UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

LITTLE RIVER BAND OF OTTAWA
INDIANS TRIBAL GOVERNMENT
Respondent

CASE 7-CA-51156

LOCAL 406, INTERNATIONAL
BROTHERHOOD OF TEAMSTERS
Charging Union

MOTION OF THE UNITED STATES DEPARTMENT OF THE INTERIOR FOR LEAVE TO FILE AN *AMICUS CURIAE* BRIEF

Now comes the United States Department of the Interior and respectfully requests leave of the National Labor Relations Board to file an *amicus curiae* brief in the above-captioned case in reference to the pending motion to dismiss or for summary judgment filed by the Respondent. The Interior Department is the department of the federal government charged with administering Indian affairs, and this case involves important questions of federal Indian law. As noted in the Respondent's brief in support of its motion to dismiss or for summary judgment, the Interior Department, through its Solicitor's Office, has previously been involved with and taken a position in this case. *See* Respondent's Brief, p. 26 n.25; Respondent's Statement of Facts, Appendix VII. The Interior Department proposes to file its *amicus curiae* brief within 21 days after the completion of briefing by the parties.

Dated: March 11, 2011 *<u>/s/ Edith R. Blackwell</u>*

Edith R. Blackwell

Associate Solicitor
Division of Indian Affairs
Office of the Solicitor, Department of the Interior
1849 C Street, NW
Washington, DC 20240
Tel: (202) 208-3401
Email: Edith.Blackwell@sol.doi.gov

STATEMENT OF SERVICE

Copies of this motion have this day been served upon the following by electronic mail to the email addresses shown:

- Brad Howell, Esq., National Labor Relations Board (brad.howell@nlrb.gov)
- Kaighn Smith Jr., Esq., Respondent, Drummond Woodsum & MacMahon (ksmith@dwmlaw.com)
- Local 406, International Brotherhood of Teamsters, Charging Union c/o its counsel, Ted M. Iorio, Esq. (titorchmi@aol.com)

This motion has this day been electronically filed with the Executive Secretary of the National Labor Relations Board.

Dated: March 11, 2011

/s/ Rebekah M. Krispinsky

Rebekah M. Krispinsky
Attorney-Advisor
Division of Indian Affairs
Office of the Solicitor, Department of the Interior
1849 C Street, NW
Washington, DC 20240
Tel: (202) 208-4479
Email: Rebekah.Krispinsky@sol.doi.gov