE SIOUX TRIBE	Yes
597	ST CROIX TRIBAL COUNCIL ET	No
604	STEBBINS COMMUNITY ASSOCIATION	Yes
612	SUSANVILLE INDIAN RANCHERIA	Yes
617	TANANA CHIEFS CONFERENCE, INC.	Yes
638	TONTO APACHE TRIBE	No
640	TRADITIONAL COUNCIL OF TOGIAK	No
647	TUNICA-BILOXI INDIANS OF LOUIS	No
649	TUNUNAK IRA COUNCIL	Yes
657	UINTAH/OURAY UTE INDIAN TRIBE	Yes
667	UPPER SIOUX COMMUNITY	No
677	WAINWRIGHT TRADITIONAL COUNCIL	No
682	WHITE MOUNTAIN APACHE TRIBE	No
696	YOMBA SHOSHONE TRIBE	No