

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Rejecting Membership Application of John M. Guerrero)**

**RESOLUTION NO. 16-530**

1 **WHEREAS, the Constitution of the Tohono O'odham Nation provides that the membership of**  
2 **the Nation shall consist of Indians appearing on official census rolls (comprising**  
3 **the Nation's Base Roll) and "children born to resident members," and vests the**  
4 **Legislative Council with the power to enact laws and ordinances governing the**  
5 **enrollment and adoption of members (Constitution, Article II, Section 1(a) and**  
6 **(b); Article VI, Section 1(h)); and**

7 **WHEREAS, on February 3, 2014, John M. Guerrero filed an application for enrollment as a**  
8 **member of the Tohono O'odham Nation; and**

9 **WHEREAS, the Enrollment Committee has reviewed the application and has recommended**  
10 **that the application be rejected because the applicant failed to establish his**  
11 **eligibility for membership under the Constitution of the Tohono O'odham**  
12 **Nation, Article II - Membership, Section 1(b); and**

13 **WHEREAS, the Enrollment Committee served written notice of its written recommendation**  
14 **to reject the application and of the rejection hearing upon the applicant as**  
15 **required by Section 2, Article VI of the Enrollment Ordinance, 14 T.O.C. Chapter 1;**  
16 **and**

17 **WHEREAS, the Tohono O'odham Legislative Council has reviewed the enrollment**  
18 **application, Enrollment Committee's recommendation, and evidence presented**  
19 **during its October 27, 2016 hearing, at which John M. Guerrero wasn't present,**  
20 **and finds that the applicant has failed to establish the foregoing membership**  
21 **requirement.**

22 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council finds that the**  
23 **application of John M. Guerrero, date of birth 03/01/1961, for enrollment as a**  
24 **member of the Tohono O'odham Nation fails to establish his eligibility for**  
25 **membership under Article II, Section 1(b) of the Constitution of the Tohono**  
26 **O'odham Nation and the application is rejected.**

27 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council chairperson shall**  
28 **provide written notice to the applicant of the Legislative Council's final**  
29 **determination and the Enrollment Committee shall serve notice of the final**  
30 **determination in accordance with Section 2, Article VIII of the Enrollment**  
31 **Ordinance.**

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1 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 27<sup>TH</sup>  
2 day of OCTOBER, 2016 at a meeting at which a quorum was present with a vote of 3,021,4 FOR;  
3 -0-AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by  
4 Article VI, Section 1(h) of the Constitution of the Tohono O'odham Nation, adopted by the  
5 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
6 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
7 18, 1934 (48 Stat.984).  
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10 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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13 Timothy Joaquin, Legislative Chairman

14 28 day of October, 2016

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18 ATTEST:

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21 Evonne Wilson, Legislative Secretary

22 28 day of October, 2016

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25 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
26 O'odham Nation on the 28 day of October, 2016 at 4:53 o'clock, p.m.,  
27 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
28 effective upon his approval or upon his failure to either approve or disapprove it within 48  
29 hours of submittal.  
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32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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35 Timothy Joaquin, Legislative Chairman

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42  APPROVED

on the 31 day of October, 2016

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44  DISAPPROVED

at 4:03 o'clock, p.m.

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48 EDWARD D. MANUEL, CHAIRMAN  
49 TOHONO O'ODHAM NATION  
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**RESOLUTION NO. 16-530**

**(Rejecting Membership Application of John M. Guerrero)**

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Returned to the Legislative Secretary on the 1 day of

November, 2016, at 9:04 o'clock, a.m.



**Evonne Wilson, Legislative Secretary**

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ACTION: REJECTING MEMBERSHIP APPLICATION OF JOHN M. GUERRERO

MOVED: COUNCILWOMAN LORETTA LEWIS

SECOND: COUNCILWOMAN PAMELA ANGHILL

DATE: OCTOBER 27, 2016

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ, <i>(Absent)</i> (Patricia Vicenti) <i>(Present)</i>	166.05	X			X
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ( )	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ( )	102.90	X			X
PISINEMO 219.9	1. CHESTER ANTONE ( )	109.95	X			
	2. MONICA K. MORGAN ( )	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ( )	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III (Felicia Nunez)	114.30	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. (Mario J.B. Juan)	90.30	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER ( )	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			X
	2. MARY LOPEZ ( )	115.80	X			
TOTAL		3,021.4	3,021.4	-0-	-0-	[03]