

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

(Rejection of Membership Applications of Tony S. Fontes, Maria-Elena T. Fontes, Cynthia M. Fontes, Amanda R. Fontes, Robert A. Fontes, Victor S. Fontes, Joshua T. Fontes, Daniel Fontes, Jennifer L. Serrano, Rosie S. Gibson, Rachel F. Gibson, Jacquelyn R. Gibson, Carmen Gaff, Kristie D. Gaff, Thomas R. Gaff, Mary Ann Soto Fontes, Mary Ann Sonia Diaz, Eddie Fontes, Steven S. Fontes, Armando Fontes Jr., Dora Henry)

RESOLUTION NO. 02-115

1 **WHEREAS, applications for Enrollment as members of the Tohono O'odham Nation have been**
2 **filed by or on behalf of:**

<i>Applicant</i>	<i>DOB</i>	<i>Namely Application No.</i>	<i>Date Filed:</i>
Tony S. Fontes	11/14/59	1811-SX-97	14 th Day of July, 1997
Maria-Elena T. Fontes	11/29/79	1866-SX-97	16 th Day of July, 1997
Cynthia M. Fontes	07/19/82	1867-SX-97	16 th Day of July, 1997
Amanda R. Fontes	07/03/85	1865-SX-97	16 th Day of July, 1997
Robert A. Fontes	11/15/96	1719-SX-97	14 th Day of July, 1997
Victor S. Fontes	03/16/56	1881-SX-97	7 th Day of July, 1997
Joshua T. Fontes	06/25/76	1906-SX-97	7 th Day of July, 1997
Daniel Fontes	04/19/81	1908-SX-97	7 th Day of July, 1997
Jennifer L. Serrano	01/23/78	1907-SX-97	7 th Day of July, 1997
Rosie S. Gibson	12/05/67	1886-SX-97	17 th Day of July, 1997
Rachel F. Gibson	09/16/92	1800-SX-97	17 th Day of July, 1997
Jacquelyn R. Gibson	12/11/90	1799-SX-97	17 th Day of July, 1997
Carmen Gaff	01/07/65	1888-SX-97	9 th Day of July, 1997
Kristie D. Gaff	02/26/91	1715-SX-97	9 th Day of July, 1997
Thomas R. Gaff	01/17/86	1716-SX-97	7 th Day of July, 1997
Mary Ann Soto Fontes	08/15/62	1885-SX-97	01 st Day of July, 1997
Mary Ann Sonia Diaz	03/22/78	1884-SX-97	01 st Day of July, 1997
Eddie Fontes	09/16/63	1883-SX-97	25 th Day of June, 1997
Steven S. Fontes	08/03/58	1882-SX-97	25 th Day of June, 1997
Armando Fontes Jr.	02/06/55	1889-SX-97	25 th Day of June, 1997
Dora Henry	11/26/66	1887-SX-97	25 th Day of June, 1997

26 ; and

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1 **WHEREAS, the Enrollment Committee has reviewed the applications and has recommended that**
2 **the applications be denied because the applicants failed to establish the following**
3 **membership requirement(s): TOHONO O'ODHAM CONSTITUTION, ARTICLE II,**
4 **MEMBERSHIP - SECTIONS (1A) and (1B); and**

5 **WHEREAS, the applications have come for hearing before this Council; and**

6 **WHEREAS, the Enrollment Committee did serve written notice of its recommendations to reject**
7 **the applications and of this hearing, as required by Section 2, Article VI of the**
8 **Enrollment Ordinance, upon the persons who filed the application and such persons,**
9 **Tony S. Fontes, Maria-Elena T. Fontes, Cynthia M. Fontes, Amanda R. Fontes, Robert**
10 **A. Fontes, Victor S. Fontes, Joshua T. Fontes, Daniel Fontes, Jennifer L. Serrano, Rosie**
11 **S. Gibson, Rachel F. Gibson, Jacquelyn R. Gibson, Carmen Gaff, Kristie D. Gaff, Thomas**
12 **R. Gaff, Mary Ann Soto Fontes, Mary Ann Sonia Diaz, Eddie Fontes, Steven S. Fontes,**
13 **Armando Fontes Jr., and Dora Henry were not present at this hearing; and**

