
**UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

NAVAJO NATION HUMAN RIGHTS
COMMISSION; PEGGY PHILLIPS; MARK
MARYBOY; WILFRED JONES; TERRY
WHITEHAT; BETTY BILLIE FARLEY;
WILLIE SKOW; and MABEL SKOW,

Plaintiffs,

v.

SAN JUAN COUNTY; JOHN DAVID
NIELSON, in his official capacity as San Juan
County Clerk; and PHIL LYMAN, BRUCE
ADAMS, and REBECCA BENALLY, in their
official capacities as San Juan County
Commissioners,

Defendants.

**JOINT MOTION TO APPROVE
SECOND REVISED SETTLEMENT
AGREEMENT**

Case No. 2:16-cv-00154 JNP

Judge Jill N. Parrish

By and through their respective counsel, Plaintiffs and Defendants hereby move this Court to extend the *Revised Settlement Agreement*¹ and approve the *Second Revised Settlement Agreement*, attached hereto as **Exhibit A**.

1. Plaintiffs and Defendants first entered into a *Settlement Agreement* on February 20, 2018,² which was approved by the Court on February 22, 2018 (the “Order”).³ The Court approved the most recent *Revised Settlement Agreement* on April 7, 2021.⁴

2. Under Section G, Paragraph 15 of the *Revised Settlement Agreement*, the *Revised Settlement Agreement* was to be “in place through the 2024 general election, at which time the

¹ ECF 205-1.

² ECF 198.

³ ECF 199.

⁴ ECF 205.

parties agree to again meet, in good faith ... to determine whether the terms and provisions of this *Revised Settlement Agreement* shall be continued.”⁵

3. The parties began negotiating a revised agreement after the 2024 general election and subsequently extended the *Revised Settlement Agreement*, with the most recent extension granted by the Court on March 3, 2025.⁶

4. After reviewing the data and meeting and conferring in good faith, Plaintiffs and Defendants have agreed to revise the terms of the *Revised Settlement Agreement* by entering into the *Second Revised Settlement Agreement* through the 2028 general election.

WHEREFORE, the undersigned counsel hereby jointly move the Court to approve the modified terms in the *Second Revised Settlement Agreement*, including continuing the *Second Revised Settlement Agreement* through the 2028 election; incorporate the terms of the *Second Revised Settlement Agreement* into its original Order; and retain jurisdiction over this matter in order to enforce the terms of the *Second Revised Settlement Agreement*.

Dated this 31st day of March 2025.

**AMERICAN CIVIL LIBERTIES
UNION OF UTAH**

DRAFT

Abigail Cook
Attorney for Plaintiffs

SUITTER AXLAND, PLLC

DRAFT

Jesse C. Trentadue
Carl F. Huefner

Attorneys for Defendants

⁵ ECF 205-1 ¶ 15.

⁶ ECF 218.