



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

**(Approving Retroactive Payment for Two Pay Periods to Linberta Rockwell)**

**WHEREAS,** pursuant to Article IV, Section 1(a), of the White Mountain Apache Constitution, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe, and to make decisions not inconsistent with or contrary to the Constitution; and

**WHEREAS,** the White Mountain Apache Tribe values its employees and understands that office politics can have a negative impact on individual members of the Tribe; and

**WHEREAS,** Linberta Rockwell's role at Child Protective Services (CPS) was recently questioned over a field grievance that was discovered during an intensive background check as per federal regulations and as a result was terminated from her position with CPS; and

**WHEREAS,** Ms. Rockwell requested documentation regarding the unfavorable background check and the Acting Director of Social Services failed to respond with any information; and

**WHEREAS,** the Tribal Council believes it is in the best interest of the Tribe to reinstate Linberta Rockwell to her position because she was not afforded due process under Tribal Policies.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby reinstates Linberta Rockwell because the Acting Director of Social Services denied Ms. Rockwell her proper rights as a Tribal employee and presented insufficient evidence to support the allegations of impropriety.

**BE IT FURTHER RESOLVED** by the Tribal Council that Linberta Rockwell is entitled to retroactive pay for her one hundred and sixty (160) hours of services rendered at a rate of fifteen dollars (15) per hour.

**BE IT FURTHER RESOLVED** by the Tribal Council that in the event of any inconsistency between this Resolution and any prior Resolution or Policy, this Resolution shall govern.

**BE IT FURTHER RESOLVED** by the Tribal Council that the Chairman, or in his absence, the Vice Chair, is hereby authorized to execute all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on July 1, 2009, duly adopted by a vote of SEVEN 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), (b), (k), (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).

Handwritten signature of Ronnie Lupe.

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Ronnie Lupe Chairman of the Tribal Council

Handwritten signature of Cindy R. Harvey.

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Cindy R. Harvey, Secretary of the Tribal Council