

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 an answer 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 answer 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: **March 29, 2021**

DATE OF FIRST PUBLICATION: January 28, 2021

THE FOLLOWING PROPERTY IS BEING HELD PENDING FORFEITURE:

**2020 Honda Civic VIN#19XFC2F81LE204280** seized by Tulalip Tribal Police from Christopher Waters (driver), Kathy Shake (registered owner), and American Honda Finance (legal owner) on January 4, 2021 at 8300 block of 27<sup>th</sup> Avenue NE, Tulalip, Washington 98271. – A Summons re Seized Property and Petition for Forfeiture of Seized Property have been filed with the Tulalip Tribal Court.

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

THE PETITION AND SUMMONS IN THESE CASES CAN BE FOUND ON THE FOLLOWING PAGES.

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2  
3 **IN THE TULALIP TRIBAL COURT**  
4 **FOR THE TULALIP INDIAN RESERVATION**  
5 **TULALIP, WASHINGTON**

6 IN REM THE FORFEITURE OF:

7 2020 HONDA CIVIC  
8 VIN #19XFC2F81LE204280

NO. TUL-CV-FO-2021- 0026

**SUMMONS RE SEIZED PROPERTY**

TPD Incident No. 21-0030  
Primary Officer J. Wilcox

**(Clerk's Action Required)**

9  
10 TO: Christopher Waters  
11 2908 122<sup>nd</sup> Street SW  
Everett, WA 98204

American Honda Finance Corp.  
P.O. Box 997521  
Sacramento, CA 95899

12 Kathy Shake  
13 4016 82rd Drive NE  
Marysville, WA 98270

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

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

24 Chapter 2.60.070§(4)(b) governs responses to forfeiture petitions. The Clerk's Office  
25 does not provide legal advice. It is your responsibility to familiarize yourself with the applicable  
26

1 tribal law—which is available from the Clerk’s Office and on-line at:  
2 <http://www.codepublishing.com/WA/Tulalip/>

3 Your response must be mailed to, or personally filed with, the Clerk’s Office at 6332-  
4 31<sup>st</sup> Ave NE, Suite B, Tulalip WA 98271.

5 Questions regarding the petition should be addressed to the Tulalip Tribes Prosecutor’s  
6 Office at 360-716-4810, not to the Clerk’s Office.

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8 DATED this 28 day of January, 2021.

9  
10 *Angela McDonald*

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12 CLERK OF THE COURT  
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3 **IN THE TULALIP TRIBAL COURT**  
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6 IN REM THE FORFEITURE OF:

7 2020 HONDA CIVIC  
8 VIN #19XFC2F81LE204280

NO. TUL-CV-FO-2021- 0026

**PETITION FOR FORFEITURE OF  
SEIZED PROPERTY**

TPD Incident No. 21-0030  
Primary Officer J. Wilcox

9  
10 COMES NOW the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, to  
11 petition the Court to institute proceedings for the forfeiture of the property described in section  
12 I, below. The Court has subject matter jurisdiction over these proceedings, and this Petition is  
13 made pursuant to, Chapter 2.60 of the Tulalip Tribes Code of Law.

14 **I. SUBJECT PROPERTY**

15 As described in detail in Tulalip Police Incident Report #21-0030, which is on file with  
16 the Tulalip Tribal Court under this cause number, on or about the 4<sup>th</sup> day of January, 2021,  
17 Tulalip Tribal Police (TPD) seized a 2020 Honda Civic & VIN #19XFC2F81LE204280 from  
18 Christopher Waters (driver) in the vicinity of 8300 block of 27<sup>th</sup> Avenue NE, Tulalip,  
19 Washington in connection with narcotics trafficking on the Tulalip Reservation.

20 **II. AUTHORITY**

21 Because the Subject Vehicle was used or was intended to be used to facilitate the  
22 transportation, sale, receipt, possession, or concealment of a controlled substance, listed  
23 chemical, or proceeds from the sale of a controlled substance in violation of Tulalip Law, it is  
24 subject to forfeiture pursuant to Tulalip Tribal Code 2.60.020§(5).  
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1 **III. CLAIMANTS**

2 Christopher Waters, driver, from whom the subject property was seized, the registered  
3 owner of the vehicle, Kathy Shake, and the legal owner of the vehicle, American Honda Finance,  
4 are the only people who the Tribes knows or has reason to believe has or may asset a claim to  
5 the subject property. Christopher Waters is believed to reside at 2908 122<sup>nd</sup> Street SW, Everett,  
6 Washington 98204 (Police Report). Kathy Shake is believed to reside at 4016 82rd Drive NE,  
7 Marysville, Washington 98270 (Police Report). American Honda Finance has a mailing address  
8 of P.O. Box 997521, Sacramento, California 95899 (Police Report).

9 **IV. CONCLUSION**

10 Based upon the foregoing, the Tribes requests the Clerk of the Court issue a Summons  
11 to have Christopher Waters, Kathy Shake, and American Honda Finance answer the allegations  
12 of this Petition, and, ultimately, for the Court to order that the Subject Property be forfeited for  
13 the benefit of the Tulalip Tribes.

14  
15 DATED this 26<sup>th</sup> day of January, 2021.

16 TULALIP TRIBES  
17 Office of the Reservation Attorney

18 /s/ Michelle Sheldon  
19 MICHELLE SHELDON, WSBA No. 53572  
20 ORA Reservation Attorney