

**IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE**

MARVIN ADAMS,
Plaintiff,

vs.

MICHELLE MYER,
LARRY POWELL,
RAYMOND SENSMEIER,
And JOHN/JANE DOE'S.

Defendants.

Case No. 3AN-22- 05946 CI

**SUMMONS
AND
NOTICE TO BOTH PARTIES
OF JUDICIAL ASSIGNMENT**

To Defendants: Lary Powell

You are hereby summoned and required to file with the court an answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Avenue, in Anchorage, Alaska, 99501 within 20 days* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney, Olivia Wells whose address is: 709 Fourth Avenue, Fairbanks, Alaska 99701.

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current address and any future changes to your mailing address and telephone number. You may use court form *Notice of Change of Address / Telephone Number* (TF-955), available at the clerk's office or on the court system's website at www.courts.alaska.gov/forms.htm, to inform the court. – OR – If you have an attorney, the attorney must comply with Alaska R. Civ. P. 5(i).

NOTICE OF JUDICIAL ASSIGNMENT

To: Plaintiff and Defendant

You are hereby given notice that this case has been assigned to Judge Morse.

(SEAL)



CLERK OF COURT

5/04/2022
Date

By: [Signature]
Deputy Clerk

* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside the United States, you also have 40 days to file your answer.

CASE DESCRIPTION – SUPERIOR COURT

Case Number: _____

Type of Action Check the box that best describes the case. Mark one box only. For district court cases, use form CIV-125D.	For Court Use Only	
	Case Type	Action Code
Domestic Relations		
Divorce With Children (or Pregnant)	Div or Cust w/Children	CISDVC
Divorce Without Children	Divorce Without Children	CISDIV
Uncontested Divorce With Children (or Pregnant)	Div or Cust w/Children	CISUDVC
Uncontested Divorce Without Children	Divorce Without Children	CISUDIV
Custody (Unmarried Parents)	Div or Cust w/Children	CISCUS
Uncontested Custody (Unmarried Parents)	Div or Cust w/Children	CISUCUS
Visitation by Person Other than Parent	Domestic Relations Other	CIVIS
Property Division – Unmarried Partners	Domestic Relations Other	CISPROP
Legal Separation With Children (or Pregnant)	Legal Separation	CICLS
Legal Separation Without Children	Legal Separation	CISLS
Uncontested Legal Separation with Children (or Pregnant)	Legal Separation	CIUCLS
Uncontested Legal Separation Without Children	Legal Separation	CIUSLS
Annulment	Domestic Relations Other	CIANNUL
Paternity - Establishment	Domestic Relations Other	CISPAT
Paternity - Disestablishment	Domestic Relations Other	CIDPAT
Genetic Testing - Failure to Comply with Order for Testing	Domestic Relations Other	CIOSCP
Administrative Child Support Order – Modification or Enforcement	Domestic Relations Other	CIPCS
PFD or Native Dividend Case	Domestic Relations Other	CIPND
Foreign Support Order - Registration, Modification or Enforcement under AS 25.25	Domestic Relations Other	CIUIFSA
Foreign Custody Order – Registration, Modification or Enforcement under AS 25.30	Domestic Relations Other	DR483
Both Foreign Custody & Support Order – Registration, Modification or Enforcement under AS 25.30 and AS 25.25	Domestic Relations Other	CIFCS
Foreign Domestic Relations Order (Not Custody or Support) – Registration, Modification or Enforcement	Domestic Relations Other	CIDRFJ
Landlord/Tenant		
Eviction (May Include Rent or Damages)	Eviction-Superior Court	CISFED
Other Landlord/Tenant (No Eviction)	Civil Superior Court	CISLT
Debt/Contract		
Debt Collection	Civil Superior Court	CISDEB
Claim by Buyer Against Seller of Goods/Services	Civil Superior Court	CISCLAIM
Employment – Discrimination	Civil Superior Court	CISEMPD
Employment – Other Than Discrimination	Civil Superior Court	CISEMP
Other Contract	Civil Superior Court	CISOCT
Real Property Actions		
Condemnation	Civil Superior Court	CISCNDM
Foreclosure	Civil Superior Court	CISFOR
Quiet Title	Civil Superior Court	CISQIT
Real Property Tax Foreclosure	Superior Court Misc Petition	CISTAX
Other Real Estate Matter	Civil Superior Court	CISREM
Foreign Judgment		
Registration of Foreign Judgment – SEE DOMESTIC RELATIONS FOR FOREIGN SUPPORT/CUSTODY ORDERS	Foreign Judgment Superior Ct	CISFOJ
Malpractice		
Legal Malpractice	Civil Superior Court	CISLMP
Medical Malpractice	Civil Superior Court	CISMMP
Other Malpractice	Civil Superior Court	CISOMP

