

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(In the matter of Indian Child Welfare Act case
baby boy DOB: 09-09-82)

RES. NO. 82-87

1 WHEREAS, the United States Congress enacted the "Indian Child Welfare Act of
2 1978", pursuant to finding "that there is no resource more vital to
3 the continued existence and integrity of Indian Tribes than our
4 children", and that an "alarming high percentage of Indian families
5 are broken up by the removal, often unwarranted, of our children"; and
6

7 WHEREAS, the Tohono O'Odham Nation recognizes the enormous importance of main-
8 taining individual and tribal family relationships, and is desirous
9 of maintaining the intent and integrity of the Indian Child Welfare
10 Act of 1978; and

11 WHEREAS, the Tohono O'Odham Human Services and the Nation's Legal Counsel are
12 totally aware of and has actively maintained contact and provided
13 input as to the Nation's interest, inclusive of the best interest of
14 baby boy, d.o.b 09-09-82; and
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16 WHEREAS, it appears to the Tohono O'Odham Legislative Council that there
17 exists substantial issues related to proceedings and/or actions of the
18 Superior Court of the State of California - for the County of
19 Riverside; and
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21 WHEREAS, baby boy, d.o.b. 09-09-82 is the son of an enrolled member of the
22 Tohono O'Odham Nation, whom has requested total anonymity; and

23 WHEREAS, the Nation's Chairman, the Legislative Council Chairperson, the
24 Children's Court Judge, and most recently the Nation's Budget &
25 Finance Committee are aware of the situation involving baby boy,
26 d.o.b. 09-09-82, and the financial impact an appeal or further
27 proceedings initiated by the Tohono O'Odham Nation, could have on the
28 Nation.

29 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'Odham Legislative Council does
30 authorize the continuation of legal proceedings by the Nation's Legal
31 Counsel and in cooperation with the Tohono O'Odham Human Services
32 Department.

1 BE IT FURTHER RESOLVED that the funding to continue legal proceedings be made
2 by the Nation's Legal Counsel account.

3
4 The foregoing resolution was passed by the Tohono O'odham Council on the 3rd
5 day of March, 1987, at a meeting at which a quorum was present with a vote of
6 1449.0 for; -0- against; 191.0 not voting; and -0- absent, pursuant to the
7 powers vested in the Council by Section 1 (c)(3)(d)(2) of Article VI of the
8 Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation
9 on January 18, 1986, and approved by the Acting Deputy Assistant Secretary -
10 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act
11 of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

12 Andrew M. Patricia
for Harriet Toro, Legislative Chairperson
13 13 day of Mar., 1987.

14 ATTEST:

15
16 Guinda Allen
Acting Legislative Secretary
17 13th day of March, 1987.

18
19 Said Resolution was submitted for approval to the office of the Chairman of the
20 Tohono O'odham Nation on the 13 day of Mar., 1987, at 1:44
21 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the
22 Constitution and will become effective upon his approval or upon his failure to
23 either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

24 Andrew M. Patricia
for Harriet Toro, Legislative Chairperson

25
26
27 [] APPROVED) on the 17 day of March, 1987, at
28 [] DISAPPROVED) 11:02 o'clock, A.M.

29
30 Josiah Moore
JOSIAH MOORE, Chairman
31 TOHONO O'ODHAM NATION

32 Returned to Legislative Secretary on the 17th day of March, 1987,
at 2:33 o'clock, P.M.

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Acting Legislative Secretary

MOVED: TONY FELIX

SUBJECT: IN THE MATTER OF ICWA CASE

SECOND: JOHN RENO

BABY BOY DOB: 09-09-82

DATE: MARCH 3, 1987

RESOLUTION ~~XXXXXXXXXXXX~~ # 82-87

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 138	1. Elliott Lewis (Eugene F. Jose) 2. Nicholas Jose (Leticia Garcia)	69.0 69.0	X X			
SELLS 257	1. Andrew M. Patricio (Nora Alveraz) 2. Fred Stevens, Sr. ()	128.5 128.5	X X			
SCHUK TOAK 105	1. Joseph Juan () 2. Julia Carrillo (JoAnn Francisco)	52.5 52.5	X X			X
SAN XAVIER 126	1. Yvonne Corella (Austin Nunez) 2. Tony Felix (Carmelita Mattias)	63.0 63.0	X X			
BABOQUIVARI 241	1. Edward N. Kisto () 2. Kenneth Chico, Sr. (Frances Miguel)	120.5 120.5	X X			X
GU ACHI 158	1. Angelo Joaquin, Sr. () 2. Fernando Joaquin ()	79.0 79.0	X X			X
PISINEMO 116	1. Jerome Antone (Consuela Mendoza) 2. Johnson Jose (Edward Manuel)	58.0 58.0	X X			
SAN LUCY 85	1. John Reno () 2. Max P. Jose (Dewey Ortega)	42.5 42.5	X		X	
GU VO 117	1. Cross Antone (Fern Salcido) 2. Virgil Lewis (Roy Montana)	58.5 58.5	X X			
HICKIWAN 128	1. Henry A. Ramon (Pablo Baptisto) 2. Lloyd Francisco (Eleanor Santos)	64.0 64.0	X		X	
CHUKUT KUK 169	1. XXXXXXXXXXXX (Anita C. Clark) 2. Harriet Toro (Marvin J. Thomas)	84.5 84.5	X		X	
TOTALS		1640.0	1449.0	-0-	191.0	03