

1 Michael V. Nixon, pro hac vice
2 (OR Bar #893240)
3 101 SW Madison Street #9325
4 Portland, OR 97207
5 Telephone: 503.522.4257
6 Email: michaelvnixon@yahoo.com

7 Clifford Levenson (AZ Bar #358287)
8 5119 North 19th Avenue
9 Suite K
10 Phoenix, AZ 85015
11 Telephone: 602.258.8989
12 Fax: 602.544.1900
13 Email: cliff449@hotmail.com

14 Attorneys for Plaintiff

15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE DISTRICT OF ARIZONA**
17 **Phoenix Division**

18 Apache Stronghold,
19 a 501(c)(3) nonprofit organization,

20 Plaintiff,

21 v.

22 United States of America,

23 Sonny Perdue, Secretary, U.S. Department
24 of Agriculture (USDA),

25 Vicki Christensen, Chief, USDA Forest
26 Service,

27 Neil Bosworth, Supervisor, USDA Tonto
National Forest,

and

Tom Torres, Acting Supervisor, USDA
Tonto National Forest,

Defendants.

No. 2:21-cv-00050-PHX-SPL

**PLAINTIFF'S
REPRESENTATION
STATEMENT**

1 Plaintiff Apache Stronghold files this Representation Statement under Federal
2 Rule of Appellate Procedure 12(b) and Circuit Rules 3-2(b) and 12-2.

3
4 **Plaintiff:**

5 Apache Stronghold, a 501(c)(3) nonprofit organization

6 **Counsel for Plaintiff:**

7 Michael V. Nixon, *pro hac vice*
8 (OR Bar #893240)
9 101 SW Madison Street #9325
10 Portland, OR 97207
11 Telephone: 503.522.4257
12 Email: michaelvnixon@yahoo.com

13 Clifford Levenson (AZ Bar #014523)
14 5119 North 19th Avenue, Suite K
15 Phoenix, AZ 85015
16 Telephone: 602.258.8989
17 Fax: 602.544.1900
18 Email: cliff449@hotmail.com

19 *Additional appellate counsel not appearing in the District of Arizona:*

20 Luke W. Goodrich
21 Mark L. Rienzi
22 Diana M. Verm
23 Joseph C. Davis
24 Christopher C. Pagliarella
25 Daniel D. Benson
26 The Becket Fund for Religious Liberty
27 1919 Pennsylvania Ave. NW
Suite 400
Washington, DC 20006
Telephone: 202.349.7209
Fax: 202.955-0095
lgoodrich@becketlaw.org
mrienzi@becketlaw.org
dverm@becketlaw.org
jdavis@becketlaw.org
cpagliarella@becketlaw.org
dbenson@becketlaw.org

28 **Defendants:**

29 United States of America

1 Sonny Perdue, Secretary, U.S. Department of Agriculture (USDA)
2 Vicki Christensen, Chief, USDA Forest Service
3 Neil Bosworth, Supervisor, USDA Tonto National Forest
4 Tom Torres, Acting Supervisor, USDA Tonto National Forest

5 **Counsel for Defendants:**

6 Jean E. Williams
7 Deputy Assistant Attorney General
8 United States Department of Justice
9 Environment and Natural Resources Division

10 Trial Counsel:
11 Tyler M. Alexander
12 150 M St. NE, Third Floor
13 Washington, D.C. 20002
14 (202)305-4224
15 tyler.alexander@usdoj.gov

16 Reuben S. Schiffman
17 150 M St. NE, Third Floor
18 Washington, D.C. 20002
19 (202)305-4224
20 reuben.schiffman@usdoj.gov

21 Dated: February 18, 2021

22 Respectfully submitted,

23 /s/ Michael V. Nixon
24 Michael V. Nixon, *pro hac vice*
25 (OR Bar #893240)
26 101 SW Madison Street #9325
27 Portland, OR 97207
Telephone: 503.522.4257
Email: michaelvnixon@yahoo.com

Clifford Levenson (AZ Bar #014523)
5119 North 19th Avenue, Suite K
Phoenix, AZ 85015
Telephone: 602.258.8989
Fax: 602.544.1900
Email: cliff449@hotmail.com

Attorneys for Plaintiff