

**UNITED STATES DISTRICT COURT
DISTRICT OF NORTH DAKOTA**

STATE OF IDAHO, *et al*

Plaintiffs

v.

Case No. 1:24-cv-00100

U.S. ENVIRONMENTAL PROTECTION AGENCY, *et al*

Hon. Daniel L. Hovland

Defendants

and

NEZ PERCE TRIBE; QUINAULT INDIAN NATION;
BAY MILLS INDIAN COMMUNITY; PUYALLUP
TRIBE OF INDIANS; LAC DU FLAMBEAU BAND
OF LAKE SUPERIOR CHIPPEWA INDIANS;
SOKAOGON CHIPPEWA COMMUNITY; and
CONFEDERATED SALISH & KOOTENAI TRIBES
OF THE FLATHEAD RESERVATION

Applicant Intervenor Defendants

TRIBES' UNOPPOSED MOTION TO INTERVENE

Pursuant to Federal Rule of Civil Procedure 24(a), Applicant Intervenor Defendants Nez Perce Tribe, Quinault Indian Nation, Bay Mills Indian Community, Puyallup Tribe of Indians, Lac du Flambeau Band of Lake Superior Chippewa Indians, Sokaogon Chippewa Community, and Confederated Salish & Kootenai Tribes of the Flathead Reservation (collectively the “Tribes”) respectfully move the Court for an order permitting them to intervene as defendants as a matter of right in the above-captioned matter. Alternatively, the Tribes move for permissive intervention pursuant to Federal Rule of Civil Procedure 24(b). For the reasons set forth in the accompanying memorandum in support of this motion, the Court should grant the Tribes

intervention as of right or, in the alternative, permissive intervention, so that the Tribes can fully participate in this action. A copy of the Tribes' proposed answer is attached hereto as Exhibit A.

Counsel for the Tribes have conferred with Plaintiff States and the Federal Defendants about this motion who do not oppose this motion.

Respectfully submitted this 28th day of June 2024.

/s/ Janette Brimmer

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***Applications for Pro Hac Vice
Forthcoming*