

United States Court of Appeals  
for the Eighth Circuit

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**Turtle Mountain Band of Chippewa Indians,  
Spirit Lake Tribe, Wesley Davis, Zachery S.  
King, and Collette Brown,**

Plaintiff-Appellees,

v.

**Michael Howe, in his official capacity as  
Secretary of State of North Dakota,**

Defendant-Appellant.

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APPEAL FROM DECISION OF THE UNITED STATES DISTRICT  
COURT FOR THE DISTRICT OF NORTH DAKOTA  
(No. 3:22-cv-00022)

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**NOTICE OF METHOD OF APPENDIX PREPARATION**

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Notice is hereby given, pursuant to Eighth Circuit Rule 30A(b)(3), that Appellant Michael Howe, in his official capacity as Secretary of State of North Dakota, will dispense with the process of preparing a joint appendix as set forth in Federal Rule of Appellate Procedure 30(a) and (b), and will instead prepare and file a separate appendix with the opening brief.

Dated this 20th day of December, 2023.

State of North Dakota  
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**CERTIFICATE OF SERVICE**

I hereby certify that on December 20, 2023, I electronically submitted the foregoing to the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit by using the CM/ECF system and that ECF will send a Notice of Electronic Filing (NEF) to all participants who are registered CM/ECF users.

*/s/ David R. Phillips*

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