

**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, Tribal member, Aubrey Aday has come before the Tribal Council this date with the complaint that he was wrongfully terminated from employment by Action Ski Rental which maintains a ski rental operation at Apache Peak, a part of the Sunrise Ski Park; and

WHEREAS, Mr. Aday has distributed to the Tribal Council a letter from Tom Almor, which states in summary that due to circumstances beyond Mr. Almor's control, Action Ski would no longer be able to keep him under their employ, that he has been a great employee of Action Ski, but Sunrise Management has requested that Action Ski terminate him; and

WHEREAS, the General Manager of the Sunrise Ski Area, Raymond Endfield, Jr. advises the Tribal Council that neither he nor Sunrise Management ever directed Action Ski to terminate Mr. Aday; and

WHEREAS, It appears that Mr. Aday has been wrongfully terminated because Action Ski was not directed by Sunrise Management to terminate his employment; and

WHEREAS, Mr. Aday has requested back pay and reinstatement and alleges damages for pain and suffering; and

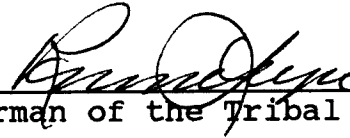
WHEREAS, The Tribal Council concludes that Mr. Aday has been wrongfully terminated and that he should be reinstated with back pay and further that Sunrise Ski Park Manager, Raymond Endfield, Jr. should resolve the management problem with Action Ski because Action Ski's termination letter misrepresents the fact the Sunrise Ski Park Management directed Mr. Aday's termination.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that Action Ski Rental reinstate Tribal member Aubrey Aday with back pay from the date of his wrongful termination.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs Sunrise Park General Manager, Raymond Endfield, Jr. to resolve the management problem with Action Ski Rental arising from the fact that Action Ski Rental terminated Aubrey Aday by misrepresenting that it was directed by Sunrise Ski Management to do so.

Resolution No. 03-93-050

The foregoing resolution was on March 03, 1993, duly adopted by a vote of nine for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council