

## 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 1<sup>st</sup> to respond. The Town has until March 15<sup>th</sup> to reply to their response. The court will make a ruling on May 16<sup>th</sup>.

- 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 1<sup>st</sup> to respond. The Town has until March 15<sup>th</sup> to reply to their response. The court will make a ruling on May 16<sup>th</sup>.