



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

(Suspension of Councilman Justin William)

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, Tribal Council has board latitude to regulate and govern itself; and

WHEREAS, Article VII of the Constitution required Council to declare a seat vacant if the Council person is guilty of a misdemeanor involving moral integrity; and

WHEREAS, Crimes of moral integrity are defined in Article XII as adultery, bribery, embezzlement, extortion, fraud, forgery, misbranding, perjury, theft, or public intoxication.

WHEREAS, Justin Williams has had criminal suit filed in Tribal Court as him with specify criminal charges against him; embezzlement, fraud, and theft are specified as crimes which if he is convicted requires dismissal from Tribal Council; and

WHEREAS, Precedent in previous similar cases had resulted in suspension from Tribal Council pending the outcome of the court cases; and

WHEREAS, Failure to act in the case of Justin Williams may be interpreted as Tribal Council condoning his actions that resulted in the criminal charges; and

WHEREAS, Pay and other benefits received by virtue of his office shall be suspended until resolution of the cases is deemed the appropriate action. If he is found not guilty, he will be restored to his Tribal Council seat with all pay and other benefits restored. However, if he is found guilty on any one of the three crimes of moral integrity, his seat will be declared vacant and a replacement appointed.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribal Council moves to suspend Justin Williams pending the outcome of criminal suit filed against him in Tribal Court.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Justin Williams must turn in his keys to the tribal vehicle and tribal office today. These keys must be given to the office of the Tribal Chairman. Failure to return property back to the tribe will result in actions by the Police Department.

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

Resolution No. 09-2012-143

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 hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **September 10, 2012** duly adopted by a vote of **SIX** for and **ZERO** against and **TWO** abstentions 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 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



Mariddie J. Craig, Secretary of the Tribal Council