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DEPARTMENT OF
WATER RESOURCES

MOTION TO DETERMINE
SUFFICIENCY OF OBJECTIONS
AND DEEM CERTAIN MATTERS
ADMITTED - 1

Claimants served their initial *Claimants Steve and Deanne Hawks' Responses to Objector's First Requests for Discovery* on March 7, 2016. On March 28, 2016 *Claimants Steve and Deanne Hawks' Amended Responses to Objector's First Requests for Discovery* were received.

The Tribe asserts that Claimants' objections, answers, and responses to be unfounded or otherwise inadequate. Once the Court rules on Claimants' objections to *Objector's First Requests for Discovery to Claimants*, the requests for admissions and Claimants' answers thereto speak for themselves, and Objector would ask the Court to deem certain matters admitted. This motion is supported by a memorandum of law and affidavit of counsel, filed concurrently with this motion, and are by reference, incorporated herein.

The undersigned hereby certifies in compliance with Rule 37(a)(2), that the movant has in good faith conferred or attempted to confer with the party not making the disclosure in an effort to secure the disclosure without court action and that resolution of the matter has not occurred.

The Tribe therefore requests the Court set a hearing on this motion, to rule upon Claimants' objections to the Tribe's discovery requests and to order certain matters deemed admitted.

Pursuant to I.R.C.P. 37(a)(4), Objector seeks its reasonable expenses incurred in obtaining any such order, including attorney's fees.

THE TRIBE REQUESTS AND RESERVES ORAL ARGUMENT ON THIS MOTION.

Respectfully submitted this 15th day of April, 2016.

HOWARD FUNKE & ASSOCIATES, P.C.

By: Howard Funke
Howard Funke, Of the Firm
Attorneys for the Coeur d'Alene Tribe

Certificate of Service

I hereby certify that on the 11th day of April, 2016, a copy of the foregoing Motion to Determine Adequacy of Objections and Deem Certain Matters Admitted was served on the following counsel of record and other entities via the method indicated below:

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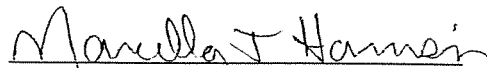
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