

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

STATE OF TEXAS,

Plaintiff,

v.

YSLETA DEL SUR, ET AL.,

Defendants.

§
§
§
§
§
§
§
§
§
§

EP-99-CV-320-KC

**ADVISORY TO THE COURT REGARDING
UNITED STATES' AMICUS PARTICIPATION**

On October 9, 2015, the Court issued an Order (Rec. Doc. 525) inviting two agencies of the United States, the Department of the Interior and the National Indian Gaming Commission, to submit amicus curiae briefs regarding the legal effect of two agency documents on litigation before the Court. The Department of Justice represents the United States and those two agencies in federal court. Upon consideration, the United States respectfully declines the Court's invitation.

Dated: December 9, 2015

Respectfully submitted,

JOHN C. CRUDEN
Assistant Attorney General

/s/ Judy B. Harvey
Judy B. Harvey
Colorado Bar No. 40379
United States Department of Justice
Environment & Natural Resources Division
P.O. Box 7415
Washington, DC 20044
(202) 514-3932
judith.harvey@usdoj.gov

JOHN F. PANISZCZYN
Assistant United States Attorney
State Bar No. 15443855
U.S. Attorney's Office
601 N.W Loop 410, Suite 600
San Antonio, Texas 78216-5597
Tel: (210) 384-7325
Fax: (210) 384-7312

CERTIFICATE OF SERVICE

I hereby certify that on December 9, 2015, I caused a true and correct copy of the foregoing to be served electronically by the Court's CM/ECF system on the following counsel of record:

William T. Deane
Anne Marie Mackin
Assistant Attorneys General
General Litigation Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548

Attorneys for State of Texas

Jennifer Scott Riggs
Riggs & Ray, P.C.
506 W. 14th Street, Suite A
Austin, Texas 78701

**Attorney for Veterans of Foreign Wars
Department of Texas**

Randolph Barnhouse
Justin J. Solimon
Johnson Barnhouse & Keegan, L.L.P.
7424 4th St., N.W.
Los Ranchos De Albuquerque, NM 87107

Richard Andrew Bonner
Kemp Smith
221 N. Kansas, Suite 1700
El Paso, Texas 79901

Attorneys for Ysleta del Sur Pueblo

/s/ Judy B. Harvey
Judy B. Harvey