

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Revocation of Membership of Morgan J. Cazares from the Tohono O'odham Nation)**

RESOLUTION NO. 04-486

1 WHEREAS, Article IX Section 2 (B) of the Tohono O'odham Enrollment Ordinance provides:  
2 *Membership in the Nation and all rights deriving therefrom shall be lost if*  
3 *enrollment is based upon information which was mistaken, fraudulent, deceitful,*  
4 *deceptive, misrepresented or falsified. Membership shall also be lost if information*  
5 *is omitted that would have resulted in ineligibility for membership.*

6 WHEREAS, the Enrollment Committee has determined that Morgan J. Cazares, Enrollment No.  
7 2023-P-00 , was invalidly enrolled as a member of the Tohono O'odham Nation  
8 through the mistake of the Enrollment Committee; and

9 WHEREAS, the Enrollment Committee has determined that the enrollment of Morgan J. Cazares  
10 was based upon the mistake of the Enrollment Committee; and

11 WHEREAS, Morgan J. Cazares is not the biological child of Jose M. Cazares and consequently has  
12 no O'odham blood; and

13 WHEREAS, Morgan J. Cazares was given an opportunity to relinquish membership in accordance  
14 with Article IX, Section 2(A) of the Enrollment Ordinance, but has failed or refused to  
15 do so, and therefore membership in the Tohono O'odham Nation must be revoked;  
16 and

17 WHEREAS, the Enrollment Committee did serve written notice to Morgan J. Cazares of its  
18 recommendation to revoke the membership and of the Revocation Hearing; as  
19 required by Article IX Section (C) of the Enrollment Ordinance, or upon the person  
20 acting for the member or the sponsor; and

21 WHEREAS, on September 28, 2004 the Tohono O'odham Legislative Council has reviewed the  
22 evidence presented and from such evidence finds that Morgan J. Cazares was  
23 ineligible for enrollment with the Tohono O'odham Nation based upon the facts  
24 stated above.

25 NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it does  
26 hereby determine that the membership of Morgan J. Cazares with the Tohono  
27 O'odham Nation was granted through the mistake of the Enrollment Committee and  
28 that said membership is hereby revoked and invalidated.

29 BE IT FURTHER RESOLVED that the Tohono O'odham Nation Enrollment Committee shall issue  
30 a Certificate of Final Determination of Revocation and Nullification of membership

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and that the Enrollment Committee serve notice of Revocation of Membership in accordance with the provisions of Article IX, Section 2, (D) of the Enrollment Ordinance.

BE IT FINALLY RESOLVED that upon completion of all appeals from this determination or upon expiration of the time allowed for such appeals, as provided in Article IX Section 2(E) of the Enrollment Ordinance, the name of the foregoing person who failed to appeal or to succeed in their appeal shall be removed from the membership roll of the Tohono O'odham Nation.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 28<sup>TH</sup> Day of SEPTEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by 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).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*for* Isidro Lopez, Legislative Chairman  
06<sup>th</sup> day of October, 2004

ATTEST:

Rosita N. Ruiz  
Rosita N. Ruiz, Legislative Secretary  
5 day of October, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 06<sup>th</sup> day of October, 2004 at 9:28 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, Legislative Chairman

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APPROVED

on the 7<sup>th</sup> day of October, 2004

DISAPPROVED

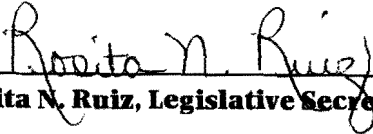
at 4:28 o'clock, P.M.



**VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION**

**Returned to the Legislative Secretary on the 07 day of**

October, 2004, at 4:57 o'clock, P.M.



**Rosita N. Ruiz, Legislative Secretary**

ACTION: REVOCATION OF MEMBERSHIP OF MORGAN J. CAZARES FROM THE TOHONO O'ODHAM NATION

MOVED: COUNCILMAN JEROME JOAQUIN

SECOND: COUNCILWOMAN BARBARA SALVICIO

DATE: SEPTEMBER 28, 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			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>2,629.7</b>	<b>-0-</b>	<b>-0-</b>	<b>[01]</b>

\*\*PASSED VOTES