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OFFICE OF THE ATTORNEY GENERAL

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Trustee of the NMI Settlement Fund

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS**

**NORTHERN MARIANA ISLANDS
RETIREMENT FUND,**

Plaintiff,
v.

**COMMONWEALTH OF THE NORTHERN
MARIANA ISLANDS, et al.,**

Defendants.

Civil Case No. 13-00006

JOINT STATUS REPORT

Judge: Hon. Tydingco-Gatewood
Date:
Time:

1 The parties, by and through undersigned counsel, and Joyce C.H. Tang, the Trustee of the
2 NMI Settlement Fund, submit this Joint Status Report in compliance with the Court's order dated
3 August 31, 2017.

4 ***Commonwealth Ports Authority***

5 The Commonwealth Ports Authority ("CPA") agrees that all issues in this case and in its
6 Motion for Writ of Mandamus have been resolved. CPA further agrees that the Motion for Writ
7 of Mandamus is moot. CPA does not join in any other part of this Joint Status Report and does
8 not agree with or otherwise adopt the statements of the other parties or the Trustee.
9

10 ***The CNMI and the Trustee***

11 The CNMI (including the Department of Finance and its officials named in this case) and
12 the Trustee submit the following:

13 This case was stayed on May 15, 2013, pending final approval of the Settlement
14 Agreement dated August 6, 2013 (ECF 468-1) (the "Settlement Agreement") by the District
15 Court in *Johnson v. Inos*, Civ. No. 09-00023 (the "Johnson Action"). A copy of the Settlement
16 Agreement is attached hereto as **Exhibit A**. The District Court approved the Settlement
17 Agreement on October 23, 2013. See Final Judgment Approving Class Action Settlement,
18 attached hereto as **Exhibit B**.
19

20 In light of the District Court's approval of the Johnson Action Settlement Agreement, the
21 parties and the Settlement Fund Trustee submit that the Settlement Agreement resolved the
22 issues in this case, and there are no remaining unresolved issues in this case. Accordingly, in
23 accordance with Paragraph 14.0 of the Johnson Action Settlement Agreement, this case should
24 be closed with an order stating that:
25

26 (a) the terms of the Settlement Agreement and the Final Judgment Approving Class
27 Action Settlement be incorporated into the final judgment entered in this case; and
28

1 (b) the autonomous agencies (as defined in the Settlement Agreement to include the
2 Commonwealth Ports Authority) withdraw their motions and requests for any relief in the
3 Johnson Action and any other actions against the Fund.
4

5 RESPECTFULLY SUBMITTED this 19th day of September 2017.
6

7
8 By: /s/Lillian A. Tenorio
9 Lillian A. Tenorio
10 *Attorney for the CNMI, the Governor*
11 *of the CNMI, the Department of*
12 *Finance, and the Secretary of*
13 *Finance*

14 By: /s/ Robert T. Torres
15 Robert T. Torres
16 *Attorney for the Commonwealth Ports*
17 *Authority*

18 By: /s/ Joyce C.H. Tang
19 Joyce C.H. Tang
20 *NMI Settlement Fund Trustee*
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CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing has been electronically filed this 19th day of September 2017, with service requested to all parties of record.

OFFICE OF THE ATTORNEY GENERAL

/s/ Lillian A. Tenorio
Lillian A. Tenorio
Deputy Attorney General