

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Rejection of Membership Application of Robbie Ann Garibay)**

**RESOLUTION NO. 04-417**

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>Robbie Ann Garibay</u>	<u>04-13-64</u>	<u>1932-SX-97</u>
Applicant	DOB	Applicant No.

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**  
21 **hereby determine that the application of: Robbie Ann Garibay for enrollment as a**  
22 **member of the Tohono O'odham Nation is hereby rejected.**

23 **BE IT FURTHER 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 24<sup>TH</sup> 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 [-0-] 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).**

34

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*for* *[Signature]*  
Isidro Lopez, Legislative Chairman

01<sup>st</sup> day of September, 2004

ATTEST:

*Rosita N. Ruiz*  
Rosita N. Ruiz, Legislative Secretary

30<sup>th</sup> day of August, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 01<sup>st</sup> day of September, 2004 at 11:15 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* *[Signature]*  
Isidro Lopez, Legislative Chairman

APPROVED

on the 3<sup>rd</sup> day of September, 2004

DISAPPROVED

at 10:30 o'clock, A.M.

*for* *[Signature]*  
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 3 day of

September, 2004, at 10:55 o'clock, A.M.

*[Signature]* *for*  
Rosita N. Ruiz, Legislative Secretary

ACTION: REJECTION OF MEMBERSHIP APPLICATION OF ROBBIE ANN GARIBAY

MOVED: COUNCILMAN JEROME JOAQUIN

SECOND: COUNCILWOMAN EVELYN JUAN

DATE: AUGUST 24, 2004

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> 192.6	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
<b>SELLS</b> 465.6	1. DENNIS E. JOSE ( )	232.80	X			
	2. EVELYN JUAN ( )	232.80	X			
<b>SCHUK TOAK</b> 176.1	1. FRANCES B. CONDE ( )	88.05	X			
	2. PHYLLIS JUAN ( )	88.05	X			
<b>SAN XAVIER</b> 215.4	1. FELICIA NUÑEZ (Olivia Liston-Villegas)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	107.70		X		
<b>SAN LUCY</b> 166.3	1. JOHN W. LAWSON, SR. ( )	83.15	X			
	2. GLORIA RAMIREZ ( )	83.15	X			
<b>PISINEMO</b> 175.4	1. BARBARA SALVICIO ( )	87.70	X			
	2. PATRICIA CRUZ ( )	87.70	X			
<b>HICKIWAN</b> 170.3	1. DELMA GARCIA (Mary E. Sam)	85.15	X			
	2. SANDRA ORTEGA ( )	85.15	X			
<b>GU VO</b> 191.4	1. RAYMOND VICTOR ( )	95.70	X			
	2. MICHAEL FLORES (Willard Manuel)	95.70	X			
<b>GU ACHI</b> 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80	X			
<b>CHUKUT KUK</b> 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			
	2. VERLON M. JOSE (David Garcia)	129.45		X		
<b>BABOQUIVARI</b> 364.1	1. FRANCES MIGUEL ( Lucilda Norris-Valenzuela )	182.05		X		
	2. FRANCES G. ANTONE ( )	182.05		X		
<b>TOTAL</b>		<b>2,629.7</b>	<b>2,028.45</b>	<b>601.25</b>	<b>-0-</b>	<b>[-0-]</b>

\*\*PASSED VOTES