



This appeal is taken pursuant to 28 U.S.C. § 1253, which provides for direct appeal to the United States Supreme Court from a final decision of a three-judge court granting or denying a permanent injunction and 28 U.S.C. 2101(b), which provides that the time for an appeal to be taken from a final judgment, order, or decree in this matter is sixty days.

Respectfully submitted this 2nd day of January, 2024.

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By: /s/ Robert W. Harms  
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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA

CASE NO: 1:22-CV-00031

Charles Walen, an individual; and Paul  
Henderson, an individual. )

Plaintiffs, )

vs. )

DOUG BURGUM, in his official capacity  
as Governor of the State of North  
Dakota; MICHAEL HOWE in his official  
Capacity as Secretary of State of the  
State of North Dakota, )

Defendants, )

and )

The Mandan, Hidatsa and Arikara  
Nation, Lisa Deville, an individual; and  
Cesar Alvarez, Jr., an individual, )

Defendant-Intervenors. )

**DECLARATION OF SERVICE**

STATE OF NORTH DAKOTA )  
 ) ss  
COUNTY OF BURLEIGH )

I hereby declare that I am of legal age and not a party to the above-entitled matter. On January 2, 2024 the following documents:

1. Notice of Appeal to the U.S. Supreme Court

was filed electronically with the Clerk of Court through ECF, and that ECF will send a Notice of Electronic Filing and by United States Mail to the following:

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I declare, under penalty of perjury under the law of North Dakota, that the foregoing is true and correct and that all persons required to be served have been served.

Signed on January 2, 2024, at Bismarck, North Dakota, USA, by:

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