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9 Attorneys for the Native Village of Selawik

10 IN THE UNITED STATES DISTRICT COURT

11 FOR THE DISTRICT OF ALASKA

12 NIKKI LYNN RICHMAN, on her own  
13 behalf and ex. rel C.R. a Minor Child,

14 Petitioners,

15 vs.

16 NATIVE VILLAGE OF SELAWIK,  
17 RALPH STOCKER, and ARLENE  
18 BALLOT,

19 Respondents.

Case No.: 3:22-cv-00280-JMK

**DECLARATION OF JAMES J.  
DAVIS, JR. IN SUPPORT OF  
NATIVE VILLAGE OF SELAWIK'S  
MOTION TO DISMISS**

20 I, James J. Davis, Jr., declare under penalty of perjury:

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- 22 1. I am an attorney at the Northern Justice Project, LLC ("NJP"). My law firm  
23 has represented the Native Village of Selawik in Alaska State Superior  
24 Court in *In the Matter of C.R.*, Case No. 4FA-21-00332-PR, and has served  
25 as an attorney for the tribe throughout the Selawik Tribal Court matter of  
26  
27 *In the Matter of C.R.*, Tribal Court Case No. NVS-J-21-001.

28 DECLARATION OF JAMES J. DAVIS, JR. IN SUPPORT OF  
NATIVE VILLAGE OF SELAWIK'S MOTION TO DISMISS  
*Nikki Lynn Richman v. Native Village of Selawik, Ralph Stocker, and Arlene Ballot*  
Case No.: 3:22-cv-00280-JMK  
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- 1           2.     On December 18, 2022, I emailed Petitioner’s counsel a copy of the Order  
2           Concerning Child Custody (December 16, 2022), *In the Matter of C.R.*,  
3           Tribal Court Case No. NVS-J-21-001, which is attached as Exhibit C to the  
4           Native Village of Selawik’s Motion to Dismiss.  
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- 6           3.     On December 19, 2022, I emailed Petitioner’s counsel to inform him that  
7           Petitioner may appeal the Order Concerning Child Custody (December 16,  
8           2022), *In the Matter of C.R.*, Tribal Court Case No. NVS-J-21-001, which  
9           is attached as Exhibit C to the Native Village of Selawik’s Motion to  
10          Dismiss. A true and correct copy of this email correspondence is attached  
11          as Exhibit E to the Native Village of Selawik’s Motion to Dismiss. In this  
12          email, I informed Petitioner’s counsel that, to appeal, Petitioner needed to,  
13          within 30 days of the issuance of the order, submit to the tribal court a  
14          written explanation of the facts or the law that the tribal court erred in  
15          considering. Petitioner never submitted an appeal within those 30 days.  
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- 17          4.     On December 29, 2022, in state court, Petitioner filed an Opposition to  
18          Registration of Tribal Court Order and Request for Evidentiary Hearing &  
19          Motion to Dismiss (December 29, 2022), *In the Matter of C.R.*, Case No.  
20          4FA-21-00332-PR, which is attached as Exhibit F to the Native Village of  
21          Selawik’s Motion to Dismiss.  
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