CASE DESCRIPTION – SUPERIOR COURT

Case Number: _____

Type of Action		For Court Use Only	
Check the box that best describes the case. Mark one box only. For district court cases, use form CIV-125D.		Case Type	Action Code
Tort			
<input type="checkbox"/>	Wrongful Death	Civil Superior Court	CISPID
<input type="checkbox"/>	Automobile Tort (But Not Wrongful Death)	Civil Superior Court	CISIDA
<input type="checkbox"/>	Claim Against Owner of Real Property for Personal Injury	Civil Superior Court	CISPIO
<input type="checkbox"/>	Product Liability	Civil Superior Court	CISPL
<input type="checkbox"/>	Intentional Tort (e.g., assault, battery, vandalism)	Civil Superior Court	CISIT
<input checked="" type="checkbox"/>	Slander/Libel/Defamation	Civil Superior Court	CISILD
<input type="checkbox"/>	Other Tort	Civil Superior Court	CISIDO
<input type="checkbox"/>	Approval of Minor Settlement – Civil Petition <i>May also be filed as probate case.</i>	Superior Court Misc Petition	CISPET
Other Civil			
<input type="checkbox"/>	Election Contest or Recount Appeal	Civil Superior Court	CISELE
<input type="checkbox"/>	Change of Name - Adult	Change of Name	CICON
<input type="checkbox"/>	Change of Name - Minor	Change of Name	CICONM
<input type="checkbox"/>	Confession of Judgment	Civil Superior Court	CISCCONF
<input type="checkbox"/>	Structured Settlement – AS 09.60.200	Superior Court Misc Petition	CISSS
<input type="checkbox"/>	Administrative Agency Proceeding – Request for Court Assistance	Superior Court Misc Petition	CISWRNT
<input type="checkbox"/>	Arbitration - Action Under Uniform Arbitration Act	Civil Superior Court	CISAP
<input type="checkbox"/>	Fraud	Civil Superior Court	CISFRAUD
<input type="checkbox"/>	Unfair Trade Practice and Consumer Protection	Civil Superior Court Clerk: Issue form CIV-128	CISUTP
<input type="checkbox"/>	Writ of Habeas Corpus	Civil Superior Court	CIWHC
<input type="checkbox"/>	Fish & Game - Abatement & Forfeiture of Equipment	Superior Court Misc Petition	CISAF
<input type="checkbox"/>	Appointment of Trustee Counsel	Superior Court Misc Petition	CISTC
<input type="checkbox"/>	Action Under Alaska Securities Act	Civil Superior Court	CISASA
<input type="checkbox"/>	Quarantine and Isolation	Superior Court Misc Petition	CISQI
<input type="checkbox"/>	Other Superior Court Complaint	Civil Superior Court	CISOCI
<input type="checkbox"/>	Other Superior Court Petition	Superior Court Misc Petition	CISPET
Post-Conviction Relief to Superior Court			
<input type="checkbox"/>	Post-Conviction Relief	Post-Conviction Relief-Sup Ct	CISPCR
Appeal to Superior Court - From Administrative Agency			
<input type="checkbox"/>	Election Contest or Recount Appeal – SEE OTHER CIVIL		
<input type="checkbox"/>	DMV Appeal	Appeal from Admin Agency	CIADDMV
<input type="checkbox"/>	Employment Security Appeal	Appeal from Admin Agency	CIADRESA
<input type="checkbox"/>	Administrative Agency Appeal - Other	Appeal from Admin Agency	CIADR
<input type="checkbox"/>	CSSD License Review Action	Petition for Review or Relief	CICSED
<input type="checkbox"/>	Petition for Review from Administrative Agency	Petition for Review or Relief	CIPRA
<input type="checkbox"/>	Petition for Relief from Administrative Agency – AS 44.62.305	Petition for Review or Relief	CIPRLF
Appeal to Superior Court - From District Court			
<input type="checkbox"/>	Civil Appeal	Appeal from District Court	CIACI2
<input type="checkbox"/>	Criminal Appeal	Appeal from District Court	CIACRM
<input type="checkbox"/>	Minor Offense Appeal	Appeal from District Court	CIAMO
<input type="checkbox"/>	Small Claims Appeal	Appeal from District Court	CIASC
<input type="checkbox"/>	Petition for Review from Civil, Criminal, or Minor Offense Case	Petition for Review or Relief	CIPRD2
<input type="checkbox"/>	Petition for Review from Small Claims	Petition for Review or Relief	CIPRSC

