

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving FY2008 Attorney Contract for John M. Neis to Serve as Conflict Attorney)**

RESOLUTION NO. 08-090

1 **WHEREAS, there is a need for attorneys to handle conflicts which the Tohono O'odham Advocate**  
2 **Program is not ethically allowed to handle in regards to the increasing needs of tribal**  
3 **members for legal representation in civil and criminal matters; and**

4 **WHEREAS, the Advocate Program wishes to contract with John M. Neis to represent clients with**  
5 **who cannot be represented by the Nation's Advocate Program; due to the programs'**  
6 **conflict of interest.**

7 **WHEREAS, the Advocate Program has presented a contract for John M. Neis which confirms the**  
8 **terms and conditions related to his services, a copy of which is attached hereto; and**

9 **WHEREAS, the Domestic Affairs Committee has recommended approval by the Legislative Council**  
10 **of a Conflict Attorney Contract with John M. Neis on such terms.**

11 **NOW, THEREFORE BE IT RESOLVED THAT the Tohono O'odham Legislative Council approves the**  
12 **Conflict Attorney Contract for John M. Neis in substantially the form attached hereto**  
13 **for the period of October 1, 2007 through September 30, 2008 in an amount not to**  
14 **exceed \$10,000.**

15 **BE IT FINALLY RESOLVED THAT the funding source for the Conflict Attorney Contract for John M.**  
16 **Neis shall be provided under the operating budget of the Tohono O'odham Advocate**  
17 **Program from fiscal year 2008.**

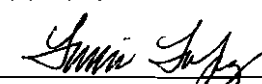
18 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 19<sup>TH</sup>. Day**  
19 **of FEBRUARY, 2008 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-**  
20 **AGAINST; -0- NOT VOTING; and [05] ABSENT, pursuant to the powers vested in the Council by**  
21 **Section 2 (a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**  
22 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
23 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
24 **18, 1934 (48 Stat. 984).**

25  
26 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

27  
28   
29  
30 **Verlon M. Jose, Legislative Chairman**

31  
32 20 day of February, 2008

33  
34 **ATTEST:**

35   
36  
37 **Lucille Lopez, Acting Legislative Secretary**

38  
39 19 day of January, 2008.

**RESOLUTION NO. 08-090**


**(Approving FY2008 Attorney Contract for John M. Neis to Serve as Conflict Attorney)**

**Page 2 of 2**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 20 day of February, 2008 at 9:00 o'clock, P..M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
Verlon M. Jose, Legislative Chairman

APPROVED

on the 21 day of Febury, 2008

DISAPPROVED

at 9:40 o'clock, P..M.

  
NED MORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 22 day of

February, 2008, at 8:25 o'clock, A..M.

  
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING FY2008 ATTORNEY CONTRACT FOR JOHN M. NEIS TO SERVE AS CONFLICT ATTORNEY

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN KIMBERLY LISTO

DATE: FEBRUARY 19, 2008

| DISTRICT                   | LEGISLATIVE REPRESENTATIVES                            | # OF VOTES     | FOR            | AGAINST    | NOT VOTING | ABSENT      |
|----------------------------|--|----------------|----------------|------------|------------|-------------|
| <b>BABOQIVARI</b><br>316.9 | 1. FRANCES MIGUEL<br>(Roberta Harvey)                  | 158.45         | X              |            |            |             |
|                            | 2. FRANCES G. ANTONE<br>(Vernon Smith)                 | 158.45         | X              |            |            |             |
| <b>CHUKUT KUK</b><br>264.8 | 1. ETHEL GARCIA<br>( )                                 | 132.40         | X              |            |            |             |
|                            | 2. VERLON M. JOSE<br>( )                               | 132.40         | X              |            |            |             |
| <b>GU ACHI</b><br>227.9    | 1. TIMOTHY L. JOAQUIN<br>(Louis L. Johnson)            | 113.95         | X              |            |            |             |
|                            | 2. CYNTHIA E. MANUEL<br>( )                            | 113.95         | X              |            |            |             |
| <b>GU VO</b><br>199.2      | 1. GRACE MANUEL<br>( )                                 | 99.60          | X              |            |            |             |
|                            | 2. MICHAEL FLORES<br>( )                               | 99.60          | X              |            |            | X           |
| <b>HICKIWAN</b><br>172.0   | 1. MICHELLE ORTEGA<br>( )                              | 86.00          | X              |            |            |             |
|                            | 2. SANDRA ORTEGA<br>( )                                | 86.00          | X              |            |            | X           |
| <b>PISINEMO</b><br>182.4   | 1. CHESTER ANTONE<br>( )                               | 91.20          | X              |            |            |             |
|                            | 2. GERALD FAYUANT<br>( )                               | 91.20          | X              |            |            |             |
| <b>SAN LUCY</b><br>181.1   | 1. LORRAINE EILER<br>( )                               | 90.55          | X              |            |            |             |
|                            | 2. GLORIA RAMIREZ<br>( )                               | 90.55          | X              |            |            |             |
| <b>SAN XAVIER</b><br>196.5 | 1. FELICIA NUÑEZ<br>(Adam P. Andrews)                  | 98.25          | X              |            |            | X           |
|                            | 2. OLIVIA VILLEGAS-LISTON<br>(Eileen A. Estrada-Lopez) | 98.25          | X              |            |            |             |
| <b>SCHUK TOAK</b><br>154.6 | 1. FRANCES B. CONDE<br>(Frederick Jose)                | 77.30          | X              |            |            |             |
|                            | 2. PHYLLIS CACHORA<br>(Agnes Joaquin)                  | 77.30          | X              |            |            |             |
| <b>SELLS</b><br>444.7      | 1. KIMBERLY LISTO<br>( )                               | 222.35         | X              |            |            |             |
|                            | 2. EVELYN B. JUAN MANUEL<br>( )                        | 222.35         | X              |            |            |             |
| <b>SIF ODAK</b><br>194.4   | 1. WAVALENE ROMERO<br>( )                              | 97.20          | X              |            |            |             |
|                            | 2. MARY LOPEZ<br>( )                                   | 97.20          | X              |            |            |             |
| <b>TOTAL</b>               |  | <b>2,534.5</b> | <b>2,534.5</b> | <b>-0-</b> | <b>-0-</b> | <b>[03]</b> |

\*\*PASSED VOTES