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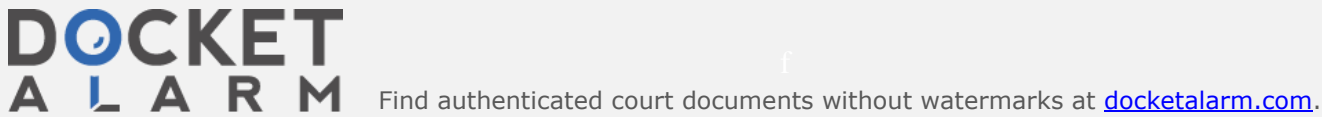
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
SEATTLE DIVISION

PUYALLUP TRIBE OF INDIANS,)	No. 2:20-CV-1864
)	
Plaintiff,)	
)	NOTICE OF RELATED CASES
vs.)	
)	
ELECTRON HYDRO, LLC; THOM A. FISCHER;)	
TOLLHOUSE ENERGY COMPANY,)	
)	
Defendants.)	
_____)	

Pursuant to LCR 3(g)(1), the Puyallup Tribe of Indians hereby submits this notice of pending, related cases in the Western District of Washington.

The first case, *American Whitewater v. Electron Hydro, LLC*, No. 2:16-cv-00047-JCC (W.D. Wash.), is also a case filed for violations of the Endangered Species Act. The case arises from similar facts and conduct of the Defendants, and alleges take of listed species in violation of the Endangered Species Act, 16 U.S.C. § 1538.

The second related case, *United States of America v. Electro Hydro, LLC*, No. 2:20-cv-1746-RAJ (W.D. Wash.) is a case against Electron Hydro, LLC arising from the same facts and occurrences that occurred in July of 2020 at the Electron Facility during



1 construction. The claims against Electron Hydro in *United States v. Electron Hydro, LLC*
2 matter include claims for violations of the Clean Water Act as a result of the placement of turf
3 and other unpermitted fill, and other unpermitted discharges, into the Puyallup River.

4 Both related actions concern substantially the same defendants, property, and many of
5 the same events. It appears that there would be an unduly burdensome duplication of labor
6 and expense or the potential for conflicting results if this matter and the other matter involving
7 claims under the Endangered Species Act, *American Whitewater v. Electron Hydro, LLC*, No.
2:16-cv-00047-JCC (W.D. Wash.), were conducted before different judges.

8 Respectfully submitted this 30th day of December, 2020,

9
10 THE PUYALLUP TRIBE OF INDIANS

11 By: s/ Lisa AH Anderson

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