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MARVIN ADAMS,)
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 Plaintiff,)
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 vs.)
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 MICHELLE MYER,)
 LARRY POWELL,)
 RAYMOND SENSMEIER,)
 And JOHN/JANE DOE'S.)
)
 Defendants.)


Case No. 3AN-22-_____ CI

ENTRY OF APPEARANCE

COMES NOW The Law Offices of William R. Satterberg, Jr., and hereby enters its appearance on behalf of Marvin Adams in the above captioned case, and requests that copies of all future pleadings, correspondence and memoranda be served upon him at 709 Fourth Avenue, Fairbanks, Alaska, 99701.

Dated this 2nd day of May, 2022.

LAW OFFICES OF WILLIAM R. SATTERBERG, JR.

By: 
Olivia Wells
Alaska Bar No. 2006055
Attorney for Plaintiff

:aob

LAW OFFICES
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MARVIN ADAMS,)
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 Plaintiff,)
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 vs.)
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 MICHELLE MYER,)
 LARRY POWELL,)
 RAYMOND SENSMEIER,)
 And JOHN/JANE DOE'S.)
)
 Defendants.)

Case No. 3AN-22-_____ CI

COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES

COMES NOW Plaintiff, Marvin Adams, by and through his attorney of record,
The Law Offices of William R. Satterberg, Jr., and hereby complains against the
Defendants as follows:

PARTIES, JURISDICTION, AND VENUE

1. At all times relevant to this cause, Plaintiff has been a resident of Anchorage, Alaska in the Third Judicial District.
2. Plaintiff currently holds the position as CEO of Yak Timber Inc., located in Yakutat, Alaska. Yak Timber Inc. is a wholly owned subsidiary of Yak-Tat Kwaan Inc., a 1971 Alaska Native Claims Settlement Act Corporation.

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Complaint

3. Upon information and belief Defendant, Myer, is a resident of Washington State. Defendants, Sensmeier and Powell, are residents of Alaska.
4. The bulk of the conduct giving rise to this Complaint occurred throughout the State of Alaska due to the public and easily accessible forums on the internet. The remaining conduct occurred at or near Yakutat, AK.
5. Under the doctrine of forum non conveniens, venue should be in Anchorage, Alaska.

FACTUAL ALLEGATIONS

6. At all times relevant to this cause, Defendants were administrators of the Facebook page "Defend Yakutat". Defendants have continuously posted inflammatory and libelous statements easily accessible to shareholders and the general public at large.
7. At all times relevant to this cause, Defendants have administrated the website www.defendyakutat.org. This site deliberately publishes and broadcasts defamatory and libelous statements to shareholders and the general public, to include malicious photos of the Plaintiff.
8. On January 28, 2022, the Defendant, Myer, drafted and distributed a letter to Yak-Tat Kwaan Inc. shareholders asserting inherently defamatory and libelous statements. Defendant Myer falsely alleged that the Plaintiff is interfering with the election process for the Yak-Tat Kwaan's Board of

Directors, has misappropriated corporate assets, and aided in misleading shareholders and members of the general public as to the logging activities of Yak Timber. See Appendix A.

