

Frances C. Bassett, *Pro Hac Vice Admission*
Jeremy J. Patterson, *Pro Hac Vice Admission*
Thomasina Real Bird, *Pro Hac Vice Admission*
FREDERICKS PEEBLES & MORGAN LLP
1900 Plaza Drive
Louisville, Colorado 80027-2314
Telephone: (303) 673-9600
Facsimile: (303) 673-9155
Email: fbassett@ndnlaw.com
Email: jpatterson@ndnlaw.com
Email: trealbird@ndnlaw.com

J. Preston Stieff (4764)
J. PRESTON STIEFF LAW OFFICES
110 South Regent Street, Suite 200
Salt Lake City, Utah 84111
Telephone: (801) 366-6002
Email: jps@stiefflaw.com

Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

UTE INDIAN TRIBE OF THE UINTAH
& OURAY RESERVATION, a federally
recognized Indian tribe, et al.,

Plaintiffs,

v.

HONORABLE BARRY G. LAWRENCE,
District Judge, Utah Third Judicial District
Court, in his Individual and Official
Capacities, and LYNN D. BECKER,

Defendants.

PLAINTIFFS' NOTICE OF APPEAL

CASE No. 2:16-cv-00579

Judge Robert J. Shelby

Pursuant to 28 U.S.C. § 1291, the Plaintiffs hereby appeal to the United States Court of Appeals for the Tenth Circuit from the district court's order of August 16, 2016, Dkt. 40, dismissing the Tribe's First Amended Complaint, Dkt. 4, for lack of jurisdiction.

Respectfully submitted this 23rd day of August, 2016.

FREDERICKS PEEBLES & MORGAN LLP

/s/ Frances C. Bassett

Frances C. Bassett, *Pro Hac Vice*
Jeremy J. Patterson, *Pro Hac Vice*
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Louisville, Colorado 80027
Telephone: (303) 673-9600
Facsimile: (303) 673-9155
Email: fbassett@ndnlaw.com
Email: jpatterson@ndnlaw.com
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J. PRESTON STIEFF LAW OFFICES

/s/ J. Preston Stieff

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110 South Regent Street, Suite 200
Salt Lake City, Utah 84111
Telephone: (801) 366-6002
Email: jps@stiefflaw.com

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of August, 2016, I electronically filed the foregoing **PLAINTIFFS' NOTICE OF APPEAL** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to all parties of record as follows:

Brent M. Johnson
Nancy J. Sylvester
ADMINISTRATIVE OFFICE OF THE COURTS
State of Utah
P.O. Box 140241
Salt Lake City, Utah 84114-0241
Defendant Honorable Barry G. Lawrence

David K. Isom
ISOM LAW FIRM PLLC
299 South Main Street, Suite 1300
Salt Lake City, Utah 84111
Defendant Lynn D. Becker

s/ Debbie A. Foulk

Debbie A. Foulk
Legal Assistant to Frances C. Bassett