

SAINT REGIS MOHAWK TRIBAL APPELLATE COURT

ADMINISTRATIVE ORDER OF THE COURT – APPEALS COURT AFFIRMS TRIBAL COURT ADMINISTRATIVE ORDER 2020-02

Jurisdiction

The SRMT Tribal Appellate Court applies SRMT Tribal Court and Judiciary Code (hereinafter SRMT TCJC) permits this Court to hear all appeals from the trial court.

Applicable Law

The Court applies SRMT TCJC and SRMT Rules of Civil Appellate Procedure (hereinafter SRMT Rules Civ.App.Proc.).

The SRMT TCJC Rule VI(1) permits this Court to interpret, construe and apply the laws and regulations of the Tribe. Subsection (3) permits this Court to “establish court rules...all [of which] shall be approved in the form of law passed by the Tribal Council.

The SRMT Tribal Council issued a State of Emergency on March 16, 2020. The Tribal Court issued Administrative Order 2020-02 on March 17, 2020 closing the Tribal Court and Appellate Court with procedures adjusting deadlines and operations of the court during the ongoing State of Emergency.

Analysis

Orders issued by the Tribal Court consistent with the declaration by the Tribal Council are issued lawfully in compliance with existing law of the SRMT.

ORDER

It is hereby ORDERED that, for the reasons stated herein, the SRMT Court of Appeals affirms Administrative Order 2020-02, as applicable to both the Tribal Court and the Court of Appeals.

Signed by my hand this 20th day of March 2020.



Patricia R. Lenzi, Chief Appellate Judge
Saint Regis Mohawk Tribal Appellate Court