9. Defendants' defamatory actions and false statements have resulted and continue to result in damage to Plaintiff's reputation and standing in the community, as well as personal humiliation.
10. Defendants defamed Plaintiff by intentionally and improperly circulating correspondence containing false and inherently defamatory and libelous statements to shareholders of Yak Timber Inc. (and other members of the general public) regarding Plaintiff's alleged misappropriation of corporate assets, involvement in interfering with the election process for the Board of Directors, and involvement in intentionally misleading shareholders and the public regarding Yak Timber's logging activities.
11. Defendants furthermore have distributed false information alleging that Plaintiff has covered-up a large oil spill that is still polluting the coastal area of Yakutat, thereby accusing Plaintiff of criminal misconduct.
12. Defendants utilized Facebook to publish and broadcast the false, defamatory, and libelous statements about Plaintiff. Additionally, Defendants intentionally created and administrate the website

www.defendyakutat.org to spread the false and defamatory statements to a broader audience.

13. Defendant, Powell, owns Mallott's grocery in Yakutat, AK.
14. On more than one occasion, Mallot's grocery store has posted billboards with pictures of the Plaintiff, falsely inferring that Plaintiff condones clearcutting so that Plaintiff, alone, benefits from the logging operations.
See Appendix B
15. As a result of Defendants' actions, Plaintiff has had to shoulder substantial legal expenses to protect himself from the inflammatory conduct of the Defendants.
16. On November 9, 2021, the corporate counsel for Yak-Tat Kwaan, Schwabe, Williamson & Wyatt, issued a letter to the Defendant, Myer, demanding the withdrawal of the Defendant's misstatements.
17. On November 17, 2021, Schwabe, Williamson & Wyatt issued a further letter to Defendant Myer advising Defendant Myer that their office had yet to receive a response to their letter dated November 9, 2021. Additionally, the letter informed the Defendant Myer that Defendant Myer had failed to withdraw the misstatements, failed to issue clarifying statements, and, furthermore, continued to promote and spread inherently defamatory and libelous information.

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18. On February 16, 2022, The Law Offices of William R. Satterberg, Jr., attorney for Plaintiff, issued a cease-and-desist letter to the Defendants providing formal notice that the Defendants had 10 days to publicly retract defamatory statements, remove the social media postings, and no longer engage in personal attacks against Plaintiff, a true and correct copy of which is attached as Appendix C. To date, Defendants have not responded to the letter nor complied with the demands contained therein. Plaintiff's counsel did receive a phone call from an unknown individual (John Doe) claiming that he was the person responsible for the postings on Facebook, however, he had neither the courage nor integrity to give his name.

COUNT I: DEFAMATION

Plaintiff hereby incorporates paragraphs 1-18 above, and further alleges as follows:

19. Defendants' statements and actions were false and intended to cause harm to the professional reputation of Plaintiff by lowering Plaintiff in the opinion of the shareholders and other members of the public, jeopardizing the renewal of Plaintiff's CEO contract.
20. Defendants' false and defamatory statements are detrimental to Plaintiff's professional reputation, employment prospects, and future employment contract renewals.

21. As a consequence of Defendants' actions, Plaintiff has suffered economic damages and is entitled to Plaintiff's compensatory and punitive damages in an amount in excess of \$100,000, to be proven more specifically at the trial of this cause.

COUNT II: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

Plaintiff hereby incorporates paragraphs 1-21, above, and further alleges as follows:

22. Defendants' actions were intentional and calculated to cause Plaintiff emotional distress and humiliation.
23. Defendants continue to cause such distress to Plaintiff, even after being warned about their actions.
24. Defendants acted and continue to act with willful and reckless indifference to the rights of Plaintiff, to include verbally harassing Plaintiff in public and view of others in Yakutat, causing him distress and anguish.
25. As a result of Defendants' actions, Plaintiff has suffered economic damages and is entitled to Plaintiff's compensatory and punitive damages in an amount in excess of \$100,000, to be proven more specifically at the trial of this cause.

COUNT III: FALSE LIGHT - INVASION OF PRIVACY

Plaintiff hereby incorporates paragraphs 1-25, above, and further alleges as

follows:

26. Under Alaska's Constitution, Article 1 §22, Plaintiff has an enumerated right of privacy. By their actions, Defendants have invaded Plaintiff's protected privacy rights. Publications that have been spread to shareholders and the general public contain private information that have caused Plaintiff mental duress by portraying Plaintiff in a false light to the public.
27. Defendants have furthermore intentionally spread false information about Plaintiff's financial history to include a false narrative about a previous bankruptcy. Defendants have continued to act with disregard to how Defendants' false and misleading propaganda are harming Plaintiff's rights to privacy.
28. Plaintiff has suffered mental distress by the Defendants' false depictions of him as an unethical liar, polluter, and criminal.
29. As a result of Defendants' actions, Plaintiff has suffered economic damages and is entitled to Plaintiff's compensatory and punitive damages in an amount in excess of \$100,000, to be proven more specifically at the trial of this cause.

