

**UNITED STATES OF AMERICA
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

File No. 2:73 CV 26

and

Hon. Paul L. Maloney

BAY MILLS INDIAN COMMUNITY, SAULT
STE. MARIE TRIBE OF CHIPPEWA INDIANS,
GRAND TRAVERSE BAND OF OTTAWA AND
CHIPPEWA INDIANS, LITTLE RIVER BAND OF
OTTAWA INDIANS, and LITTLE TRAVERSE BAY
BANDS OF ODAWA INDIANS,

Plaintiff-Intervenors,

vs.

STATE OF MICHIGAN, et al.,

Defendants.

**ORDER AMENDING SECTION
VII.A.7.d OF CONSENT DECREE**

A Consent Decree was entered on August 7, 2000 ("2000 Consent Decree"), upon the stipulation of the parties, by which the Court established regulation, management and allocation of fish resources in the Great Lakes waters of Lakes Huron, Michigan and Superior subject to the treaty fishing rights reserved by Plaintiff-Intervenors in the Treaty of March 28, 1836 (7 Stat. 491) (the "1836 Treaty waters") for the time period of 2000 to 2020; and

The parties have executed a stipulation to amend section VII.A.7.d of the 2000 Consent Decree. The Court approves the agreement of the parties set forth in the stipulation and enters this Order:

IT IS ORDERED that section VII.A.7.d. of the 2000 Consent Decree shall include the following text:

In 2010 and 2011, the Tribes' lake trout harvest limit for unit MH-1 (including the Bay Mills' Small Boat Zone) shall be 220,000 pounds plus estimated throwback mortality, and the State's harvest limit shall be 25,000 pounds plus estimated hooking mortality. The penalty of 5,304 pounds of lake trout incurred by the State in 2009 shall be imposed on the State's harvest limit for lake trout in 2010 in accordance with section VII.B.4. of the 2000 Consent Decree.

IT IS FURTHER ORDERED that in all other respects, section VII.A.7.d of the 2000 Consent Decree shall remain unchanged.

Dated: August 20, 2010

/s/ Paul L. Maloney

Hon. Paul L. Maloney

U.S. District Court Judge