



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

(Rescinding Resolution 07-09-211 Suspending Enterprise Employees)

- WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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 passed Resolution 07-09-211 which suspended Tribal Enterprise Director Milford Cosen and Gerald Alsenay for five days; and
- WHEREAS,** the allegations that led to the suspension of both parties have been contested and challenged by Mr. Cosen and Mr. Alsenay's Wife before the Tribal Council ; and
- WHEREAS,** as argued by the parties, the issue concerning failure to renew numerous Tribal liquor licenses is unclear and there is no evidence that either Milford Cosen or Gerald Alsenay acted improperly or incompetently in carrying out their duties as Tribal Employees; and
- WHEREAS,** after careful consideration, the Tribal Council finds it in the best interest of the Tribe and its employees to rescind Resolution 07-2009-211 as there is insufficient evidence to warrant the disciplinary measures imposed on Mr. Cosen and Alsenay.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds Resolution 07-09-211 because there was not enough evidence to show that Mr. Cosen or Alsenay acted in a manner that warranted disciplinary action by the Tribal Council.

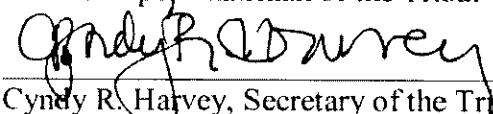
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on July 8, 2009 duly adopted by a vote of FIVE for and TWO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (i), (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).



Ronnie Lupe, Chairman of the Tribal Council



Cindy R. Harvey, Secretary of the Tribal Council