COUNT IV: INJUNCTIVE RELIEF

Plaintiff hereby incorporates paragraphs 1-29, above, and further alleges as follows:

30. Defendants' actions are reckless, wanton, willful, and conducted with the malicious intent to destroy Plaintiff's reputation in the community.
31. Defendants' actions are causing irreparable damage to Plaintiff, for which a remedy of damages at law are inadequate, thereby necessitating injunctive relief.
32. Plaintiff is entitled to an injunction prohibiting Defendants from posting, distributing and otherwise disseminating false, derogatory, defamatory or private information about Plaintiff.

PRAYER FOR RELIEF


WHEREFORE, Plaintiff prays for an order of the court jointly and severally enjoining Defendants from spreading false and defamatory statements about Plaintiff or invading Plaintiff's privacy. Plaintiff furthermore prays for judgment against Defendants, jointly and severally, for Plaintiff's compensatory and punitive damages in an amount in excess of \$100,000, to be proven more specifically at the trial of this cause and for Plaintiff's reasonable costs, interest, and attorney's fees occasioned thereby, and any other such relief as deemed just and equitable in the premises.

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Dated this 2nd day of May, 2022.

THE LAW OFFICES OF WILLIAM R. SATTERBERG, JR.

By: 
Olivia Wells
Alaska Bar No. 2006055
Attorney for Plaintiff

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Dear Fellow Shareholders,

I hope this finds you and your families well. I write to clear the air by sharing my 2021 experience as a shareholder and candidate for Yak-Tat Kwaan's (YKI) board of directors. Most of you received multiple letters from leadership filled with false and misleading statements about me and why the election was canceled. I remain shocked and appalled at the decision to postpone and then cancel the annual meeting and void proxies we cast for the January 2022, election. Don Bremner's December 23, 2021, letter to shareholders presented false and misleading reasons for that. My posts are truthful and I share here why I made them.

Throughout 2019 and 2020, I kept hearing about clear-cutting in Yakutat, and so I listened carefully during the January 2021 annual meeting. Questions were asked about shareholder disenrollment, logging and for more information. I heard few answers to shareholder questions about future logging. Throughout that spring, shareholders did not know where Yak Timber was clear-cutting; what area might be logged next; and why basic information was not shared with shareholders. I began to looking online at public websites to find answers.

At the same time, CEO Shari Jensen began messaging me expressing serious concerns about the financial health of the corporation and how a few board members had taken control of YKI and Yak Timber. Shari told me these few Directors had gained control, restricted legal advice and were making decisions that created financial instability (which to me implied inherent jeopardy to ownership of shareholders' lands). Messages from multiple Directors confirmed each other's statements and so I believed them to be true. Their statements caused me to worry. What Shari Jensen and Melony Jackson told me supports my Facebook statements.

In November, the Kwaan's corporate attorney wanted me to retract statements and publicly retract statements that were based upon information Directors were telling me.

Directors' statements, online documents, DPO's (detailed plan of logging operations) and key Directors' business and financial failures (State of Alaska CourtView and DNR Recorder's websites) caused my growing alarm. Director messages included advice to create a shareholder only Facebook page, so that vital information could reach shareholders. This advice even included the page name.

Shari Jensen messaged:

"You know, Michelle. I am very concerned for our corporation. Marvin and Don are in total control and they're spending like there's no tomorrow. Anyone who gets in their way is being booted out. They got rid of our attorney because he gave legal advice based on our requests. Our requests meaning officers who requested his advice. The attorney said we have a legitimate concern and tried to give legal advice to help us get back on track but Don fired him once he became President of Kwaan. I keep trying to raise concerns to the board so now they're after me. I don't care what they do to me, but I'm concerned about where this is all going. I feel we're on a train that's running off the Cliff and don't know where to get legal advice because Don told the attorneys they can't talk to me because I'm not the President any more. I appreciate that you're interested in trying to help us because, at this point, we need all the help we can get."

