

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

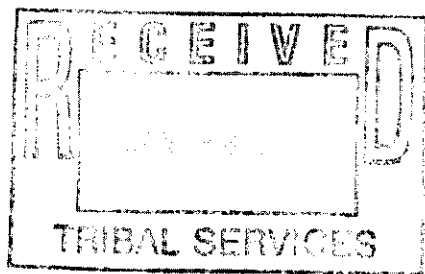
- WHEREAS**, the Tribal Council on October 4, 2000 directed Tribal staff to prepare a report for the Council on addressing the backlog of appellate cases in the Tribal judicial system; and
- WHEREAS**, the Tribal Council on this date has reviewed the report and proposal detailing a budget for this purpose; and
- WHEREAS**, the budget provides cost figures for both a temporary Court of Appeals to handle the current backlog of appellate cases as well as a permanent Court of Appeals; and
- WHEREAS**, the Tribal Council intends to authorize a permanent Court of Appeals component within the Tribal Court, and directs that this work begin, as set forth below; nevertheless, the Council also directs that immediate attention be given to the backlog of appellate cases and that the initial funding of six thousand six hundred twenty five dollars (\$6,625.00) be made immediately available for this purpose; and
- WHEREAS**, the Tribe will seek BIA funding or other grant funding for the Court of Appeals budget, but in any event the Council authorizes Tribal funding for the immediate six thousand six hundred twenty five dollars (\$6,625.00) needed to address the backlogged appellate cases; and
- WHEREAS**, following the implementation of the immediate funding to address the backlogged cases, the Council directs that a further report be provided to the Council to identify funding sources for the permanent Court of Appeals, including any required Council approval for the reallocation of any Agency funds held for Tribal purposes and to make recommendations to the Council on the appointment of a Chief Justice of the Court of Appeals, and to make further recommendations on additional selections for the appellate panel.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves six thousand six hundred twenty five dollars (\$6,625.00) in funding to address the immediate needs for pending appellate court cases before the White Mountain Apache Tribal Court.
- BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the permanent Court of Appeals proposal and budget, with such budget to be folded into the six thousand six hundred twenty five dollars (\$6,625.00) approved above, and that it hereby requests that funding for both permanent Court of Appeals and the immediate funds needed for the pending cases be provided from

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the Bureau of Indian Affairs for this essential governmental purpose, but that in the event no such funding is available Tribal funds are authorized for the \$6,625 amount.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribal Court Administrator, with assistance from the Tribal Legal Department to prepare a report to the Council identifying potential funding sources for the Court of Appeals budget and including recommendations for a permanent appointment of the Tribal Court Chief Justice and to make further recommendations for additional appellate panel judges who can serve on a rotating basis on the Court of Appeals.

The foregoing resolution was on November 7, 2000 duly adopted by a vote of SEVEN for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (j), (s), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe 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