



Resolution No. 04-2006-120

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

(Authorizing Hermalyn Truax be added to the list of Settlement Payment for Wrongfully Terminated Employees)

WHEREAS, pursuant to Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, the Tribal Council was informed that the late Evangeline (Cosay) Truax , a member of the Tribe, was wrongfully terminated from her position with the Tribe in 1990;and


WHEREAS, Mrs. Truax' termination was politically motivated and thus wrongful; and

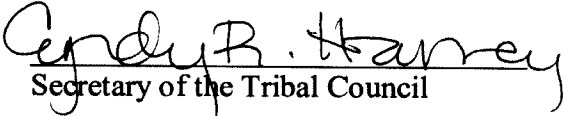
WHEREAS, the Legal Department did undertake an investigation of wrongful termination claims pursuant to Resolution No. 07-2005-176, and did submit a memorandum of findings and legal conclusions to the Tribal Council dated November 7, 2005; and

WHEREAS, the Tribal Council finds that this member was wrongfully terminated and that the Tribe should settle her claim according to the amount agreed to by prior Resolutions on this matter, and that since Mrs. Truax is deceased, her daughter Hermalyn Truax be provided the payment.

BE IT RESOLVED by the White Mountain Apache Tribal Council that Hermalyn Truax receive payment for her mother's (Evangeline Cosay Truax) wrongful termination according to the amount agreed by prior Resolutions on this matter, as final settlement of her late mother's claims.

The foregoing resolution was on April 19, 2006, duly adopted by a vote of EIGHT for and ONE against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (k), (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