

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

WHEREAS, the White Mountain Apache Tribal Council has the power to act in all matters that concern the welfare of the Tribe and its members; and

WHEREAS, the Tribal Council has heard from Nelson Ethelbah, Roy Colelay, Magdalena Martinez, Vino Burnette, Herbert Tate, John Allen, McCoy Loas, Lloyd Massey, Alvin Declay, Virgilene Velasquez for her deceased father Ricardo Velasquez; Sylvia Browning, Marjorie Grimes, Dena Massey, Dorothy Walker, Jenny Burnette, Effie Wright appearing on behalf of her deceased husband Raymond Wright, Maybelline Mason, Delphine Quay, and Christina Foster regarding their allegations of improper termination from employment with the White Mountain Apache Tribe in 1990, which they allege was politically motivated, unjustified, unfair and a violation of due process; and

WHEREAS, the Tribal Council acknowledges the right of these individuals to bring their concerns to the Council's attention and desires that those who were improperly terminated be reconciled for the injury they received from these actions at the most appropriate rate in consideration of the facts surrounding their termination - in a manner similar to that taken through Resolution 09-92-283 on September 30, 1992 where the Tribal Council awarded employees presenting claims of improper termination partial compensation as total satisfaction of their claim; and

WHEREAS, the Tribal Council wishes to exercise its discretion as the governing body of the sovereign White Mountain Apache Tribe to rectify past wrongs and violations which may have been committed by the tribal government and/or its officers, and proved through evidence it finds acceptable to indicate such wrongs; and

WHEREAS, the Tribal Council believes that it is in the best interests of the Tribe and its resources that the claims presented and the recommended amount of compensation due each person, if any, should be reviewed and recommended to the Council from a committee composed of the White Mountain Apache Tribe Controller, Director of Human Resources, Legal Department and Nelson Ethelbah as a representative of the group of individuals who came before the Council this day; and

WHEREAS, the Tribal Council recognizes the need to ensure that Tribal resources are expended responsibly and therefore desires the appointment of this committee to investigate the claims made this day to provide a fair recommendation to the Tribal Council of the best rate of reimbursement for those individuals who have come before the Council this day and who have verifiable records leading a reasonable person to believe they were improperly terminated.

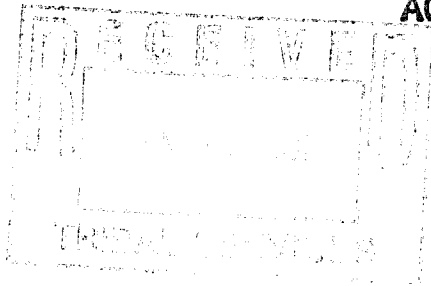
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby appoints the formation of a special committee to investigate the claims of improper termination brought before the Council this day by the following people: Nelson Ethelbah, Roy Colelay, Magdalena Martinez, Vino Burnette, Herbert Tate, John Allen, McCoy Loas, Lloyd Massey, Alvin Declay, Virgilene Velasquez for her deceased father Ricardo Velasquez; Sylvia Browning, Marjorie Grimes, Dena Massey, Dorothy Walker, Jenny Burnette, Effie Wright appearing on behalf of her deceased husband Raymond Wright,

Maybelline Mason, Delphine Quay, and Christina Foster.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that the special committee appointed to evaluate the claims of the individuals listed above, with regard to improper termination, shall consist of the White Mountain Apache Tribe Director of Human Resources, the Tribal Controller, the Assistant Tribal Attorney, and Mr. Nelson Ethelbah as a representative of the individuals who came before the Council this day.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby directs the above appointed special committee to provide a recommendation for satisfaction of the claims presented this day to the Tribal Council no later than June 11, 2001.

The foregoing resolution was on May 10, 2001 duly adopted by a vote of SIX for and ZERO against and ONE abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



ACTING

Frank J. Gield Jr.
Chairman of the Tribal Council

Andy Harvey-Burdette
Secretary of the Tribal Council