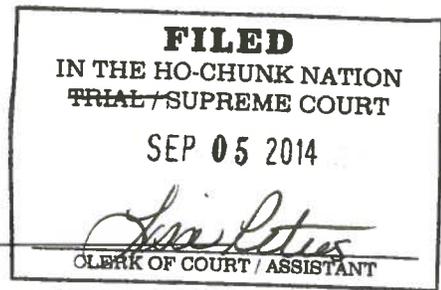


IN THE
HO-CHUNK NATION SUPREME COURT



Mary Ellen Blackdeer Anwash,
Appellant,

v.

HCN Enrollment Committee,
Appellee.

Case No.: SU 14-04

**Order (Requiring Resubmission
of Appellant's Brief)**

Trial Court CV 12-73

Appellee's Notice and Motion in Opposition of Appellant's Brief was filed on September 2, 2014. Chief Justice Mary Jo Hunter, Justice Todd R. Matha and Justice Tricia A. Zunker reviewed the matter on September 4, 2014. The purpose of the filing was to address alleged deficiencies in the *Appellant's Brief*, filed on August 22, 2014. Appellee argues that *Appellant's Brief* does not comply with Rule 13 of the *Ho-Chunk Rules of Appellate Procedure* because no addendum of rules, laws or regulations was submitted with the brief.

Rule 13 of the *Ho-Chunk Rules of Appellate Procedure* clearly describes the requisite form for appellate briefs. Of particular importance here, Rule 13(a)6 states that "[b]riefs shall include the following: (6) All laws, rules, regulations and cases cited in the document shall be attached as an addendum unless previously provided in the appeal." In this instance, no addendum of laws, rules, regulations and cases cited in the *Appellant's Brief* were included in the brief. Further, the cited laws, rules, regulations and cases were not previously provided. Thus, the *Appellant's Brief* does not comply with the requirements of Rule 13 of the *Ho-Chunk Nation Rules of Appellate Procedure* in its currently submitted state.

This Court recognizes that a pro se party may not fully understand the burdens placed on it with respect to filings. What might be clear to an attorney may be quite confusing to a pro se party without legal training. Further, in this instance, the Appellant is a pro se elite elder. The Court holds great respect for the elite elders of the Ho-Chunk Nation and reiterates its understanding that legal filings may be confusing. However, *Appellant's Brief* must comply with Rule 13 in the interests of ensuring equal treatment of the parties before the Court. The Court, in its discretion, has decided to permit re-submission of *Appellant's Brief* in this particular matter.¹ As such, the Court hereby ORDERS:

1. That the *Appellant's Brief* must be corrected and re-submitted in full to comply with Rule 13 of the *Ho-Chunk Nation Rules of Appellate Procedure*.
2. That the corrected *Brief* must be re-submitted within one week from the date of issuance of this *Order* and is due by 4:30 pm on Friday, September 12, 2014.

EGI HESKEKJET. Dated this 5th day of September 2014.



Hon. Tricia A. Zunker, Associate Justice
Ho-Chunk Nation Supreme Court
Per Curiam

¹ The Court relies on *Ho-Chunk Rules of Appellate Procedure* Rule 1(a) which states: "Where necessary to promote fairness and justice to parties, the Supreme Court may look to the Ho-Chunk customs and traditions and the *Federal Rules of Appellate Procedure* for guidance in applying and supplementing these rules."

FILED
IN THE HO-CHUNK NATION
~~TRIAL~~/SUPREME COURT

SEP 05 2014


CLERK OF COURT / ASSISTANT

CERTIFICATE OF SERVICE

I, Lisa M. Peters, Clerk of the Ho-Chunk Nation Supreme Court, do hereby certify that on the date set forth below, I served a true and correct copy of the **ORDER (Requiring Resubmission of Appellant's Brief, in Case No. SU 14-04)** upon all persons listed below:

By United States Postal Service:

Mary Blackdeer-Anwash
N7172 Whitehawk Road
Black River Falls, WI 54615

Wendi Huling
Ho-Chunk Nation Department of Justice
P.O. Box 667
Black River Falls, WI 54615

Dated: September 05, 2014



Lisa M. Peters, Clerk
Ho-Chunk Nation Supreme Court