



HO-CHUNK NATION LEGISLATURE
Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
APPOINTMENT OF JUDGE PRO TEMPORE FOR
HO-CHUNK NATION TRIAL COURT CASE CV14-12**

RESOLUTION 04-07-15I

WHEREAS, on November 1, 1994, the United States Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation formerly known as the Wisconsin Winnebago Tribe; and

WHEREAS, the Ho-Chunk Nation ("Nation") is a federally recognized Indian tribe, organized pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, Article V, Section 2(a) of the Nation's Constitution authorizes the Legislature to make laws, including codes, ordinances, resolutions and statutes; and

WHEREAS, Article V, Section 2(x) empowers the Legislature to enact any other laws, ordinances, resolutions and statutes necessary to exercise its legislative powers delegated by the General Council pursuant to Article III of the Constitution; and

WHEREAS, Article VII, Section 13 of the Constitution of the Ho-Chunk Nation requires the Legislature to appoint a Judge pro tempore to the Trial Court of the Ho-Chunk Nation to fill any vacancy in a case due to recusal based on a conflict of interest; and

WHEREAS, based upon a notification from Chief Judge Lowe of the Nation's Trial Court to the Legislature, the presiding Judge in the case (Judge WhiteEagle) is no longer a member of the Judiciary, and there exists a conflict of interest which precludes Judge Lowe from presiding in the case (Case No. CV14-12); and

WHEREAS, as a result of the above conflict, Judge Lowe issued an Order of Recusal in Case No. CV 14-12 and provided the same to the Legislature; and

WHEREAS, Chief Judge Lowe has recommended Attorney Paul Stenzel as a Pro Tempore Judge in the case.

Executive Offices

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NOW THEREFORE, BE IT RESOLVED that the Legislature of the Ho-Chunk Nation, pursuant to Article VII, Section 13 of the Constitution of the Ho-Chunk Nation, hereby appoints Paul Stenzel as the Judge Pro Tempore for the purpose of hearing Case No. CV 14-12 and authorizes the Ho-Chunk Trial Court to contact with Attorney Stenzel to make the necessary arrangements for him to serve in the above-noted case.

CERTIFICATION

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation Legislature, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members, of whom 9 constituting a quorum were present at the meeting duly called and convened and held on the 7th day of April, 2015, that the foregoing resolution was adopted at said meeting by an affirmative vote of 4 members, 1 opposed, and 4 abstaining, pursuant to the authority of the Article V, Section 2(a) through (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of the Interior on November 1, 1994, and that said resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

Kathleen Lone Tree-Whiterabbit
Kathleen Lone Tree-Whiterabbit, Tribal Secretary

4.7.15
Date