



Resolution No. 04-2006-97

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

(Authorizing Rebecca Johnson 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 Rebecca Johnson, a member of the Tribe, was wrongfully from her position within the Tribe; and


WHEREAS, Ms. Johnson claims that her 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, 2006; and

WHEREAS, the Tribal Council finds that Ms. Johnson was wrongfully terminated and that the Tribe should settle her claim according to the amount agreed to by prior Resolutions on this matter.

BE IT RESOLVED by the White Mountain Apache Tribal Council that Rebecca Johnson shall be hereby added to the list of employees wrongfully terminated and for settlement payment of her claim according to the amount agreed to by prior Resolutions on this matter, subject to funds available and that payment not be made during a pay period.

The foregoing resolution was on April 12, 2006, duly adopted by a vote of FIVE for and FOUR 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

STATE OF ARIZONA)
County of Maricopa) SS

AFFIDAVIT of _____ (Issue)

Taken at _____ (Time of Day) 9:40 M.

At 425 11th (Location)

Show Low Ar

I, Marylou James, Social Security No. 527-64-1187

being first duly sworn, say: I freely and voluntarily give this affidavit to _____ who is known to me as an employee of the ARIZONA DEPARTMENT OF ECONOMIC SECURITY. I have not been threatened or abused in any way. I have not been promised anything for giving this statement.

The following employees: Sylvia Betty, Jeremiah Kelly, Mahudita Early, Magdalena Martinez, Maribelina Masera, Eunice Essay, Maggie Smith, Rebecca Johnson, were forced into resignation, intimidated, threatened and practically thrown off the premises of their employment. It is because they voted for the past Administration whereas the new Administration is placing their own supporters into these employees positions now.

These employees are good faithful workers and are qualified employees in their positions. They were forced to resign.

I have read the foregoing affidavit and it is true and correct to the best of my knowledge and belief.

Signature Marylou James Witness Signature _____

Subscribed and sworn to before me this 21 day of May, 1990

P. C. ...
Department Representative

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