

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.

**RYAN ZINKE**, 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 4<sup>th</sup> day of April 2017, at San Rafael, California.

  
KENNETH JUE

# **EXHIBIT 1**

## Ramah Navajo Settlement

List of Claim Forms Approved by KCC and Moss Adams 4/4/17

| <b>Class #</b> | <b>CLASS MEMBER</b>            | <b>Wire Transfer?</b> | <b>Gross Settlement amounts</b> |
|----------------|--------------------------------|-----------------------|---------------------------------|
| 288            | LAKE COUNTY CITIZENS COMMITTEE | Yes                   | \$ 137,219.32                   |
| 313            | MANLEY HOT SPRINGS             | Yes                   | \$ 56,502.07                    |
|                |                                |                       | \$ 193,721.39                   |