

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Rejection of Membership Application of Andrew Lucero, Jr.)

RESOLUTION NO. 04-407

1 **WHEREAS, an application for Enrollment as a member of the Tohono O'odham Nation has been**
2 **filed by or on behalf of:**

<u>Andrew Lucero, Jr.</u>	<u>03-11-77</u>	<u>1924-SX-97</u>
Applicant	DOB	Application No.

5
6 **filed on the 01 day of August, 1997; and**

7 **WHEREAS, the Enrollment Committee has reviewed the application and has recommended that**
8 **the application be denied because the applicant failed to establish the following**
9 **membership requirement(s):**

10 **TOHONO O'ODHAM CONSTITUTION, ARTICLE II, MEMBERSHIP-SECTIONS 1(A) AND**
11 **1(B); and**

12 **WHEREAS, the Enrollment Committee did serve written notice of its recommendation to reject**
13 **the application and of the rejection hearing; as required by Section 2, Article VI of the**
14 **Enrollment Ordinance, upon the person acting for the applicant or the sponsor; and**

15 **WHEREAS, the application has come on for hearing before the Legislative Council on August 24,**
16 **2004; and**

17 **WHEREAS, the Tohono O'odham Legislative Council has reviewed the evidence presented and**
18 **from such evidence finds that the applicant has failed to establish the foregoing**
19 **membership requirement(s).**

20 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it does hereby**
21 **determine that the application of: Andrew Lucero, Jr. for enrollment as a member of**
22 **the Tohono O'odham Nation is hereby rejected.**

23 **BE IT FINALLY RESOLVED that the Chairwoman of the Tohono O'odham Nation shall issue a**
24 **certificate of Final Determination of Rejection and that the Enrollment Committee**
25 **serve notice of Rejection of the application in accordance with the provisions of**
26 **Section 2, Article VIII of the Enrollment Ordinance.**

27 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 24TH, Day**
28 **of AUGUST, 2004 at a meeting at which a quorum was present with a vote of 2,028.45 FOR; 601.25**
29 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by**
30 **Section 1 (h) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
31 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
32 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
33 **18, 1934 (48 Stat. 984).**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

for *Isidro Lopez*
Isidro Lopez, Legislative Chairman
01st day of *September*, 2004

ATTEST:

Rosita N. Ruiz
Rosita N. Ruiz, Legislative Secretary

30th day of *August*, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the *01st* day of *September*, 2004 at *11:08* o'clock, *A*.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

for *Isidro Lopez*
Isidro Lopez, Legislative Chairman

APPROVED on the *3rd* day of *September*, 2004
 DISAPPROVED at *10:26* o'clock, *A*.M.

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

Returned to the Legislative Secretary on the *3RD* day of
September, 2004, at *10:55* o'clock, *A*.M.

Rosita N. Ruiz
Rosita N. Ruiz, Legislative Secretary

ACTION: REJECTION OF MEMBERSHIP APPLICATION OF ANDREW LUCERO, JR.

MOVED: COUNCILMAN JEROME JOAQUIN

SECOND: COUNCILWOMAN PHYLLIS JUAN

DATE: AUGUST 24, 2004

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 192.6	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
SELLS 465.6	1. DENNIS E. JOSE ()	232.80	X			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 (Olivia Liston-Villegas)	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			
	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	2,028.45	601.25	-0-	[01]

**PASSED VOTES