Her alarming statements continued:

"What's really hard is that they're drawing other board members in to their [sic fold] food with bribes."

"I was telling someone in my family this board is like that frog experiment where they put frogs in a pot of cold water and turned the burner on. As it got hotter the frogs just stayed where they were until they got boiled to death. As the heat turns up in our board room, everyone is just getting so used to it there's nothing that can shock them anymore. They've gotten so complacent that they don't even know they're in danger."

"There's no financial accountability. No one is overlooking their financials other than Don and Marvin."

"I am desperate to stop them before they inflict too much damage on the corporation though."

"If you can think of something, I'm open to any suggestions, Michelle."

"It's sad that we have to try and figure out what they're doing because they're not sharing it with the parent company."

"Do you think by sharing this information there is a way that the shareholders can help."

"The shareholders can call a meeting for the purpose of changing the bylaws. We're in the middle of changing them now, but with them in control, who knows how that'll end up"

I was also exchanging messages with Director Melony Jackson:

"There is a lot of underhanded business going on within Kwaan and Timber. We are in a constant battle to try and get control of the Corp. we are [sic locking] looking sides in votes"

"Marvin and Donald have control and Cynthia Peterson will not speak up nor vote against them. I had hopes for Gary K. But Yak Timber pays him rent for 2 homes that Marvin and Donald signed a lease with for out side workers. 🙄 so he will not vote against them. Which is a conflict of interest due to having financial gain from Timber."

"Make a page Yakutat Kwaan shareholders want to know."

"Yes, the more people who can see and share the more they are accountable and under pressure to answer"

"There are some serious findings that have showed just how corrupt Yak Timber is ;("

"...he [Marvin Adams] will tell us that we have to choose Yakutat or take logging out and the locals won't have jobs. Thinking we would buckle."

"...honestly, I don't believe he [Marvin Adams] will be truthful 🙄"

"You know I agree, I also know this is the devil we are stuck with until this damn loan is paid ;("

"And Kwaan is my heart [sic but] bug we have to continue logging our we will [sic lose] loose our Corp"

"I have severe frustration with the way Yak Timber is run and the loans that are hanging over Kwaan . And for the directors who are presenting they had nothing to do with it but know they were the [sic ones] own who voted for it." "But that's neither here or there, it's [sic done] diem and we need to see it through before we[sic lose] loose our corporation."

"As you know I hate logging but I have to defend it now or we will [sic lose]loose our corporations."

Messages of this nature continued for months. I regret that it has gotten to the point that it is necessary to quote and share communications between me and Kwaan Directors. However, our lands are at stake and I do not know if these Directors have, or will, share with their corporate attorney how they shared alarming information they wanted shared.

On March 30th, I finished the Facebook page **Yak-Tat Kwaan Shareholders and Shareholder Descendants Want to Know**. I posted my research there including aerial photos of clear-cut areas; original and revised loan documents with collateral, timber transfers from Yak-tat Kwaan to Yak Timber; detailed logging permit applications and more. As I shared at the beginning of this letter, I was receiving credible alarming messages from multiple Directors. I had no reason to doubt their truth.

In mid-November I received a threatening letter from Yak-Tat Kwaan's attorney mischaracterizing the content and intent of my Facebook posts. That letter threatened legal action if I did not take down my Facebook posts. Somehow sharing documents and expressing concern for my corporation was a threat. My decision to run for the board now also appeared to be a threat.

My decision to run was a last minute one. I emailed my letter of intent at 5:00pm on the last day. I decided to run because I had been speaking out and felt obligated to work for needed changes. I was newly into remission from two years of cancer treatment, feeling fatigue and fighting side effects every day. Because of my long-term health challenges, I had not considered running for the board for the greater part of 2021.

In his December shareholder letter, the Kwaan President, Don Bremner, referred to my Facebook post from April 27th, 2021...a full 9 months prior! Don wrote that my April post was an election cycle post. If that is true, then there is potentially no time in which a shareholder's remarks might ever be outside of an election cycle. Shareholder questions, opinions or concerns could perennially be called proxy statements, which makes any of our social media posts subject to the whim of Kwaan leadership and open to threats from their corporate lawyer. My work for corporate transparency and alignment with our cultural and traditional values continues, however I will not continue to seek a director seat. I am no longer a candidate and will not be soliciting proxies as a candidate for Yak-Tat Kwaan. I was told "Marvin is out for blood," meaning mine, because I was close to the truth. I suspect he might continue to pursue me using the corporate attorney.

