

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
WESTERN DIVISION**

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RAYMOND CROSS; MARILYN  
HUDSON

Plaintiffs,

vs.

MARK FOX, individually and as a  
member of the Three Affiliated Tribes  
Tribal Business Council; RANDY  
PHELAN, individually and as a member of  
the Three Affiliated Tribes Tribal Business  
Council, FRED FOX, individually and as a  
member of the Three Affiliated Tribes  
Tribal Business Council, MERVIN  
PACKINEAU, individually and as a  
member of the Three Affiliated Tribes  
Tribal Business Council, JUDY BRUGH,  
individually and as a member of the Three  
Affiliated Tribes Tribal Business Council,  
CORY SPOTTED BEAR, individually and  
as a member of the Three Affiliated Tribes  
Tribal Business Council, MONICA  
MAYER, individually and as a member of  
the Three Affiliated Tribes Tribal Business  
Council

Defendants.

**TRIBAL DEFENDANTS' MOTION TO  
DISMISS**

Case No. 1:20-CV-00177-DMT-CRH

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[¶1] Defendants Mark Fox, Randy Phelan, Fred Fox, Mervin Packineau, Judy Brugh, Cory Spotted Bear, and Monica Mayer (the “Tribal Defendants”) move to dismiss the Complaint of Raymond Cross and Marilyn Hudson. A memorandum in support of this Motion has been concurrently filed.

Respectfully submitted this 26<sup>th</sup> day of October 2019.

**FREDERICKS LAW FIRM LLC**

*Peter Breuer*

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