

THE HONORABLE JAMES ROGERS

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR THE COUNTY OF KING

SHOALWATER BAY INDIAN TRIBE,

Plaintiffs,

vs.

EXXON MOBIL CORPORATION,
EXXONMOBIL OIL CORPORATION, BP
P.L.C., BP AMERICA INC., CHEVRON
CORPORATION, CHEVRON USA, INC.,
SHELL PLC, SHELL OIL COMPANY,
CONOCOPHILLIPS, CONOCOPHILLIPS
COMPANY, PHILLIPS 66, and PHILLIPS
66 COMPANY,

Defendants.

MAKAH INDIAN TRIBE,

Plaintiffs,

vs.

EXXON MOBIL CORPORATION,
EXXONMOBIL OIL CORPORATION, BP
P.L.C., BP AMERICA INC., CHEVRON
CORPORATION, CHEVRON USA, INC.,
SHELL PLC, SHELL OIL COMPANY,
CONOCOPHILLIPS, CONOCOPHILLIPS
COMPANY, PHILLIPS 66, and PHILLIPS
66 COMPANY,

No. 23-2-25215-2 SEA

**ORDER GRANTING DEFENDANTS'
MOTION TO DISMISS FOR LACK OF
PERSONAL JURISDICTION**

WITHOUT PREJUDICE

(PROPOSED)

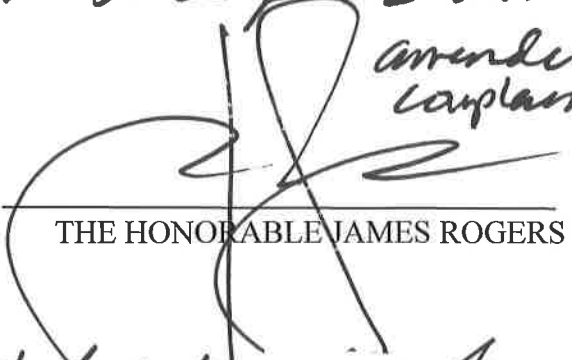
1 The Court having been fully informed, hereby finds that Plaintiffs have failed to
2 plausibly allege facts sufficient to establish personal jurisdiction over ConocoPhillips.
3 Plaintiffs assert only specific personal jurisdiction, but have not alleged facts showing that
4 ConocoPhillips has sufficient minimum contacts with Washington related to Plaintiffs'
5 claims. Specifically, Plaintiffs' claims are both premised on Defendants' alleged consumer
6 deception, which they allege has contributed to global climate change, but the Complaints do
7 not allege any purportedly deceptive statements targeting Washington consumers. Rather, the
8 Complaints allege only statements on passive, generally accessible websites or national
9 advertising, which courts have consistently held insufficient to confer specific personal
10 jurisdiction.

11 IT IS HEREBY ORDERED that Defendants' Motion to Dismiss for Lack of Personal
12 Jurisdiction is GRANTED.

13 The Complaints are therefore dismissed ~~with prejudice~~ *without prejudice* under CR 12(b)(2) for lack of
14 personal jurisdiction. *Plaintiffs have 30 days to submit an*

15 Dated this 29 day of April, 2025.

amended Complaint.



THE HONORABLE JAMES ROGERS

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