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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

WESTERN WATERSHEDS PROJECT, et al.,)	Case No.: 3:21-cv-0103-MMD-CLB
)	
Plaintiffs,)	PLAINTIFFS' RESPONSE
)	IN SUPPORT OF RENO-SPARKS
v.)	INDIAN COLONY AND ATSA
)	KOODAKUH WYH
U.S. DEPARTMENT OF THE INTERIOR, et al.,)	NUWU/PEOPLE OF RED
)	MOUNTAIN MOTION TO
Defendants,)	INTERVENE
and)	
)	
LITHIUM NEVADA CORPORATION,)	
)	
Intervenor-Defendant.)	

1 Plaintiffs respectfully submit this Response in support of the Reno-Sparks Indian Colony
 2 and Atsa Koodakuh Wyh Nuwu/People of Red Mountain's Motion to intervene in the above-
 3 captioned matter. Proposed Plaintiff-Intervenors have raised serious issues about the adequacy of
 4 the National Historic Preservation Act (NHPA) consultation process with Native American tribes
 5 and groups for the Thacker Pass Project and show that the imminent Historic Properties
 6 Treatment Plan (HPTP) activities incorporated in the Record of Decision threaten irreparable
 7 harm to their interests in protecting cultural artifacts and human remains in the Project area. *See*
 8 Proposed PI Mot. at 8 (ECF #44-1). These interests are not represented by any party to the
 9 litigation. Consequently, the Proposed Plaintiff-Intervenors should be granted intervention as of
 10 right. Fed. R. Civ. P. 24(a)(2). Proposed Plaintiff-Intervenors have also shown that permissive
 11 intervention would be appropriate since their claims are centered around the Thacker Pass
 12 Project and thus share common questions of law or fact with the main action. Fed. R. Civ. P.
 13 24(b)(1)(b); *see also Paher v. Cegavske*, No. 3:20-cv-243-MMD-WGC, 2020 WL 2042365, at
 14 *3 (D. Nev. Apr. 28, 2020) (granting intervention).

15
 16
 17 Respectfully submitted this 26th day of July, 2021.

18 /s/ Talasi Brooks

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3 /s/ Christopher Mixson

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11 **CERTIFICATE OF SERVICE**

12 I, Talasi Brooks, hereby attest that I served the foregoing on all parties via this Court's ECF
13 system, this 26th day of July, 2021.

14 /s/ Talasi B. Brooks