

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO**

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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CLERK OF COURT

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

Plaintiffs,

vs.

No. CIV 90-0957 LH/WWD ACE

GALE NORTON, Secretary of the
Interior, in her official capacity,
UNITED STATES DEPARTMENT OF
INTERIOR, NEIL McCALEB, Assistant
Secretary of Interior for Indian Affairs,
in his official capacity, EARL DEVANEY,
Inspector General, in his official capacity,
and UNITED STATES OF AMERICA,

Defendants.

**ORDER GRANTING PRELIMINARY APPROVAL OF
SECOND PARTIAL SETTLEMENT AGREEMENT
AND DIRECTING NOTICE TO THE CLASS**

THIS MATTER comes before the Court on the parties' Joint Motion for Preliminary And
Final Approval of a Second Partial Settlement Agreement and for Order Authorizing Class
Notice. After reviewing the motion and attachments and being apprised in the premises, IT IS
HEREBY

ORDERED, ADJUDGED AND DECREED THAT:

1. The Joint Motion for Preliminary Approval of a Second Partial Settlement
Agreement and for Order Authorizing Class Notice dated 9/9/02 is granted.

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2. The evidentiary approval hearing to consider final approval of the Second Partial Settlement Agreement will be conducted on Dec 5 2002, at 10⁰⁰ o'clock at the United States Courthouse at 333 Lomas Boulevard, NW, Albuquerque, New Mexico, before the Honorable C. LeRoy Hansen, United States District Judge. Class members who wish to attend or appear at the hearing are advised to confirm the date, time and place of the hearing prior to this date by calling the Clerk of Court.

3. The Settlement Notice shall be published and sent to class members by the means and in the manner set forth in the Second Partial Settlement Agreement.

4. Plaintiffs' counsel may file an application for fees and expenses no later than the date on which they mail the Settlement Notice to the known members of the Class.

5. Following the hearing, the Court will issue an Order either approving or declining to approve the Second Partial Settlement Agreement and will rule on Class Counsels' application for fees and expenses.

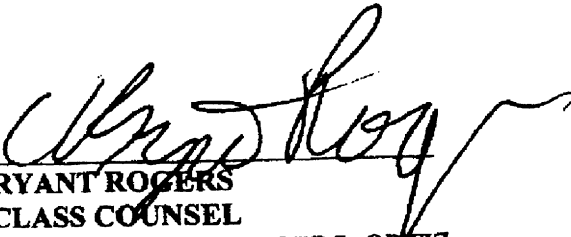

United States District Judge

SUBMITTED:



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