

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving Attorney Contract with the Law Firm  
of Brown & Bain)**

**RESOLUTION NO. 94-451**

**WHEREAS, by Resolution 93-383 the Tohono O'Odham Legislative Council approved an attorney contract with the law firm of Brown & Bain for representation of the Tohono O'Odham Nation and certain of its officials in (a) a lawsuit pending in the Nation's Judicial Court, captioned Tohono O'Odham Nation et al. v. Bingo Partners et al. (No. 93-C-5483) (the "Tribal Lawsuit") and (b) a lawsuit pending in the United States District Court, captioned Bingo Partners et al. v. Moore et al. (Civ. No. 93-64-TUC-RMB) (The Federal Lawsuit"); and**

**WHEREAS, the attorney contract expired on September 30, 1994; and**

**WHEREAS, continued representation of the Nation and certain of its officials is required to protect the Nation's interests in both the Tribal Lawsuit and the Federal Lawsuit; and**

**WHEREAS, Desert Diamond Casino has budgeted the sum of \$150,000., in fiscal year 1995 for continuation of legal representation in such Lawsuits; and**

**WHEREAS, the Domestic Affairs Committee recommends approval of an attorney contract with Brown & Bain for fiscal year 1995.**

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**NOW, THEREFORE, BE IT RESOLVED THAT:**

- 1. The Tohono O'Odham Nation Legislative Council hereby approves an attorney contract with the law firm of Brown & Bain in the amount of \$150,000., for the fiscal year ending September 30, 1995 and in the form attached hereto.**
- 2. The Legislative Council appropriates the sum of \$150,000., to pay fees and expenses under the attorney contract, and authorizes and directs payment thereof from the budget of Desert Diamond Casino.**
- 3. The Chairman of the Nation is authorized and directed to execute the attorney contract.**

**The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 17TH. day of OCTOBER, 1994 at a meeting at which a quorum was present with a vote of 1,526.0 FOR; -0- AGAINST; -0- NOT VOTING; and 237.0 [13] ABSENT, pursuant to the powers vested in the Council by Section 2(a) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
**Alex J. Ramon, Legislative Chairman**

18<sup>th</sup> day of October, 19 94

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**ATTEST:**

Yucinda Allen  
**Acting Legislative Secretary**

18th day of October, 1994.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 18th day of October, 1994 at 2:46 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**

Alex J. Ramon  
**Alex J. Ramon, Legislative Chairman**

**APPROVED** on the 18 day of October, 1994

**DISAPPROVED** at 4:01 o'clock, P.M.

Sylvester Listo  
**SYLVESTER LISTO, Chairman**  
**TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 18th day of October, 1994, at 4:43 o'clock, P.M.

Yucinda Allen  
**Acting Legislative Secretary**

ACTION: APPROVING ATTORNEY CONTRACT WITH THE LAW FIRM OF BROWN &amp; BAIN

MOVED: COUNCILMAN JOHNSON JOSE

SECOND: COUNCILMAN JOHN RENO

DATE: OCTOBER 17, 1994

| DISTRICT             | LEGISLATIVE REPRESENTATIVES                    | # OF VOTES | FOR     | AGAINST | NOT VOTING | ABSENT        |
|----------------------|--|------------|---------|---------|------------|---------------|
| SIF OIDAK<br>151.0   | 1. WILLARD JUAN, SR.<br>(Delbert Thomas)       | 75.5       | X       |         |            |               |
|                      | 2. MARY ANN ANTONE<br>(Nellie Miguel)          | 75.5       | X       |         |            | X             |
| SELLS<br>290.0       | 1. ANDREW M. PATRICIO<br>(Lucille Encinas)     | 145.0      | X       |         |            |               |
|                      | 2. JOSEPH T. JOAQUIN<br>(Allen W. Garcia, Jr.) | 145.0      | X       |         |            | X             |
| SCHUK TOAK<br>113.0  | 1. FRANCES FRANCISCO<br>( )                    | 56.5       |         |         |            | X             |
|                      | 2. KENNETH J. ANTONE<br>( )                    | 56.5       |         |         |            | X             |
| SAN XAVIER<br>135.0  | 1. EUGENE ENIS, SR.<br>( )                     | 67.5       | X       |         |            |               |
|                      | 2. DENNIS RAMON<br>( )                         | 67.5       | X       |         |            | X             |
| BABOQUIVARI<br>230.0 | 1. FRANCES MIGUEL<br>( )                       | 115.0      | X       |         |            | X             |
|                      | 2. EARL A. FRANCISCO<br>( )                    | 115.0      | X       |         |            |               |
| GU ACHI<br>180.0     | 1. WILLARD ANITA<br>( )                        | 90.0       | X       |         |            | X             |
|                      | 2. ALEX J. RAMON<br>(Marian Johnson)           | 90.0       | X       |         |            |               |
| PISINEMO<br>128.0    | 1. CHESTER ANTONE<br>(Fernando Valentine)      | 64.0       | X       |         |            | X             |
|                      | 2. JOHNSON M. JOSE<br>(Roseleen Antone)        | 64.0       | X       |         |            |               |
| SAN LUCY<br>98.0     | 1. JOHN RENO<br>( )                            | 49.0       | X       |         |            |               |
|                      | 2. ALBERT MANUEL, JR.<br>(Ernestine Marquez)   | 49.0       | X       |         |            | X             |
| GU VO<br>124.0       | 1. EMILIO LEWIS<br>( )                         | 62.0       |         |         |            | X             |
|                      | 2. MICHAEL FLORES<br>(Fern Salcido)            | 62.0       |         |         |            | X             |
| HICKIWAN<br>136.0    | 1. MANUEL OSEQUEDA, JR.<br>( )                 | 68.0       | X       |         |            | X             |
|                      | 2. LLOYD FRANCISCO<br>( )                      | 68.0       | X       |         |            |               |
| CHUKUT KUK<br>178.0  | 1. MARILYN FRANCISCO                           | 89.0       | X       |         |            |               |
|                      | 2. KENNETH WILLIAMS<br>( )                     | 89.0       | X       |         |            | X             |
| TOTAL                |  | 1,763.0    | 1,526.0 | -0-     | -0-        | 237.0<br>[13] |

\*\*PASSED VOTES