

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**STAND UP FOR CALIFORNIA!, et al.,**

Plaintiffs,

v.

**U.S. DEP'T OF INTERIOR, et al.,**

Defendants,

and

**WILTON RANCHERIA,**

Intervenor Defendant.

Civil Action No. 1:17-cv-00058-RDM

Judge Randolph D. Moss

**ORAL ARGUMENT REQUESTED**

**[PROPOSED] ORDER**

Upon consideration of Plaintiffs' Motion for Summary Judgment and supporting memorandum, and for good cause, it is hereby:

**ORDERED** that Plaintiffs' Motion is **GRANTED**; and it is further:

A. **DECLARED** that Defendants violated 25 C.F.R. § 151.12(c) in issuing the January 19, 2017, Record of Decision and acquiring title to the Elk Grove Site in trust for the Wilton Rancheria;

B. **ORDERED** that the January 19, 2017, Record of Decision is **VACATED** and set aside as arbitrary, capricious, an abuse of discretion, in excess of jurisdiction, not in observance of procedure, or otherwise not in accordance with law;

C. **DECLARED** that Defendants violated the Federal Vacancies Reform Act of 1998 by performing functions and duties reserved to the Assistant Secretary–Indian Affairs by issuing the January 19, 2017, Record of Decision and acquiring title to the Elk Grove Site in trust for the Wilton Rancheria;

D. **DECLARED** that the January 19, 2017, Record of Decision and acquisition of title to the Elk Grove Site in trust for the Wilton Rancheria shall have no force or effect;

E. **ORDERED** that the Defendants take such steps as necessary to reverse or rescind the acquisition of title to the Elk Grove Site in trust and record the same.

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RANDOLPH D. MOSS  
United States District Judge