

My answer because the EPA had no opposition but instead filed a Motion to Withdraw



I spent three years of my life and tens of thousands of dollars defending myself against what I deeply felt were malicious charges in an un-American procedure. The Supreme Court ruled in Jarkesy that the procedure I was subject to was in fact violating my constitutional rights. Upon filing my motion to dismiss, this court instructed the EPA to file opposition to my motion by September 18, 2024. EPA did not meet that deadline by filing the required opposition. Instead they filed a motion to withdraw. In their motion to withdraw they expressed to the court their desire to take another shot at me in the federal court system where this should have been in the first place.

Because EPA did not file any opposition and has expressed their desire to take a second bite of the apple I asked the court to grant my motion to dismiss this complaint with prejudice.

Duke Pontin

IN THE  
HO-CHUNK NATION TRIAL COURT

Case Caption:

EPA

V

NSHE HI NARCISSAS, LLC

Case No(s): 41C-09-2022-0058

CERTIFICATE OF SERVICE

I certify that on 9 25 24 I served a true and correct copy of the attached  
(Date)

☐ Motion for \_\_\_\_\_

☒ Other: ANSWER TO EPA MOTION TO WITHDRAW

on the individuals listed below by

☐ hand delivery,

☒ email/facsimile transmission<sup>1</sup>, and/or

☐ placing it in the United States mail, postage pre-paid.

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<sup>1</sup> Filings with the Court must be mailed or hand delivered, however service upon another party can be done by email upon agreement by all parties.