I am just a concerned shareholder at this point, and do not expect anything in return from our corporation for sharing what I learned. I was a candidate for the last election, and believe I got enough votes to be on the board, but the board of directors canceled the election, citing a

"taint" based upon Facebook posts from April of 2021. I decided not to run for this election because I had to spend my own money to defend myself from threatened legal action for sharing what I know.

The choice by a few directors to attack me has meant spending money on legal advice in case the Kwaan took me to court. Incumbent board members who insisted I was "tainting" the election did so, I suspect, because they feared they could not keep their seats. Blaming me for their cancellation of an election is dangerous because they could do it again, *to any of us*.

Using their corporate attorney to accuse and threaten me is wrong. Using corporate assets like postage, paper products and employee time to mail multiple letters to defame me and mislead you, the shareholders, is corrupt. Using corporate assets to settle personal grudges is unforgivable and I do not want this done to future board candidates. I hope you will continue to run for office, ask questions and assert your rights as shareholder. I do not want shareholders to feel intimidated or scared to speak up because you've watched this happen to me.

My posts included facts, documents, reasonable beliefs, and my clearly stated opinion. My posts had, when possible, links to documents, photos, and descriptions of those documents. As I said, I am not a candidate this time, but expect I will spend about \$800 to send letters to shareholders and I will continue to post on Facebook. I believe it is necessary to spend this money to speak out against the threats and misleading information that our corporate leadership has sent to shareholders. I do not expect the corporation to reimburse me for these expenses but the incumbent board members are using your corporate resources to support their candidacy. This includes canceling an election that they were likely to lose.

Attached is a summary of public records that speak to whether our corporation's leadership is in good hands. I encourage anyone who is interested to review these cases. Also attached is the threatening letter I received from your corporation's attorney, who works at the direction of Marvin Adams. These are the people who canceled your election.

I believe in your ability to see the truth. I urge you to get involved, ask questions and demand information and access to OUR corporation. Please contact me if you have any feedback or questions.

Gunalcheesh for your past support,

Michelle Meyer / Andulth
Kwáash k'i kwáan Nu hit



Michelle Meyer

October 22 at 4:33 PM · 🌐



Someone sent a copy of what's popping up on bulletin boards around town.



Who benefits from Commercial Logging in Yakutat?

👍 🤔 🤔 17

20 Comments

WILLIAM R. SATTERBERG, JR.

FAX (907) 452-3988

ATTORNEY AT LAW
709 FOURTH AVENUE
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(907) 452-4454

February 16, 2022

Michelle Myer
445 SE 10th St
North Bend, WA 98045

Cease and Desist

Dear Ms. Myer:

Please be advised that this office represents Marvin Adams with respect to claims that you have repeatedly engaged in actions that appear intentionally aimed at destroying his reputation and position as CEO of Yak Timber.

I understand that you have already received a similar letter from corporate counsel for Yak-Tat Kwaan but have not complied with those requests. Contrary to your false position that Yak-Tat Kwaan is paying for Mr. Adams' legal fees, he has retained private counsel with his own finances.

In your letter to the Yak-Tat Kwaan's shareholders on January 28, 2022, you continue to make baseless allegations that Mr. Adams is interfering with the election process for board of directors. Additionally, you allege that Mr. Adams has misused funds and contributed to misleading the shareholders about the logging activities of Yak Timber. As you are aware, you also continue to be part of a Facebook page (Defend Yakutat) designed to further spread this misinformation.

At this juncture, you are formally on notice that you have 10 days to publicly retract such statements, remove the social media postings, and no longer engage in these personal attacks against Mr. Adams. If you do not comply with these requests, litigation will be initiated against you seeking both compensatory and punitive damages in an amount in excess of \$100,000.

Do not contact Mr. Adams directly with respect to these issues. Instead, please direct any and all such communications in writing to me. In the event that you have an attorney, please forward this letter to him or her.

Sincerely,

William R. Satterberg
Attorney

Appendix C