



**RESOLUTION OF THE GOVERNING BODY OF THE
THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD INDIAN RESERVATION**

***A Resolution entitled, "Banishment of Michael J. Smith from the Fort Berthold Indian
Reservation"***

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** Article VI, Section 5 (1) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies; and
- WHEREAS,** The Tribal Business Council passed the Civil Exclusion and Removal Code on June 16, as amended by Resolution 13-001-VJB on January 24, 2013, and
- WHEREAS,** The Exclusion Code allows the Tribal Business Council to issue Emergency Writ's of Exclusion to non-tribal members who are either known drug dealers or have warrants for their arrest in other jurisdictions; and
- WHEREAS,** Michael Jason Smith, a Caucasian individual with warrants for narcotics charges in Colorado and other charges, barricaded himself in a home with firearms near the New Town high school and proceeded to have a twenty four hour standoff with law enforcement which ended with the building being destroyed by a front end loader in order to extract him from the home, and;
- WHEREAS,** the Tribal Business Council finds that Michael Jason Smith is a violent fugitive and known drug dealer who presents a danger to the health and welfare of the MHA Nation and its members, and that he should be immediately banished and forever excluded from the Fort Berthold Indian Reservation.



NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council issues an Emergency Writ of Exclusion, and hereby directs that Michael Jason Smith be forever banished and excluded from the Fort Berthold Indian Reservation. All Law enforcement officers are hereby directed to ~~execute~~ and enforce this writ of exclusion in accordance with Section 2A-1-7(f) of the Civil Exclusion and Removal Code.

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to take such further actions as are necessary to carry out the terms and intent of this Resolution.



CERTIFICATION

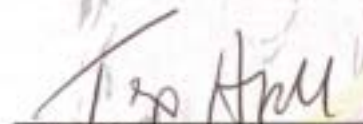
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 24th day of January, 2013, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 24th day of January, 2013.

ATTEST:


Tribal Secretary W. Judy Brugh
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Tex Hall
Tribal Business Council
Three Affiliated Tribes