



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 09-2012-141

(Reinstating Cheyanne Burnette)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and

WHEREAS, due to performance and violations of the personnel policies on numerous occasion, the Chairman of the Tribe was forced to discipline and terminate Cheyanne Burnette's services at the Health Benefits Office; and

WHEREAS, the Tribal Council, upon Burnette's urging, previously directed the Chairman to discuss her potential reemployment with the Tribe privately, so as to eliminate politicizing the former employee's personnel actions; and

WHEREAS, Chairman Lupe and Ms. Burnette exchanged correspondence and were unable to renegotiate a deal that would allow her to come back to work for the Tribe under separate terms as offered by the Chairman on behalf of the Tribe; and

WHEREAS, the Tribal Council, despite Chairman's objection, finds it in the best interest of the Tribe to resolve the problem by simply reinstating Cheyanne Burnette in order to avoid confusion and hard feelings by all parties.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that Cheyanne Burnette be reinstated to her former position with the Tribe.

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 supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all

documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

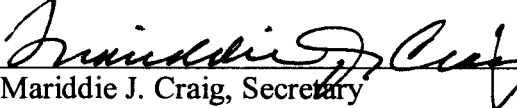
The foregoing resolution was on **SEPTEMBER 5, 2012** duly adopted by a vote of **FIVE** for, **ZERO** against with **ONE** abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (k), (s), (t) and (u) of the Tribal Constitution, 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 Lape, Chairman

12/3/12

Date



Mariddie J. Craig, Secretary

11-28-2012

Date