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*Of Attorneys for Defendant The Confederated Tribes
of the Warm Springs Reservation of Oregon*

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

DESCHUTES RIVER ALLIANCE, an
Oregon nonprofit corporation,

Plaintiff,

v.

PORTLAND GENERAL ELECTRIC
COMPANY, an Oregon corporation;
THE CONFEDERATED TRIBES OF THE
WARM SPRINGS RESERVATION OF
OREGON, a federally-recognized Indian tribe,

Defendants.

Case No. 3:16-cv-01644-SI
Ninth Circuit Case No. 18-35867

NOTICE OF CROSS APPEAL

Judge: Hon. Michael Simon

Judgment Entered: August 3, 2018

Notice is hereby given that The Confederated Tribes of the Warm Springs Reservation of Oregon (“Tribe”), defendant in the above named case, hereby cross-appeals to the United States Court of Appeals for the Ninth Circuit from the order of the district court dated June 11, 2018 (ECF No. 103) denying the Tribe’s motion to dismiss for failure to join a necessary party. The Tribe files this cross-appeal protectively, only in the event that the court of appeals reverses the judgment in defendant’s favor on the merits.

The parties to the judgment and order appealed from and the names and addresses of their respective attorneys is as follows, pursuant to Circuit Rule 3-2:

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Dated: October 31, 2018

s/ Josh Newton

Josh Newton, OSB 983087

Attorney for Defendant The Confederated
Tribes of the Warm Springs Reservation of
Oregon

CERTIFICATE OF SERVICE

I hereby certify that on October 31, 2018, I filed a true and correct copy of the foregoing document with the Clerk of the Court for the United States District Court – District of Oregon via the CM/ECF system. Participants in this case who are registered CM/ECF users will be served by the CM/ECF system.

KARNOPP PETERSEN LLP

s/ Josh Newton

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