



Mashpee Wampanoag Tribe
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2021-RES-075
MASHPEE WAMPANOAG TRIBE CONTRACT WITH ALTERNATE
DISTRICT COURT JUDGE JAN W. MORRIS

WHEREAS, the Mashpee Wampanoag Tribe (“Tribe”) is a federally-recognized Indian Tribe with a duly-enacted Constitution; *and*,

WHEREAS, Article V, Section 1, of the Mashpee Wampanoag Tribal Constitution (the “Constitution”) provides for a separation of tribal government powers upon the appointment of the three judges of the tribal Supreme Court under Article X of the Constitution which event has occurred; *and*,

WHEREAS, Article X, Section 2(a) of the Constitution provides that the Tribal Council shall by ordinance establish a procedure for selection and appointment of tribal Judges; *and*,

WHEREAS, Chapter 2, Section 1 of the 2018-ORD-007, Amended and Restated Mashpee Wampanoag Tribal Judiciary (the “Judiciary Ordinance”), as amended, establishes the Mashpee Wampanoag Tribal Judiciary, which consists of a Tribal Supreme Court, a District Court, and a Peacemaker Court; *and*,

WHEREAS, the Judiciary ordinance, Chapter 2, Section 4(b), provides that the Tribal Council is empowered to select and appoint judges of the Mashpee Wampanoag Tribal Court who shall perform judicial duties of the Mashpee Wampanoag Tribal Court as prescribed in the above mentioned Constitution and Ordinance; *and*,

WHEREAS, the Judiciary Ordinance , Chapter 2, Section 4(h)(2), provides that all judges of the District Court shall have the duty and power to conduct all court proceedings, and issue all orders and papers incident thereto, in order to administer justice in all matters within the jurisdiction of the District Court. *And*, further lists the duties and powers of all judges of the District Court; *and*,

WHEREAS, in accordance with Judiciary Ordinance, Chapter 2, Section 4(a), the Elders Judiciary Committee (the “EJC”) recommended verbally at a tribal Council meeting on that Tribal Council appoint Jan W. Morris as an Alternate Judge of the Mashpee Wampanoag tribal District Court; *and*,

WHEREAS, the tribal Council has reviewed the Mashpee Wampanoag tribe Alternate District Court Judge Contract (the Contract”) between the Tribe and Jan W. Morris in a form substantially similar to the document attached hereto as Exhibit A; and,

WHEREAS, the tribal Council confirms that Jan W. Morris meets the qualification enumerated in the Judiciary Ordinance, Chapter 2, Section 4(d).

NOW, THEREFORE BE IT RESOLVED, the Tribal Council has considered and accepts the recommendation of the EJC and hereby appoints Jan W. Morris as an Alternate Judge of the Mashpee Wampanoag tribal District Court; and,

BE IT FURTHER RESOLVED, the Tribal Council hereby approves the Contract between the Tribe and Jan W. Morris in a form substantially similar to the document attached hereto as Exhibit A; and,

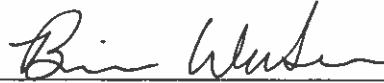
BE IT FINALLY RESOLVED, that the Mashpee Wampanoag Tribal Council, which is the official governing body of the Tribe, hereby authorizes Tribal Council Chairman, Brian Weeden, who is the official principal tribal official, to execute the Contract and to take such other actions as are reasonable and necessary in furtherance of the execution or performance of the Contract.

All resolutions or parts of resolutions inconsistent with this resolution are repealed. This resolution is effective immediately and until revoked or modified by the Tribal Council, pursuant to the authority vested in the Tribal Council pursuant to Article V, Section 1, and Article X, Section 2(a) of the Constitution of the Mashpee Wampanoag Tribe.

CERTIFICATION

We, the undersigned Chairperson and Secretary of the Mashpee Wampanoag Tribal Council do hereby certify that the Tribal Council is composed of 13 members of whom 11, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened, and held on the 1ST day of December, 2021, and that the foregoing Resolution was duly adopted by the affirmative vote of 7 members, with 3 opposing, and with 0 not voting.

Dated this 1st day of December, 2021.



Brian M. Weeden, CHAIRMAN
Mashpee Wampanoag Tribal Council

ATTEST:



Cassie D. Jackson, SECRETARY
Mashpee Wampanoag Tribal Council

EXHIBIT A

ALTERNATE DISTRICT COURT JUDGE CONTRACT