

LEGAL NOTICE – ATTENTION

THE TULALIP TRIBAL COURT for the Tulalip Indian Reservation, Tulalip, WA

Notice of Petition for Forfeiture and Summons by Publication

The Tulalip Tribes Office of Reservation Attorney gives notice that the property listed below was seized for forfeiture for violation of Tribal Law. Laws and procedures applicable to the forfeiture process can be found in Tulalip Tribal Code (TTC) Chapters 2.10 and 2.60. The code is available online at this website: (<http://www.codepublishing.com/WA/Tulalip/>).

TO FILE A CLAIM: If you are an owner or claimant, you may contest the forfeiture of the property listed below by filing an answer with the Tribal Court no later than 30 days after the date of final publication of this notice. You must serve a copy of your answer on the Tribal Prosecutor. You may request a copy of the summons, petition, and evidence in your case from the Tribal Prosecutor.

Tribal Court
6332 31st Ave. NE, Suite B,
Tulalip WA 98271
360-716-4773

Tribal Prosecutor
6330 31st Ave. NE
Tulalip WA 98271
360-716-4810

DEADLINE TO FILE ANSWER: **September 1, 2020**

DATE OF FIRST PUBLICATION: July 1, 2020

THE FOLLOWING PROPERTY IS BEING HELD PENDING FORFEITURE:

\$451 Dollars in U.S. Currency seized by Tulalip Tribal Police from Toby Nicholas on June 4, 2020 at 10600 Quil Ceda Blvd., Tulalip, Washington 98271. – A Summons re Seized Property and Petition for Forfeiture of Seized Property have been filed with the Tulalip Tribal Court.

FAILURE TO FILE AN ANSWER WITHIN THE TIME ALLOWED MAY RESULT IN FORFEITURE OF THE LISTED PROPERTY.

THE PETITION AND SUMMONS IN THESE CASES CAN BE FOUND ON THE FOLLOWING PAGES.

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IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON

IN REM THE FORFEITURE OF:
EIGHTY NINE DOLLARS in U.S.
Currency (\$89)

NO. TUL-CV-FO-2020-0430

SUMMONS RE SEIZED PROPERTY

TPD Incident No. 20-1199
Primary Officer M. Larson

(Clerk's Action Required)

TO: Justin Schenck
5819 96th Drive Se
Snohomish, WA 98290

YOU ARE HEREBY NOTIFIED that the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, has filed a petition with the Court that seeks to have forfeited, to the benefit of the Tribes, certain property that you allegedly own, claim, or have an interest.

Pursuant to Chapter 2.60.070§(4)(a), of the Tulalip Tribes Code of Law, you have thirty (30) days after you have been served the petition and this summons to file with the Court a response to the allegations described in the petition. No extension of the time for filing the response may be granted. Failure to respond within 30 days may bar you from presenting evidence at any later evidentiary hearing regarding the seized property. Further, if no response is filed within 30 days after service of the petition and summons, the Court, upon motion of the Tribes, shall order the property forfeited to the Tribes.

Chapter 2.60.070§(4)(b) governs responses to forfeiture petitions. The Clerk's Office does not provide legal advice. It is your responsibility to familiarize yourself with the applicable tribal law—which is available from the Clerk's Office and on-line at: <http://www.codepublishing.com/WA/Tulalip/>

1 Your response must be mailed to, or personally filed with, the Clerk's Office at 6332-
2 31st Ave NE, Suite B, Tulalip WA 98271.

3 Questions regarding the petition should be addressed to the Tulalip Tribes Prosecutor's
4 Office at 360-716-4810, not to the Clerk's Office.

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6 DATED this 1 day of ~~June~~ ^{July} 2020.

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10 CLERK OF THE COURT

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**IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON**

IN REM THE FORFEITURE OF:
EIGHTY NINE DOLLARS in U.S.
Currency (\$89)

NO. TUL-CV-FO-2020-0430
**PETITION FOR FORFEITURE OF
SEIZED PROPERTY**
TPD Incident No. 20-1199
Primary Officer M. Larson

COMES NOW the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, to petition the Court to institute proceedings for the forfeiture of the property described in section I, below. The Court has subject matter jurisdiction over these proceedings, and this Petition is made pursuant to, Chapter 2.60 of the Tulalip Tribes Code of Law.

I. SUBJECT PROPERTY

As described in detail in Tulalip Police Incident Report #20-1199, which is on file with the Tulalip Tribal Court under this cause number, on or about the 25th day of May, 2020, Tulalip Tribal Police (TPD) seized a \$89 from Justin Schenck in the vicinity of 3104 116th Street NE, Tulalip, Washington in connection with narcotics trafficking on the Tulalip Reservation.

II. AUTHORITY

Because the Subject Money was furnished or intended to be furnished by any person in exchange for a controlled substance or listed chemical in violation of Tulalip Law, it is subject to forfeiture pursuant to Tulalip Tribal Code 2.60.020§(7).

III. CLAIMANTS

Justin Schenck, from whom the subject property was seized, is the only person who the Tribes knows or has reason to believe has or may assert a claim to the subject property. Justin

1 Schenck is believed to be residing at 5819 96th Drive SE, Snohomish, Washington 98290 (Police
2 Report).

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4 **IV. CONCLUSION**

5 Based upon the foregoing, the Tribes requests the Clerk of the Court issue a Summons
6 to have Justin Schenck answer the allegations of this Petition, and, ultimately, for the Court to
7 order that the Subject Property be forfeited for the benefit of the Tulalip Tribes.

8 DATED this 29th day of June, 2020.

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10 TULALIP TRIBES
Office of the Reservation Attorney

11 *Michelle Sheldon*

12 MICHELLE SHELDON, WSBA No. 53572
13 ORA Reservation Attorney
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