14 **WHEREAS, the Tohono O'odham Legislative Council has reviewed all of the evidence presented**
15 **and from such evidence finds that the applicants have failed to establish the**
16 **foregoing membership requirement(s).**

17 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it does hereby**
18 **determine that the applications of:**

<i>Applicant</i>	<i>DOB</i>	<i>Namely Application No.</i>	<i>Date Filed:</i>
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<i>Applicant</i>	<i>DOB</i>	<i>Namely Application No.</i>	<i>Date Filed:</i>
Victor S. Fontes	03/16/56	1881-SX-97	7 th Day of July, 1997
Joshua T. Fontes	06/25/76	1906-SX-97	7 th Day of July, 1997
Daniel Fontes	04/19/81	1908-SX-97	7 th Day of July, 1997
Jennifer L. Serrano	01/23/78	1907-SX-97	7 th Day of July, 1997
Rosie S. Gibson	12/05/67	1886-SX-97	17 th Day of July, 1997
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Dora Henry	11/26/66	1887-SX-97	25 th Day of June, 1997

for enrollment as members of the Tohono O'odham Nation are hereby rejected.

BE IT FURTHER RESOLVED that the Chairman of the Tohono O'odham Nation shall issue certificates of Final Determination of Rejection and that the Enrollment Committee shall serve notices of rejection of the applications in accordance with the provisions of Sections 1 and 2, Article VIII of the Enrollment Ordinance.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH Day of MARCH, 2002 at a meeting at which a quorum was present with a vote of 2,143.3 FOR; 274.2 AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Article II and Section 1 (h) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Rita A. Martinez for

Rita A. Martinez, Legislative Chairwoman

15th day of March, 20 02

ATTEST:

Julianna Saraficio for

Julianna Saraficio, Acting Legislative Secretary

12 day of March, 20 02

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 15th day of March, 20 02 at 9:30 o'clock, A.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Rita A. Martinez for
Rita A. Martinez, Legislative Chairwoman

APPROVED

on the 18 day of March, 20 02

DISAPPROVED

at 9:25 o'clock, A.M.

Edward D. Manuel
EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

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1 Returned to the Legislative Secretary on the 18 day of

2
3 March, 20 02, at 2:18 o'clock, P.M.

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7 Julianna Saraficio, Acting Legislative Secretary

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ACTION: REJECTION OF MEMBERSHIP APPLICATIONS OF TONY S. FONTES, MARIA-ELENA T. FONTES, CYNTHIA M. FONTES, AMANDA R. FONTES, ROBERT A. FONTES, VICTOR S. FONTES, JOSHUA T. FONTES, DANIEL FONTES, JENNIFER L. SERRANO, ROSIE S. GIBSON, RACHEL F. GIBSON, JACQUELYN R. GIBSON, CARMEN GAFF, KRISTIE D. GAFF, THOMAS R. GAFF, MARY ANN SOTO FONTES, MARY ANN SONIA DIAZ, EDDIE FONTES, STEVEN S. FONTES, ARMANDO FONTES JR., DORA HENRY

Moved: COUNCILWOMAN EVELYN JUAN

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: MARCH 11, 2002

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85	X			
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85		X		
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	X			X
GU ACHI 230.7	1. CAMILLUS LOPEZ ()	115.35	X			
	2. ALEX J. RAMON (Jerome Joaquin)	115.35		X		
GU VO 188.3	1. FERN SALCIDO ()	94.15	X			
	2. EMILIO LEWIS (Michael Flores)	94.15	X			
HICKIWAN 167.3	1. SHIRLEY MOLINA ()	83.65	X			
	2. SANDRA ORTEGA ()	83.65	X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			X
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
	2. GLORIA RAMIREZ ()	80.35	X			
SAN XAVIER 184.7	1. TONY BURRELL ()	92.35	X			
	2. DENNIS RAMON ()	92.35	X			X
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25	X			
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
SELLS 416.1	1. DENNIS E. JOSE ()	208.05	X			
	2. EVELYN JUAN ()	208.05	X			
SIF ODAK 184.7	1. ISIDRO LOPEZ ()	92.35	X			
	2. RITA MARTINEZ (Nicholas Jose)	92.35	X			
TOTAL		2,417.5	2,143.3	274.2	-0-	[03]

****PASSED VOTES**