

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Setting Hearing on Removal Accusation Against Tohono O'odham Nation Chairwoman**  
**Vivian Juan-Saunders)**

**LEGISLATIVE ORDER NO. 06-583**

1 **WHEREAS, the Legislative Council is exclusively vested with the authority to conduct removal**  
2 **upon accusation proceedings when a Nation's official is accused of committing a**  
3 **removable offense (Constitution of the Tohono O'odham Nation, Art. XIII); and**

4 **WHEREAS, on August 16, 2006, a written accusation for removal from office ("Accusation") was**  
5 **filed with the Judiciary Committee Chairperson by registered voter Beverly M. Rivas**  
6 **(the "Accuser") against Tohono O'odham Nation Chairwoman Vivian Juan-Saunders**  
7 **(the "Accused") alleging the Accused committed a removable offense; and**

8 **WHEREAS, in accordance with Section 2(C) of Article IX of the Uniform Election Ordinance, the**  
9 **Judiciary Committee (1) conducted a reasonable cause hearing, (2) dismissed**  
10 **allegation 2.(1), and (3) pursuant to Judiciary Committee Resolution No. 06-07, found**  
11 **reasonable cause to believe that the Accused committed a removable offense as**  
12 **charged in the Accusation; and**

13 **WHEREAS, the Judiciary Committee did file its resolution and the Accusation with the Legislative**  
14 **Council Acting Secretary, who has been delegated the duties and authorities of the**  
15 **Secretary, on September 11, 2006 in accordance with the provisions of Section 2(D) of**  
16 **Article IX of the Uniform Election Ordinance; and**

17 **WHEREAS, the Legislative Council has previously adopted the "Legislative Rules of Procedure**  
18 **Upon Accusation for Removal" pursuant to Legislative Order No. 03-054, as amended**  
19 **by Legislative Order No. 05-706, to govern removal hearings before the Council; and**

20 **WHEREAS, Section 2 of Article IX of the Uniform Election Ordinance requires that the Legislative**  
21 **Council set a hearing on the Accusation.**

22 **NOW, THEREFORE, IT IS HEREBY ORDERED by the Tohono O'odham Legislative Council**  
23 **that a hearing on the Accusation against the Accused shall be held on September 26,**  
24 **2006 at 10:00 a.m. in the Legislative Council chambers in Sells, Arizona; provided that**  
25 **the allegation in numbered paragraph 2.(1) has been dismissed by the Judiciary**  
26 **Committee and shall not be considered.**

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**(Setting Hearing on Removal Accusation Against Tohono O'odham Nation Chairwoman Vivian Juan-Saunders)**

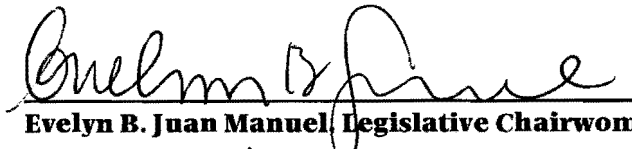
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1 **BE IT FURTHER ORDERED that, in accordance with Article IX, Section 2(D) of the Uniform**  
2 **Election Ordinance, the Acting Secretary of the Legislative Council shall serve a copy**  
3 **of the Accusation, Judiciary Committee Resolution No. 06-07, the "Legislative Rules**  
4 **of Procedure Upon Accusation for Removal," and this Legislative Order, which shall**  
5 **constitute notice of the removal hearing date, on the Accused not less than ten**  
6 **business days before the date set for the hearing.**

7 **BE IT FINALLY ORDERED that the removal process before the Tohono O'odham Legislative**  
8 **Council shall be governed by the "Legislative Rules of Procedure Upon Accusation for**  
9 **Removal" previously adopted by the Legislative Council pursuant to Legislative Order**  
10 **No. 03-054, as amended.**

11 **The foregoing Order was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>. Day of**  
12 **SEPTEMBER, 2006 at a meeting at which a quorum was present with a vote of 2,000.65 FOR; 440.15**  
13 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**  
14 **Section 1(a)(1) of Article VI and Article XIII of the Constitution of the Tohono O'Odham Nation,**  
15 **adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy**  
16 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act**  
17 **of June 18, 1934 (48 Stat. 984).**

18  
19 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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22  
23 **Evelyn B. Juan Manuel, Legislative Chairwoman**  
24  
25 11<sup>th</sup> day of September, 2006  
26

27 **ATTEST:**

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31 **Lucille Lopez, Acting Legislative Secretary**

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33 11 day of September, 2006.  
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ACTION: SETTING HEARING ON REMOVAL ACCUSATION AGAINST TOHONO O'ODHAM NATION CHAIRWOMAN  
VIVIAN JUAN-SAUNDERS

MOVED: COUNCILWOMAN CYNTHIA MANUEL

SECOND: COUNCILMAN JOHN LAWSON, SR.

DATE: SEPTEMBER 11, 2006

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> 310.8	1. FRANCES MIGUEL (Vernon J. Smith)	155.40		X		
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40		X		
<b>CHUKUT KUK</b> 258.7	1. ETHEL GARCIA ( )	129.35		X		
	2. VERLON M. JOSE (David Garcia)	129.35	X			
<b>GU ACHI</b> 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
<b>GU VO</b> 193.1	1. RAYMOND VICTOR ( )	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			X
<b>HICKIWAN</b> 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ( )	83.70	X			X
<b>PISINEMO</b> 171.8	1. BARBARA SALVICIO ( )	85.90	X			
	2. GERALD FAYUANT ( )	85.90	X			
<b>SAN LUCY</b> 169.0	1. JOHN W. LAWSON, SR. ( )	84.50	X			
	2. GLORIA RAMIREZ ( )	84.50	X			
<b>SAN XAVIER</b> 193.8	1. FELICIA NUÑEZ ( )	96.90	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90	X			
<b>SCHUK TOAK</b> 146.9	1. FRANCES B. CONDE ( )	73.45	X			
	2. PHYLLIS JUAN ( )	73.45	X			
<b>SELLS</b> 421.0	1. MARLENE SARAFICIO-JUAN** ( )	210.50	X			
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
<b>SIF OIDAK</b> 186.7	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			X
	2. DARLENE ANDREW (Rita Martinez)	93.35	X			
<b>TOTAL</b>		<b>2,440.80</b>	<b>2,000.65</b>	<b>440.15</b>	<b>-0-</b>	<b>[03]</b>

\*\*PASSED VOTES