

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Authorizing the Attorney General to Add the Tohono O'odham Nation to the Native American Rights Fund's Tribal Amicus Brief in Apache Stronghold v. United States)**

**RESOLUTION NO. 24-340**

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham  
2 Legislative Council with the power to preserve and cultivate native arts, crafts and  
3 traditions and to consult with other Indian tribes, the United States Congress, and  
4 with appropriate federal agencies regarding federal activities that affect the  
5 Tohono O'odham Nation (Constitution, Article VI, Section 1(c)(8), 1(f) and 1(j)); and  
6 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the authority to retain  
7 legal counsel (Tohono O'odham Const. Art. VI, § 2(a)); and  
8 **WHEREAS,** the Tohono O'odham Legislative Council by Resolutions No. 11-551, 15-373, and  
9 21-185 has consistently expressed its opposition to Congress's conveyance of  
10 *Chi'chil Bildagoteel*, or Oak Flat, an area located within Tonto National Forest  
11 that holds profound religious significance to the Apache, Yavapai, and other  
12 tribes, to Resolution Copper, a foreign-owned mining corporation that plans to  
13 build a massive block cave copper mining project there; and  
14 **WHEREAS,** in an effort to stop Resolution Copper's mining project which would destroy this  
15 sacred site, Apache Stronghold, a coalition dedicated to preserving Oak Flat, has  
16 filed a request to the Supreme Court of the United States to review the decision of  
17 the United States Court of Appeals for the Ninth Circuit in the case *Apache*  
18 *Stronghold v. United States of America*; and  
19 **WHEREAS,** the Native American Rights Fund (NARF) is filing an *amicus curiae* brief on behalf  
20 of Tribal Nations and organizations in support of Apache Stronghold and has  
21 invited the Tohono O'odham Nation to join the Tribal Amicus Brief that will be  
22 filed with the United States Supreme Court; and  
23 **WHEREAS,** the Tribal Amicus Brief will represent the Tribe's interests in protecting the  
24 religious freedom of Tribal members and in protecting sacred places, and  
25 **WHEREAS,** the Cultural Preservation Committee and the Domestic Affairs Committee have  
26 reviewed this Resolution and recommend its approval.  
27 **NOW, THEREFORE, BE IT RESOLVED** that the Attorney General is authorized to add the Tohono  
28 O'odham Nation to the Native American Rights Fund's Tribal Amicus Brief that  
29 will be filed with the United States Supreme Court in the case *Apache Stronghold*  
30 *v. United States*.  
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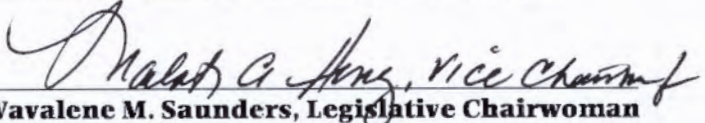
**(Authorizing the Attorney General to Add the Tohono O'odham Nation to the Native American Rights Fund's Tribal Amicus Brief in Apache Stronghold v. United States)**

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1 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council authorizes the Nation's  
2 chairperson or official designee to sign the Tribal Statement of Commitment to  
3 add the Tohono O'odham Nation to the Native American Rights Fund's Tribal  
4 Amicus Brief that will be filed with the United States Supreme Court in the case  
5 *Apache Stronghold v. United States*.

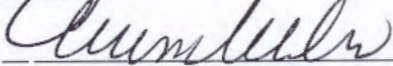
6 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08<sup>TH</sup>  
7 day of OCTOBER 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-  
8 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by  
9 Article VI, Section 2(a) and Article VI, Section 1(c)(8), 1(f) and 1(j) of the Constitution of the  
10 Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and  
11 approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6,  
12 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

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15 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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18 Wavalene M. Saunders, Legislative Chairwoman

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20 11<sup>TH</sup> day of OCTOBER, 2024

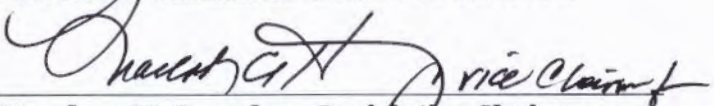
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25 ATTEST:

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28 Evonne Wilson, Legislative Secretary

29 11 day of October, 2024

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32 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
33 O'odham Nation on the 11<sup>TH</sup> day of OCTOBER, 2024 at 4:05 o'clock, P.m.,  
34 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
35 effective upon his approval or upon his failure to either approve or disapprove it within 48  
36 hours of submittal.

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38 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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42 Wavalene M. Saunders, Legislative Chairwoman

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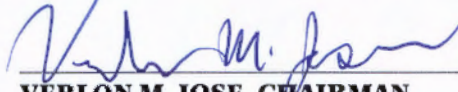
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APPROVED

on the 14 day of October, 2024

DISAPPROVED

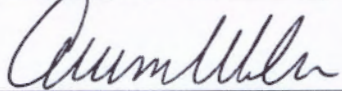
at 3:51 o'clock, P.m.



VERLON M. JOSE, CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15 day of

October, 2024, at 10:15 o'clock, A.m.



Evonne Wilson, Legislative Secretary



**ACTION: AUTHORIZING THE ATTORNEY GENERAL TO ADD THE TOHONO O'ODHAM NATION TO THE NATIVE AMERICAN RIGHTS FUND'S TRIBAL AMICUS BRIEF IN APACHE STRONGHOLD V. UNITED STATES****MOVED: COUNCILMAN LEANDER MASE****SECOND: COUNCILMAN JESSE NAVARRO****DATE: OCTOBER 08, 2024**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ( )	177.35 177.35	X X			X
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ( )	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS ( ) 2. LESLIE LUNA ( )	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA ( ) 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			
PISINEMO 236.2	1. EDWARD D. MANUEL ( ) 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX ( ) 2. DANIEL L.A. PRESTON III ( )	122.25 122.25	X X			X
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO ( )	279.0 279.0	X X			
SIF OIDAK 247.1	1. FRANCIS HOMEWYTEWA ( ) 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
	<b>TOTAL</b>	<b>3,263.30</b>	<b>3,263.3</b>	<b>-0-</b>	<b>-0-</b>	<b>[02]</b>