

RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
FORT APACHE INDIAN RESERVATION

WHEREAS, the Tribal Council has this day conducted a review hearing pursuant to Chapter Eight of the Tribal Enrollment Code, in the matter of the enrollment application of Dorean Renae Pacheco, a minor; and

WHEREAS, this review hearing was requested by Tribal member Dorean K. Pacheco ("petitioner") mother of the above named minor, to appeal the decision of the Tribal Enrollment Committee that the minor is ineligible for enrollment into the Tribe; and

WHEREAS, matters pertaining to enrollment and membership are of the highest concern for the Tribal Council, and all such matters are considered confidential; and

WHEREAS, the Tribal Council has carefully reviewed in its entirety the enrollment record and weighed all the evidence; and

WHEREAS the Tribal Council has discussed the issues with the petitioner and family members and representatives from the Enrollment Committee, and heard oral arguments from each; and

WHEREAS, the Tribal Council agrees with and affirms the conclusions and findings of fact established by the Enrollment Committee in this matter; and

WHEREAS, pursuant to the Enrollment Code, Chapter Eight, the decision of the Tribal Council in a review hearing shall be final; and

WHEREAS, in addition to the procedures provided under the Tribal Enrollment Code, the Tribal Council, in Resolution 05-97-128, adopted May 16, 1997, approved procedures to allow for an appeal to the Phoenix Area Director of the Bureau of Indian Affairs, for purposes of determining eligibility for a per capita distribution under Claims Docket 22-H only.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby affirms the decision of the Tribal Enrollment Committee that Dorean Renae Pacheco is ineligible for enrollment into the Tribe.

CONFIDENTIAL

Resolution No. 08-97-210

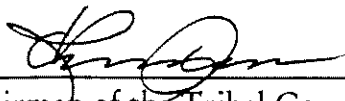
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the conclusions and findings of fact made by the Enrollment Committee in this matter, including the determination that Dorean Renae Pacheco does not possess the necessary minimum blood quantum for enrollment into the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that pursuant to the Enrollment Code, the decision of the Tribal Council is final, however, pursuant to Tribal Council Resolution 05-97-128, petitioner, on behalf of the minor child, may appeal to the Phoenix Area Office of the Bureau of Indian Affairs for the limited purpose of petitioning for a determination of eligibility to receive a per capita share of the Claims Docket 22-H distribution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Director of the Office of Vital Records to notify the petitioner of the Tribal Council's determination and to provide to petitioner a copy of this Resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that pursuant to the Tribal Enrollment Code, Section 1-106, this Resolution shall be sealed and marked "CONFIDENTIAL" and its distribution shall be strictly limited to the Tribal Enrollment Office, Tribal Legal Department, Tribal Council, Tribal Council Secretary, Bureau of Indian Affairs, and the petitioner for and on behalf of the minor, and that access to this Resolution shall be for official purposes only.

The foregoing resolution was on August 5, 1997, duly adopted by a vote of Ten for and Zero against, by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by the White Mountain Apache Tribal Constitution, including Article IV, Sections 1(a), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe on September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

  
Chairman of the Tribal Council

  
Secretary of the Tribal Council