

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving an Attorney Contract with Wilmer Cutler Pickering Hale and Dorr LLP
for Representation before the United States Supreme Court)**

RESOLUTION NO. 10-234

1 **WHEREAS, the Tohono O'odham Nation's trust mismanagement litigation in the United States**
2 **Court of Federal Claims has been appealed by the United States to the United States**
3 **Supreme Court as Case No. 09-846; and**

4 **WHEREAS, by Resolution No. 07-164 the Tohono O'odham Nation (the "Nation") appointed a trust**
5 **settlement delegation consisting of the Chairperson of the Budget and Finance**
6 **Committee, the Chairperson of the Natural Resources Committee, the Chairperson of**
7 **the Nation, and the Treasurer of the Nation, to provide oversight over the trust**
8 **mismanagement litigation; and**

9 **WHEREAS, the Nation's trust settlement delegation has recommended that the Nation appoint**
10 **the Wilmer Cutler Pickering Hale and Dorr LLP law firm to represent the Nation in the**
11 **Supreme Court appeal; and**

12 **WHEREAS, the Attorney General has negotiated an attorney contract with the Wilmer Cutler**
13 **Pickering Hale and Dorr LLP law firm which has been reviewed by the Domestic Affairs**
14 **and the Budget and Finance Committees, which recommend approval by the**
15 **Legislative Council; and**

16 **WHEREAS, the term of the attorney contract is from June 11, 2010 to September 30, 2010, and the**
17 **budget for the contract is \$100,000, to be funded by the Professional Services line item**
18 **of the FY 2010 operating budget of the Office of Attorney General.**

19 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
20 **attorney contract with Wilmer Cutler Pickering Hale and Dorr LLP, in the amount of**
21 **\$100,000 for FY2010, for the period from June 11, 2010 to September 30, 2010,**
22 **substantially in the form attached hereto, and authorizes the Chairman of the Nation**
23 **to execute it.**

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16TH Day**
25 **of JUNE, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0- AGAINST;**
26 **-01- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI,**
27 **Section 1 (f) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham**
28 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
29 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Verlon Jose
Verlon M. Jose, Legislative Chairman

18 day of June, 2010

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

17 day of June, 2010.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18 day of June, 2010 at 4:42 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 Jose
Verlon M. Jose, Legislative Chairman

APPROVED

on the 21st day of June, 2010

DISAPPROVED

at 9:56 o'clock, A. M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 21 day of

June, 2010, at 10:02 o'clock, a. M.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: APPROVING AN ATTORNEY CONTRACT WITH WILMER CUTLER PICKERING HALE AND DORR LLP FOR REPRESENTATION BEFORE THE UNITED STATES SUPREME COURT

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN LORRAINE EILER

DATE: JUNE 16, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X		X	
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			X
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			X
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			X
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	162.0	X			
TOTAL		2,595.50	2,595.50	-0-	-01-	[04]