

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

CHAD EVERET BRACKEEN,  
JENNIFER KAY BRACKEEN, FRANK  
NICHOLAS LIBRETTI, HEATHER LYNN  
LIBRETTI, ALTAGRACIA SOCORRO  
HERNANDEZ, JASON CLIFFORD, and  
DANIELLE CLIFFORD,

and

STATE OF TEXAS,  
STATE OF LOUISIANA, and  
STATE OF INDIANA,

*Plaintiffs,*

v.

UNITED STATES OF AMERICA; RYAN  
ZINKE, in his official capacity as Secretary of  
the United States Department of the Interior;  
BRYAN RICE, in his official capacity as Di-  
rector of the Bureau of Indian Affairs; JOHN  
TAHSUDA III, in his official capacity as Act-  
ing Assistant Secretary for Indian Affairs; the  
BUREAU OF INDIAN AFFAIRS; the  
UNITED STATES DEPARTMENT OF THE  
INTERIOR; ALEX AZAR, in his official ca-  
pacity as Secretary of the United States De-  
partment of Health and Human Services; and  
the UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES,

*Defendants,*

CHEROKEE NATION, et al.,

*Intervenor-Defendants.*

Civil Action No. 4:17-cv-868-O

**MOTION TO AMEND SCHEDULING ORDER**

Plaintiffs Chad and Jennifer Brackeen, Frank and Heather Libretti, Altagracia Hernandez, and Jason and Danielle Clifford (together, the “Individual Plaintiffs”) and the States of Texas, Louisiana, and Indiana (the “State Plaintiffs”) (collectively, “Plaintiffs”) respectfully move the Court to amend the current briefing schedule as follows: (1) Defendants’ replies in support of their

motions to dismiss and oppositions to Plaintiffs' motions for summary judgment shall be due no later than June 1, 2018; and (2) Plaintiffs' replies in support of their motions for summary judgment shall be due no later than June 15, 2018.

In support of this motion, Plaintiffs rely on the Memorandum of Law in support, filed contemporaneously with this motion.

Wherefore, Plaintiffs respectfully request that the Court grant this motion and modify the scheduling order.

Dated: May 1, 2018

Respectfully submitted,

/s/ Matthew D. McGill

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*Attorneys for State Plaintiffs*

**CERTIFICATE OF CONFERENCE**

I hereby certify that, on April 27, 2018, I conferred with counsel for the Defendants regarding this motion. Defendants indicate that they oppose the motion.

/s/ Matthew D. McGill  
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**CERTIFICATE OF SERVICE**

I hereby certify that, on May 1, 2018, I filed the foregoing document using the Court's ECF system. Service on all counsel of record for all parties was accomplished electronically using the Court's CM/ECF system.

/s/ Matthew D. McGill  
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