

AUG 8 2003

For The Northern Mariana Islands
By 07
(Deputy Clerk)

- For Publication on Web Site -

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

COMMONWEALTH OF
THE NORTHERN MARIANA
ISLANDS,

Plaintiff and
Counterclaim Defendant

v.

UNITED STATES OF AMERICA,

Defendant and
Counterclaim Plaintiff

Civil Action No. 99-0028

JUDGMENT

FOR THE REASONS stated in the August 7, 2003, order, NOW,
THEREFORE,

IT IS ORDERED, ADJUDGED, AND DECREED that judgment shall
be entered in favor of defendant and against plaintiff on defendant's

1 counterclaim; and,

2 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the
3
4 United States possesses paramount rights in and powers over the waters
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6 extending seaward of the ordinary low water mark of the Commonwealth coast
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8 and the lands, minerals, and other things of value underlying such waters; and,

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the
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11 Commonwealth's "Marine Sovereignty Act," 2 N.Mar.I. Code § 1101 *et seq.*, and
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13 "Submerged Lands Act," 2 N.Mar.I. Code § 1201 *et seq.*, are preempted by
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15 federal law and are of no force and effect.

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18 DATED this 8th day of August, 2003.
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ALEX R. MUNSON
Judge