



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

(Directing the Tribal Attorney to Initiate Proceedings in the White Mountain Apache Tribal Court for the Exclusion of Jovian Jefferson, a non-member, from the Lands of the Fort Apache Indian Reservation)

- 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 White Mountain Apache Sex Offender Registration and Tracking Office has presented a complaint to the White Mountain Apache Tribe Legal Department against Jovian Jefferson, a non-member, sex offender; and
- WHEREAS,** Mr. Jefferson has been residing on the Fort Apache Indian Reservation in the community of Hon-Dah; and
- WHEREAS,** Mr. Jefferson was was convicted as a Sex Offender in the State of Iowa for Indecent Contact with a Child; and
- WHEREAS,** Mr. Jefferson failed to register with the WMAT Police Department and the State of Arizona upon entering the Fort Apache Indian Reservation and continues to be non-compliant to this day; and
- WHEREAS,** Mr. Jefferson has convictions that are still NOT satisfied through the White Mountain Apache Tribal Courts; and
- WHEREAS,** Mr. Jefferson had been charged with escape from custody on July 26, 2010, disorderly conduct, assault, and assault with a deadly weapon, assault to commit serious physical injury on July 2, 2010, aggravated assault, assault, criminal negligence, and disorderly conduct on June 10, 2010, and his criminal history goes back as far as 2006; and
- WHEREAS,** the White Mountain Apache Police Department, Sex Offender Registration and Notification Office deems that Mr. Jefferson presents a continued threat to the public health, safety and welfare to the people of the White Mountain Apache Tribe; and
- WHEREAS,** Mr. Jefferson's actions constitute violations of the Tribe's Criminal Code Sections 4.22 (Registration of Sex Offenders), 2.4 (Assault), 2.21 (Criminal Negligence) 2.8 (Assault with Intent to Cause Serious Physical Injury), 2.6 (Assault with a Deadly Weapon), 2.5 (Assault; Aggravated), 2.29 (Disorderly Conduct), 2.32 (Escape); and

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WHEREAS, the Tribe's Government Code, Section 5.4 provides for exclusion of non-members from the lands of the Fort Apache Indian Reservation in cases involving threat and/or danger to the public health, safety, or sovereignty of the White Mountain Apache Tribe; and

WHEREAS, the Tribal Council finds that Mr. Jefferson's alleged actions stand in violation of the Criminal Code, such that he presents a threat and/or danger to the public health and safety of the Tribe, which are grounds under Section 5.5 of the Government Code for an immediate exclusion order to remove him from the lands of the Fort Apache Indian Reservation and prohibit his entry thereto.

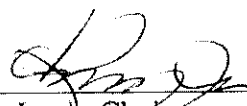
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Jovian Jefferson, a non-member, is hereby determined to be a threat or danger to the public health and safety of the White Mountain Apache Tribe.

BE IT FUTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Tribal Attorney, by through the Legal Department and Prosecution Unit, is hereby directed to seek an exclusion order for Jovian Jefferson pursuant to the Tribe's Government Code for Mr. Jefferson's immediate removal from the lands of the Fort Apache Indian Reservation.

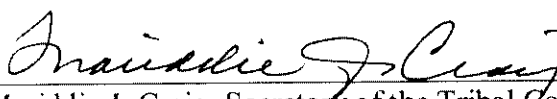
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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

The foregoing resolution was on AUGUST 5, 2010 duly adopted by a vote of EIGHT 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).



Ronnie Lupe, Chairman of the Tribal Council



Mariddie J. Craig, Secretary of the Tribal Council