



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

(Directing the Tribal Attorney to initiate proceedings in the White Mountain Apache Tribal Court for the exclusion of Harron Walker, a non-member, non-Indian residing on the Fort Apache Indian Reservation)

- WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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 Prosecution Unit presented a complaint to the White Mountain Apache Tribe's ("Tribe") Legal Department against Harron Walker, a non-member and non-Indian, residing in the Canyon Day area within the exterior boundaries of the Fort Apache Indian Reservation ("Reservation"); and
- WHEREAS,** Mr. Walker engaged in disruptive behavior and made repeated attempts to threaten other Tribal members residing on the Reservation; and
- WHEREAS,** the WMAPD was called in to remove Mr. Walker after he allegedly engaged in multiple disruptive incidents against his family and the community of Canyon Day; and
- WHEREAS,** Mr. Walker's actions violate the Tribal Criminal Code, Sections 2.56 (Possession of Marijuana), 2.55 (Possession of Drug Paraphernalia), and 2.4 (Assault); and
- WHEREAS,** the Tribe's Government Code, Section 5.4 provides for exclusion of non-members off the Reservation in cases involving a threat or danger to the public health, safety, or sovereignty of the White Mountain Apache Tribe and its people; and
- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe finds that Mr. Walker's alleged actions stand in violation of the Criminal Code such that he presents a threat or danger to the public health and safety of the Tribe, which are grounds under Section 5.5 of the Government Code for an immediate exclusion order to remove him from the Fort Apache Indian Reservation and prohibit his entry thereto.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Harron Walker, a non-member, non-Indian is hereby determined to be a threat or danger to the public health and safety of the White Mountain Apache Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribal Attorney, by and through the Legal Department and Prosecution Department, is hereby directed to seek an exclusion order for Harron Walker pursuant to the Tribe's Government Code for Mr. Emory's immediate removal from the Fort Apache Indian Reservation;

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

Resolution No. 09-2009-313

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairman, is authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **FEBRUARY 3, 2011** duly adopted by a vote of **NINE** 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), (q), (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).



Ronnie Lupe, Chairman of the Tribal Council



Secretary of the Tribal Council