

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:**

3 4 <i>Applicant</i>	5 6 <i>DOB</i>	7 8 <i>Namely Application No.</i>	9 10 <i>Date Filed:</i>
11 12 Tony S. Fontes	13 14 11/14/59	15 16 1811-SX-97	17 18 14 th Day of July, 1997
19 20 Maria-Elena T. Fontes	21 22 11/29/79	23 24 1866-SX-97	25 26 16 th Day of July, 1997
27 28 Cynthia M. Fontes	29 30 07/19/82	31 32 1867-SX-97	33 34 16 th Day of July, 1997
35 36 Amanda R. Fontes	37 38 07/03/85	39 40 1865-SX-97	41 42 16 th Day of July, 1997
43 44 Robert A. Fontes	45 46 11/15/96	47 48 1719-SX-97	49 50 14 th Day of July, 1997
51 52 Victor S. Fontes	53 54 03/16/56	55 56 1881-SX-97	57 58 7 th Day of July, 1997
59 60 Joshua T. Fontes	61 62 06/25/76	63 64 1906-SX-97	65 66 7 th Day of July, 1997
67 68 Daniel Fontes	69 70 04/19/81	71 72 1908-SX-97	73 74 7 th Day of July, 1997
75 76 Jennifer L. Serrano	77 78 01/23/78	79 80 1907-SX-97	81 82 7 th Day of July, 1997
83 84 Rosie S. Gibson	85 86 12/05/67	87 88 1886-SX-97	89 90 17 th Day of July, 1997
91 92 Rachel F. Gibson	93 94 09/16/92	95 96 1800-SX-97	97 98 17 th Day of July, 1997
99 100 Jacquelyn R. Gibson	101 102 12/11/90	103 104 1799-SX-97	105 106 17 th Day of July, 1997
107 108 Carmen Gaff	109 110 01/07/65	111 112 1888-SX-97	113 114 9 th Day of July, 1997
115 116 Kristie D. Gaff	117 118 02/26/91	119 120 1715-SX-97	121 122 9 th Day of July, 1997
123 124 Thomas R. Gaff	125 126 01/17/86	127 128 1716-SX-97	129 130 7 th Day of July, 1997
131 132 Mary Ann Soto Fontes	133 134 08/15/62	135 136 1885-SX-97	137 138 01 st Day of July, 1997
139 140 Mary Ann Sonia Diaz	141 142 03/22/78	143 144 1884-SX-97	145 146 01 st Day of July, 1997
147 148 Eddie Fontes	149 150 09/16/63	151 152 1883-SX-97	153 154 25 th Day of June, 1997
155 156 Steven S. Fontes	157 158 08/03/58	159 160 1882-SX-97	161 162 25 th Day of June, 1997
163 164 Armando Fontes Jr.	165 166 02/06/55	167 168 1889-SX-97	169 170 25 th Day of June, 1997
171 172 Dora Henry	173 174 11/26/66	175 176 1887-SX-97	177 178 25 th Day of June, 1997

26 **; and**

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

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

WHEREAS, the Enrollment Committee did serve written notice of its recommendations to reject the applications and of this hearing, as required by Section 2, Article VI of the Enrollment Ordinance, upon the persons who filed the application and such persons, 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., and Dora Henry were not present at this hearing; and

