

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEW MEXICO**

NAVAJO NATION, a federally recognized  
Indian Tribe; NAVAJO NATION HUMAN  
RIGHTS COMMISSION; LORENZO  
BATES; JONNYE KAIBAH BEGAY;  
GLORIA ANN DENNISON; TRACY DEE  
RAYMOND and BESSIE YAZZIE  
WERITO,

Plaintiffs,

vs.

No. CIV 22-0095 JB/JFR

SAN JUAN COUNTY, NEW MEXICO; SAN  
JUAN COUNTY BOARD OF  
COMMISSIONERS; JOHN BECKSTEAD, in  
his official capacity as Chairman; TERRI  
FORTNER, in her official capacity as  
Commissioner; STEVE LANIER, in his official  
capacity as Commissioner; MICHAEL  
SULLIVAN, in his official capacity as  
Commissioner; GLOJEAN TODACHEENE, in  
her official capacity as Commissioner, and  
TANYA SHELBY, in her official capacity as  
County Clerk,

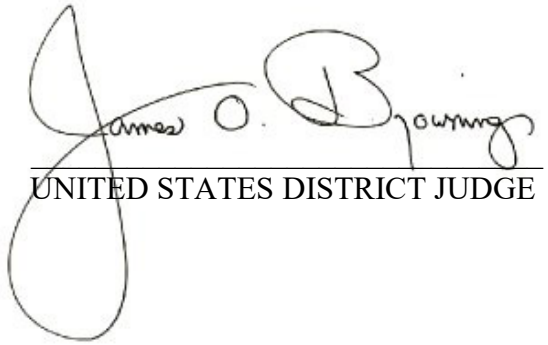
Defendants.

**ORDER**

**THIS MATTER** comes before the Court on Defendants’ Motion to Dismiss: Rule 12(B)(1) Dismissal for Lack of Standing of Putative Plaintiff Navajo Nation Human Rights Commission, filed July 10, 2023 (Doc. 100)(“MTD”). The Court held a hearing on August 15, 2023. See Clerk’s Minutes, filed August 15, 2023 (Doc. 157). The primary issue is whether the Court should dismiss Plaintiff Navajo Nation Human Rights Commission (the “Rights Commission”) from this case, because the Rights Commission lacks standing. For the reasons

stated on the record at the hearing, the Court grants the MTD. See Draft Transcript of Hearing at 13:9-15 (taken August 15, 2023)(Court).<sup>1</sup>

**IT IS ORDERED** that: (i) the Defendants' Motion to Dismiss: Rule 12(B)(1) Dismissal for Lack of Standing of Putative Plaintiff Navajo Nation Human Rights Commission, filed July 10, 2023 (Doc. 100), is granted; and (ii) Plaintiff Navajo Nation Human Rights Commission is dismissed without prejudice.



UNITED STATES DISTRICT JUDGE

*Counsel:*

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Attorney General  
Doreen N. McPaul  
Louis I. Mallette, IV  
Paul Spruhan  
Katherine Belzowski  
Attorneys  
Navajo Nation Department of Justice  
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-- and --

Alexander B. Giraldo  
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Los Angeles, California

-- and --

Danielle Nettles

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<sup>1</sup>The Court's citations to the transcript of the hearing refer to the court reporter's original, unedited version. Any final transcript may contain slightly different page and/or line numbers.

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-- and --

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-- and --

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-- and --

Bernadette Reyes  
Sonni Waknin  
UCLA Voting Rights Project  
Los Angeles, California

-- and --

Chad W. Dunn  
Brazil & Dunn  
Austin, Texas

-- and --

Ezra D. Rosenberg  
Ryan Snow  
Lawyers' Committee for Civil Rights Under Law  
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-- and --

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