

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Revocation of Membership of Cecilia Simmon from the Tohono O'odham Nation)**

**RESOLUTION NO. 04-488**

1 **WHEREAS, Article IX, Section 2(A) of the Tohono O'odham Nation Enrollment Ordinance provides**  
2 ***membership in the Nation and all rights deriving therefrom shall be lost or***  
3 ***abandoned if a person is or becomes enrolled as a member in another Indian nation,***  
4 ***tribe, community or band.***

5 **WHEREAS, the Enrollment Committee has determined that Cecilia Simmon, is enrolled as a**  
6 **member of the Tohono O'odham Nation and is also enrolled as a member of Gila**  
7 **River Indian Community; and**

8 **WHEREAS, Cecilia Simmon was given an opportunity to relinquish membership in accordance**  
9 **with Article IX, Section 2(A) of the Enrollment Ordinance, but has failed or refused to**  
10 **do so; and**

11 **WHEREAS, the foregoing person did not relinquish membership with the Tohono O'odham**  
12 **Nation and the Enrollment Committee therefore recommends that his/her**  
13 **membership in the Tohono O'odham Nation be revoked; and**

14 **WHEREAS, the Enrollment Committee did serve written notice of its recommendation upon the**  
15 **foregoing person or, if a minor or incompetent, upon the parent, guardian or other**  
16 **person legally authorized to act on his or her behalf as required by Article IX, Section**  
17 **2(C) of the Enrollment Ordinance; and**

18 **WHEREAS, the Tohono O'odham Legislative Council has reviewed the Enrollment Committee's**  
19 **recommendation and all evidence presented, and from such evidence finds that the**  
20 **foregoing person is enrolled as a member of Tohono O'odham Nation and is also**  
21 **enrolled as a member of Gila River Indian Community.**

22 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it does**  
23 **hereby revoke the membership of Cecilia Simmon in the Tohono O'odham Nation and**  
24 **that the Enrollment Committee serve notice of this determination to Cecilia Simmon,**  
25 **in accordance with Article IX, Section 2(D) of the Enrollment Ordinance.**

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

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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 [-0-] 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

Isidro Lopez  
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

Isidro Lopez  
Isidro Lopez, Legislative Chairman

APPROVED

on the 07<sup>th</sup> day of October, 2004

DISAPPROVED

at 4:29 o'clock, P. M.

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

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Returned to the Legislative Secretary on the 07 day of

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

Rosita N. Ruiz

**Rosita N. Ruiz, Legislative Secretary**

ACTION: REVOCATION OF MEMBERSHIP OF CECILIA SIMMON FROM THE TOHONO O'ODHAM NATION

MOVED: COUNCILWOMAN GLORIA RAMIREZ

SECOND: COUNCILWOMAN EVELYN JUAN

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			
	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>[-0-]</b>

\*\*PASSED VOTES