

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2004 Attorney Contracts for: David M. Juarez and Lawrence O. Boswell
to serve as Conflict Attorneys)

RESOLUTION NO. 04-055

1 **WHEREAS, there are no other attorneys to handle conflicts which the Nation's Advocate Program**
2 **is not ethically allowed to handle in the increasing needs of tribal members for legal**
3 **representation in civil and criminal matters; and**

4 **WHEREAS, the Advocate Program wishes to retain David M. Juarez and Lawrence O. Boswell to**
5 **be appointed to represent clients with conflict of interest who can not be represented**
6 **by the Nation's Advocate Program; and**

7 **WHEREAS, the Advocate Program has presented a contract for David M. Juarez and Lawrence O.**
8 **Boswell which confirms and ratifies the terms and conditions related to their**
9 **services, a copy of which is attached; and**

10 **WHEREAS, the Domestic Affairs Committee recommends approval by the Legislative Council of**
11 **an Attorney Contract with David M. Juarez and Lawrence O. Boswell on such terms.**

12 **NOW, THEREFORE, BE IT RESOLVED THAT:**

- 13 **1. The Tohono O'odham Legislative Council ratifies and approves the conflict**
14 **Attorney Contracts for David M. Juarez and Lawrence O. Boswell in the forms**
15 **attached hereto for the period of October 1, 2003 through March 31, 2004 in the**
16 **amount not to exceed \$37,500.00 per contract or \$75,000.00 total.**
- 17 **2. Funding for the Conflict Attorney Contracts for David M. Juarez and Lawrence O.**
18 **Boswell shall be provided under the operating budget of the Advocate Program**
19 **for Fiscal Year 2004.**

20 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH. Day**
21 **of FEBRUARY, 2004 at a meeting at which a quorum was present with a vote of 2,240.3 FOR; 126.80**
22 **AGAINST; 96.30 NOT VOTING; and 166.3 [03] ABSENT, pursuant to the powers vested in the Council**
23 **by Section 2 (a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
24 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
25 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
26 **18, 1934 (48 Stat. 984).**

27
28 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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31 **Dennis Ramon, Legislative Chairman**

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34 17th day of February, 2004
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RESOLUTION NO. 04-055

(Approving FY 2004 Attorney Contracts for: David M. Juarez and Lawrence O. Boswell to serve as Conflict Attorneys)

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ATTEST:

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

13th day of February, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 17th day of February, 2004 at 4:40 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Dennis Ramon
Dennis Ramon, Legislative Chairman

APPROVED

on the 19 day of February, 2004

DISAPPROVED

at 12:10 o'clock, P.M.

Vivian Juan-Saunders
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 19th day of

February, 2004, at 12:53 o'clock, P.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING FY 2004 ATTORNEY CONTRACTS FOR: DAVID M. JUAREZ AND LAWRENCE O. BOSWELL TO SERVE AS CONFLICT ATTORNEYS

MOVED: COUNCILWOMAN FRANCES ANTONE

SECOND: COUNCILMAN VERLON JOSE

DATE: FEBRUARY 13, 2004

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 192.6	1. ISIDRO LOPEZ (absent) (Nicholas Jose) (present)	96.30			X	
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
SELLS 465.6	1. DENNIS E. JOSE ()	232.80	X			
	2. EVELYN JUAN ()	232.80	X			
SCHUK TOAK 176.1	1. FRANCES B. CONDE ()	88.05	X			
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ (absent) (Olivia Liston) (present) **	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	107.70	X			
SAN LUCY 166.3	1. JOHN W. LAWSON, SR. ()	83.15				X
	2. GLORIA RAMIREZ ()	83.15				X
PISINEMO 175.4	1. BARBARA SALVICIO ()	87.70	X			
	2. PATRICIA CRUZ ()	87.70	X			
HICKIWAN 170.3	1. DELMA GARCIA (Mary E. Sam)	85.15	X			
	2. SANDRA ORTEGA ()	85.15	X			
GU VO 191.4	1. RAYMOND VICTOR ()	95.70	X			
	2. MICHAEL FLORES (Willard Manuel)	95.70	X			
GU ACHI 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80		X		
CHUKUT KUK 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			X
	2. VERLON M. JOSE (David Garcia)	129.45	X			
BABOQUIVARI 364.1	1. FRANCES MIGUEL (Lucilda Norris-Valenzuela)	182.05	X			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	2,240.3	126.80	96.30	166.3

****PASSED VOTES**