

**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

**ORDER SETTING A CLAIM FORM DEADLINE FOR
TWELVE CLASS MEMBERS**

In the UNOPPOSED MOTION TO SET CLAIM FORM DEADLINE FOR TWELVE CLASS MEMBERS (Doc. No. 1443) (Motion), Class Counsel ask the Court to set a deadline for Class Members that have not yet returned their Claim Forms to file their Claim Forms with the Settlement Administrator. .

For the reasons set forth in the Motion, the Court FINDS that:

1. This Court's Order of August 17, 2016 (Doc. No. 1362) at ¶ i

directed:

Class Counsel to report to the Court seventy days after the last Claim Form is issued on the Claim form return rate and on Class Counsel's recommendation as to what deadline should then be set for the return of Claim Forms.

(Emphasis added).


2. In the Motion, Class Counsel recommended that the Court require the Settlement Administrator to mail a notice and a duplicate copy of the Class Member's Claim Form to each existing Class Member that has not yet returned a Claim Form. The Notice should inform the Class Member that it must return a Claim Form within 60 calendar days or its share of the Net Settlement Amount will be treated as unclaimed funds and will be deposited into the Reserve Account.

3. Defendants do not oppose the Motion.

IT IS ORDERED that

- a. The Settlement Administrator must mail notice to each existing Class Member that has not returned a Claim Form advising that it must return a Claim Form within 60 calendar days or its share of the Net Settlement Amount will be treated as unclaimed funds and will be deposited into the Reserve Account;
- b. The 60-calendar-day deadline will commence on the date when the Settlement Administrator mails written notice of this deadline to each Class Member that has not submitted a Claim Form; and

- c. The Claim Form submission deadline may be extended by the Court for good cause shown if requested and shown by either party.



JAMES A. PARKER
SENIOR UNITED STATES DISTRICT JUDGE