

Town of Lac du Flambeau Case Overview

1. **United States of America vs. Town of Lac du Flambeau and Gordon Anderson et al.**

Case No. 3:23-CV-355, United States District Court for the Western District of Wisconsin
Filed 5/31/23

Upcoming Deadlines:

Defendant's Brief in Opposition to Partial Motion to Dismiss: 3/6/24
Plaintiffs' Brief in Reply to Defendant's Brief in Opposition to Partial Motion to Dismiss: 3/18/24
File Disclosure of Experts-Proponents: 3/29/24
File Disclosure of Experts-Respondents: 5/29/24
First Final Pretrial Conference: 1/28/25
Second Final Pretrial Conference: 2/4/25
Trial Dates: 2/10/25-2/14/25

Current Status: The court granted the homeowners Motion to Intervene on February 5, 2024. The United States, Homeowners, and Town recently filed amended pleadings.

2. **Town of Lac du Flambeau vs. Bryan Newland, Tammie Poitra, Deb Haaland, United States Department of the Interior, Bureau of Indian Affairs**

Case No. 3:23-CV-541, United States District Court for the Western District of Wisconsin
Filed 8/7/23

Upcoming Deadlines:

Status Conference: 5/22/24

Current Status: The Federal Defendants filed a Motion to Dismiss. The Town filed a Response in Opposition to the Motion to Dismiss on 12/13/23. The Defendants filed a Reply in Support of the Motion to Dismiss on 1/12/24. Parties are waiting for a ruling.

3. **Town of Lac du Flambeau vs. US Department of the Interior and Bureau of Indian Affairs (FOIA)**

Case No. 3:23-CV-582, United States District Court for the Western District of Wisconsin
Filed 8/24/23

Upcoming Deadlines:

8/26/24: Final Pretrial Submissions

9/3/24: Final Pretrial Conference
9/11/24: Trial

Current Status: The government produced numerous documents as a result of this FOIA litigation and a Vaughn Index. Documents received are being reviewed.

- 4. Michael Hornbostel vs. Town of Lac du Flambeau, Matthew Gaulke, Gloria Cobb, Robert Hansen, and X, Y, Z Unknown Defendants**
Case No. 23-CV-68, State of Wisconsin, Vilas County
Filed 7/14/23

Upcoming Deadlines:

2/22/24: Scheduling Conference
5/16/24: Oral Ruling
7/11/24: Final Pre-Trial Conference
8/19/24-8/23/24: Jury Trial

Note: As a result of the Town's filing its Motion to Dismiss these court dates may be extended to allow time for briefing and the Court's decision.

Current Status: The Town filed a Motion to Dismiss for Failure to Join Indispensable Parties. The Plaintiffs have until March 1st to respond. The Town has until March 15th to reply to their response. The court will make a ruling on May 16th.

- 5. Robert H. Beer, Jr. and Nicole E. Beer vs. Town of Lac du Flambeau, Matthew Gaulke, Gloria Cobb, Robert Hansen, and X, Y, Z Unknown Defendants**
Case No. 23-CV-78, State of Wisconsin, Vilas County
Filed 7/31/23

Upcoming Deadlines:

2/22/24: Scheduling Conference
5/16/24: Oral Ruling
7/11/24: Final Pre-Trial Conference
8/19/24-8/23/24: Jury Trial

Note: As a result of the Town's filing its Motion to Dismiss these court dates may be extended to allow time for briefing and the Court's decision.

Current Status: The Town filed a Motion to Dismiss for Failure to Join Indispensable Parties. The Plaintiffs have until March 1st to respond. The Town has until March 15th to reply to their response. The court will make a ruling on May 16th.