



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Appointing Mickey Isaiah Benally as Associate Judge)

- 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 Judicial Code of the White Mountain Apache Tribe sets forth the requirements of the Tribal Court, including but not limited to, eligibility requirements, four-year term limits of its judges, and the judicial standard of conduct; and
- WHEREAS,** The Tribal Council appointed Lena Tenijieth as an Associate Judge pursuant to Resolution No. 06-2016-119; and
- WHEREAS,** The four-year term of Judge Tenijieth's judicial appointment has now expired; and
- WHEREAS,** The Tribal Council would like to thank Judge Tenijieth for her outstanding service and commitment as an Associate Judge of the White Mountain Apache Tribal Court and wishes her well in all future endeavors; and
- WHEREAS,** The Tribal Council finds it in the best interest of the Tribe to fill the judicial vacancy according to the eligibility requirements set forth in the Tribe's Judicial Code; and
- WHEREAS,** Mickey Isaiah Benally has been nominated to fill the vacancy of Associate Judge on the White Mountain Apache Tribal Court and has been found to meet the necessary qualifications to be eligible for a judicial office therein; and
- WHEREAS,** The Tribal Council finds it in the best interest of the Tribe and its members to fill the judicial vacancy by appointing Mickey Isaiah Benally to serve as an Associate Judge, effective immediately.


BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby appoints Mickey Isaiah Benally to serve a four-year term as an Associate Judge, subject to the forfeiture and removal provisions of the WMAT Judicial Code, effective immediately.


BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, 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 JULY 22, 2020 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

 8/24/2020
Gwendena Lee-Gatewood, Chairwoman Date

 8/24/2020
Doreen T. Numkena, Tribal Secretary Date