



Resolution No. 06-2006-189

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

(Rescinding Resolution No. 11-2005-313)

WHEREAS, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, the Tribal Council did pass Resolution No. 11-2005-313, excluding Rudy Clendon, a non-member of the Tribe, from the Fort Apache Indian Reservation; and

WHEREAS, the case against Mr. Clendon had been dismissed without prejudice, owing to a procedural technicality, but without a written order of the Court; and

WHEREAS, subsequently, on May 9, 2006, the case against Mr. Clendon was re-filed; and

WHEREAS, the Tribal Council seeks the withdrawal of the case against Mr. Clendon, and such withdrawal is in the best interests of the Tribe.

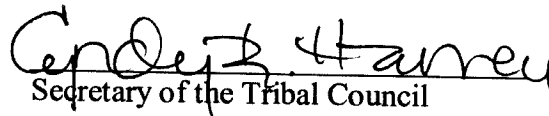
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

1. Resolution No. 11-2005-313 is hereby rescinded.
2. The Legal Department is hereby directed to file a motion to withdraw the exclusion case against Mr. Clendon.

The foregoing resolution was on June 7, 2006, duly adopted by a vote of NINE for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the 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).



Chairman of the Tribal Council



Secretary of the Tribal Council