

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM COUNCIL
(Granting Councilman Kenneth Antone's Motion to Dismiss
Accusation and Vacate Removal Hearing)**

LEGISLATIVE ORDER NO. 97-060

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4 **WHEREAS, the Legislative Council held a hearing on February 24, 1997**
5 **to hear the accusation for removal against Councilman**
6 **Kenneth Antone on charges of gross neglect of duty and**
7 **moral turpitude brought by Frances Francisco, Chairwoman**
8 **of Schuk Toak District, at which the Accused and the Accuser**
9 **were both present; and**

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12 **WHEREAS, the Honorable Robert A. Hershey, Judge Pro Tem of the**
13 **Tohono O'odham Judicial Court was appointed by the**
14 **Legislative Council to serve as Presiding Officer of the**
15 **removal hearing; and**

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17 **WHEREAS, the Accused, through his counsel, Faithe C. Seota, submitted**
18 **a written Motion to Dismiss Accusation and Vacate Removal**
19 **Hearing (the "Motion to Dismiss and Vacate"); and**

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21 **WHEREAS, after due consideration of the arguments presented, the**
22 **Legislative Council voted against a motion to deny the**
23 **Motion to Dismiss and Vacate, and the Presiding Officer**
24 **granted the Motion to Dismiss removal hearing.**
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NOW, THEREFORE, BE IT ORDERED that:

- 1. The accusation against Councilman Kenneth Antone is dismissed and the removal hearing is hereby vacated.**
- 2. Councilman Kenneth Antone is hereby retained in office as Legislative Council Representative of Schuk Toak District.**
- 3. A copy of this Legislative Order shall be provided to the Accused and the Accuser within five (5) days following the date of this decision.**

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 25TH. day of FEBRUARY, 1997 at a meeting at which a quorum was present with a vote of 740.0 FOR; 1,077.5 AGAINST; 58.5 NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(l) and Article XIII Section 1 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


Dennis Ramon, Legislative Chairman

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4 **ATTEST:**

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Frances G. Antone

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Frances G. Antone, Legislative Secretary

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ACTION: GRANTING COUNCILMAN KENNETH ANTONE'S MOTION TO DISMISS ACCUSATION AND VACATE REMOVAL HEARING

MOVED: COUNCILMAN WILLARD ANITA

SECOND:

DATE: FEBRUARY 24, 1997

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0	X			
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0	X			
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5		X		
	2. JOSEPH JUAN ()	58.5			X	
SAN XAVIER 142.0	1. DENNIS RAMON ()	71.0		X		
	2. TONY BURRELL ()	71.0		X		
BABOQUIVARI 257.0	1. EDWARD KISTO (Idella Stanley)	128.5		X		
	2. FRANCES MIGUEL ()	128.5		X		
GU ACHI 187.0	1. WILLARD ANITA (Louis Johnson)	93.5	X			
	2. ALEX J. RAMON (Marian Johnson)	93.5		X		
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			
	2. BARBARA SALVICIO ()	67.5		X		
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5	X			
	2. JOHN RENO (Mary Hoffman)	52.5	X			X
GU VO 134.0	1. GLORIA MONTANA ()	67.0		X		
	2. FERN SALCIDO (Larry Montana)	67.0		X		
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0		X		
	2. ALEX JOSE ()	71.0		X		
CHUKUT KUK 183.0	1. KENNETH WILLIAMS ()	91.5		X		
	2. DAVID GARCIA (Marvin Thomas)	91.5		X		X
TOTAL		1876.0	740.0	1,077.5	58.5	[02]

**PASSED VOTES