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Mashkisibi Center

## BAD RIVER TRIBAL COUNCIL

Bad River Community Center, Route 2, via Ashland, WI 54806

RESOLUTION NO. 11-5-80-131

WHEREAS, The Bad River Tribal Council makes the following findings:

- (1) That the Bad River Tribal Court Code establishes a civil remedial forfeiture procedure,
- (2) That the Code leaves ambiguous whether a defendant in a civil forfeiture action has a right to expect a trial on the return date of the citation,
- (3) That it is in the best interests of the Court and those who appear before it to anticipate the proceedings that will occur on the return date of a citation;

NOW, THEREFORE, BE IT RESOLVED, that the ordinance appended hereto, specifying the proceedings to occur on the return date of a citation, be enacted into law.

### CERTIFICATION

I, the undersigned, as Secretary of the Bad River Band of Lake Superior Chippewa Indians of Wisconsin, hereby certify that the Tribal Council is composed of 7 members, of whom 6 members, constituting a quorum, were present at a meeting hereof duly called, noticed, convened and held on the 5<sup>th</sup> day of Nov., 1980; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 5 members, 0 against, 0 abstaining, and that the said resolution has not been rescinded or amended.

Barbara Livingston  
Barbara Livingston, Secretary  
Bad River Tribal Council

AN ORDINANCE AMENDING THE TRIBAL  
COURT CODE, RESOLUTION 9-5-79-8,  
TO CREATE CERTAIN CALENDARING PROVISIONS.

ARTICLE XXIII, Section 7.5, is hereby created to read:

Section 7.5. Upon the return of the citation, the defendant shall enter a plea.  
If the defendant denies the allegations of the complaint a date for trial shall be set.