

LEGAL NOTICE – ATTENTION

THE TULALIP TRIBAL COURT for the Tulalip Indian Reservation, Tulalip, WA

Notice of Petition for Forfeiture and Summons by Publication

The Tulalip Tribes Office of Reservation Attorney gives notice that the property listed below was seized for forfeiture for violation of Tribal Law. Laws and procedures applicable to the forfeiture process can be found in Tulalip Tribal Code (TTC) Chapters 2.10 and 2.60. The code is available online at this website: (<http://www.codepublishing.com/WA/Tulalip/>).

TO FILE A CLAIM: If you are an owner or claimant, you may contest the forfeiture of the property listed below by filing a claim with the Tribal Court no later than 30 days after the date of final publication of this notice. You must serve a copy of your claim on the Tribal Prosecutor. You may request a copy of the summons, petition, and evidence in your case from the Tribal Prosecutor.

Tribal Court
6332 31st Ave. NE, Suite B
Tulalip WA 98271
360-716-4773

Tribal Prosecutor
6330 31st Ave. NE
Tulalip WA 98271
360-716-4810

DEADLINE TO FILE ANSWER: **October 27, 2024**

DATE OF FIRST PUBLICATION: September 26, 2024

THE FOLLOWING PROPERTY IS BEING HELD PENDING FORFEITURE:

Ruger LCR .38 cal., Serial no. 541-87464 seized by Tulalip Tribes Police Department from Austin Kalista, a person prohibited from owning firearms under Tulalip and Federal law, on August 16, 2024 at 10600 Quil Ceda Blvd., Tulalip, WA 98271.

FAILURE TO FILE AN ANSWER WITHIN THE TIME ALLOWED MAY RESULT IN FORFEITURE OF THE LISTED PROPERTY.

FILED

2024 SEP 19 AM 8:13

TULALIP TRIBAL COURT

CLERK *AO*

**IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON**

IN REM THE FORFEITURE OF:

RUGER LCR .38 CALIBER,
SERIAL NO. 541-87464

NO. QCV-CV-FO-2024- *0738*

SUMMONS RE SEIZED PROPERTY

TTPD Incident No. 24-2259
Primary Officer M. Carrington

(Clerk's Action Required)

TO: Austin Kalista
6710 20th Drive NE
Tulalip, Washington 98271

YOU ARE HEREBY NOTIFIED that the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, has filed a petition with the Court that seeks to have forfeited, to the benefit of the Tribes, certain property that you allegedly own, claim, or have an interest.

Pursuant to Chapter 2.60.070§(4)(a), of the Tulalip Tribes Code of Law, you have thirty (30) days after you have been served the petition and this summons to file with the Court a response to the allegations described in the petition. No extension of the time for filing the response may be granted. Failure to respond within 30 days may bar you from presenting evidence at any later evidentiary hearing regarding the seized property. Further, if no response is filed within 30 days after service of the petition and summons, the Court, upon motion of the Tribes, shall order the property forfeited to the Tribes.

Chapter 2.60.070§(4)(b) governs responses to forfeiture petitions. The Clerk's Office does not provide legal advice. It is your responsibility to familiarize yourself with the applicable tribal law—which is available from the Clerk's Office and on-line at:

<http://www.codepublishing.com/WA/Tulalip/>.

1 Your response must be mailed to, or personally filed with, the Clerk's Office at 6332-31st
2 Ave NE, Suite B, Tulalip WA 98271.

3 Questions regarding the petition should be addressed to the Tulalip Tribes Prosecutor's
4 Office at 360-716-4810, not to the Clerk's Office.

5 DATED this 19th day of September, 2024.

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9 CLERK OF THE COURT
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TULALIP TRIBAL COURT

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**IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON**

IN REM THE FORFEITURE OF:

RUGER LCR .38 CALIBER,
SERIAL NO. 541-87464

NO. QCV-CV-FO-2024-0738

PETITION FOR FORFEITURE OF
SEIZED PROPERTY

TTPD Incident No. 24-2259
Primary Officer M. Carrington

COMES NOW the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, to petition the Court to institute proceedings for the forfeiture of the property described in section I, below. The Court has subject matter jurisdiction over these proceedings, and this Petition is made pursuant to, Chapter 2.60 of the Tulalip Tribes Code of Law.

I. Subject Property

As described in detail in Tulalip Tribes Police Department Incident Report #24-2259, which is on file with the Tulalip Tribal Court under this cause number, on or about the 16th day of August, 2024, Tulalip Tribes Police Department (TTPD) seized a Ruger LCR .38 caliber, serial no. 541-87464 from Austin Kalista in the vicinity of 10600 Quil Ceda Blvd., Tulalip, WA 98271 as a prohibited weapon that was unlawfully carried by Mr. Kalista in the glove compartment of a vehicle on the Tulalip Reservation.

II. AUTHORITY

Because the Subject Firearm was possessed during the commission of a crime as defined by Tulalip Tribal law, it is subject to forfeiture pursuant to Tulalip Tribal Code 2.60.020§(9).

1 **III. Claimants**

2 Austin Atila Kalista, Claimant, is a person who the Tribes knows or has reason to
3 believe has or may asset a claim to the subject property. Austin Atila Kalista is believed to
4 reside 6710 20th Drive NE, Tulalip, Washington 98271 (Police Report).

5 **IV. CONCLUSION**

6 Based upon the foregoing, the Tribes requests the Clerk of the Court issue a Summons
7 to have Austin Atila Kalista answer the allegations of this Petition, and, ultimately, for the
8 Court to order that the Subject Property be forfeited for the benefit of the Tulalip Tribes.

9 DATED this 10th day of September, 2024.

10 TULALIP TRIBES
11 Office of the Reservation Attorney

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13 Michelle Lechich, WSBA No. 53572
14 ORA RESERVATION ATTORNEY