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

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

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	<i>Applicant</i>	<i>DOB</i>	<i>Namely Application No.</i>	<i>Date Filed:</i>
1	Victor S. Fontes	03/16/56	1881-SX-97	7 th Day of July, 1997
2	Joshua T. Fontes	06/25/76	1906-SX-97	7 th Day of July, 1997
3	Daniel Fontes	04/19/81	1908-SX-97	7 th Day of July, 1997
4	Jennifer L. Serrano	01/23/78	1907-SX-97	7 th Day of July, 1997
5	Rosie S. Gibson	12/05/67	1886-SX-97	17 th Day of July, 1997
6	Rachel F. Gibson	09/16/92	1800-SX-97	17 th Day of July, 1997
7	Jacquelyn R. Gibson	12/11/90	1799-SX-97	17 th Day of July, 1997
8	Carmen Gaff	01/07/65	1888-SX-97	9 th Day of July, 1997
9	Kristie D. Gaff	02/26/91	1715-SX-97	9 th Day of July, 1997
10	Thomas R. Gaff	01/17/86	1716-SX-97	7 th Day of July, 1997
11	Mary Ann Soto Fontes	08/15/62	1885-SX-97	01 st Day of July, 1997
12	Mary Ann Sonia Diaz	03/22/78	1884-SX-97	01 st Day of July, 1997
13	Eddie Fontes	09/16/63	1883-SX-97	25 th Day of June, 1997
14	Steven S. Fontes	08/03/58	1882-SX-97	25 th Day of June, 1997
15	Armando Fontes Jr.	02/06/55	1889-SX-97	25 th Day of June, 1997
16	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.

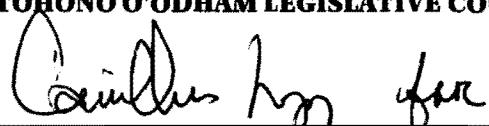
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11th, Day of MARCH, 2002 at a meeting at which a quorum was present with a vote of 2,143.3 FOR; 274.2 AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Article II and Section 1 (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).

1 **RESOLUTION NO. 02-115**

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

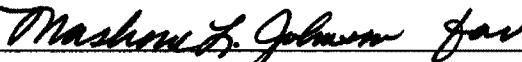
7 **Page 4 of 5**

8 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

9 
Rita A. Martinez, Legislative Chairwoman

10 15th day of March, 20 02

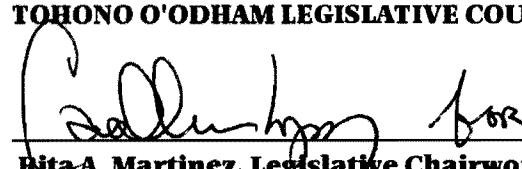
11 **ATTEST:**

12 
Julianna Saraficio, Acting Legislative Secretary

13 12 day of March, 20 02.

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

19 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

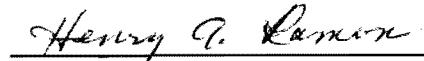
20 
Rita A. Martinez, Legislative Chairwoman

21 APPROVED

22 on the 18 day of March, 20 02

23 DISAPPROVED

24 at 7:25 o'clock, A.M.

25 
EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

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1 Returned to the Legislative Secretary on the 18 day of

2 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 () 2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85 158.85	X X			
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer) 2. DAVID GARCIA (Mary Audrey Juan)	124.05 124.05	X X			X
GU ACHI 230.7	1. CAMILLUS LOPEZ () 2. ALEX J. RAMON (Jerome Joquin)	115.35 115.35	X X			
GU VO 188.3	1. FERN SALCIDO () 2. EMILIO LEWIS (Michael Flores)	94.15 94.15	X X			
HICKIWAN 167.3	1. SHIRLEY MOLINA () 2. SANDRA ORTEGA ()	83.65 83.65	X X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone) 2. PATRICIA CRUZ (Johnson Jose)	87.35 87.35	X X			X
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.) 2. GLORIA RAMIREZ ()	80.35 80.35	X X			
SAN XAVIER 184.7	1. TONY BURRELL () 2. DENNIS RAMON ()	92.35 92.35	X X			X
SCHUK TOAK 144.5	1. MARY FLORES () 2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25 72.25	X X			
SELLS 416.1	1. DENNIS E. JOSE () 2. EVELYN JUAN ()	208.05 208.05	X X			
SIF OIDAK 184.7	1. ISIDRO LOPEZ () 2. RITA MARTINEZ (Nicholas Jose)	92.35 92.35	X X			
TOTAL		2,417.5	2,143.3	274.2	-0-	[03]

**PASSED VOTES