

FILED
IN THE HO-CHUNK NATION
TRIAL/SUPREME COURT

AUG 24 2001

T. Little
Clerk of Court/Assistant

IN THE
HO-CHUNK NATION SUPREME COURT

Daniel M. Brown,
Appellee,

vs.

ORDER DENYING APPEAL
SU01-10

Silas Cleveland, Executive Director
Of Business for the Ho-Chunk Nation,
Appellant.

This matter came before the Ho-Chunk Nation Supreme Court on Tuesday August 14, 2001 to address the Appellants' *Petition for Permission to Appeal*, an interlocutory appeal, filed August 6, 2001. On August 10, 2001 Appellants' filed *Notice and Motion for Expedited Consideration of Interlocutory Appeal*. The Appellee did not file an *Answer in Opposition* within the prescribed time period. This Court reviewed the Interlocutory Appeal and hereby denies the Appellants' *Petition for Permission to Appeal* of the Trial Court's oral bench ruling of July 31, 2001.

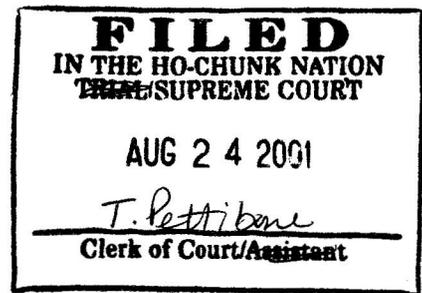
The full court considered Judge Matha's ruling and Appellant's interlocutory appeal. In *Michele M. Ferguson v. Ho-Chunk Nation Insurance Review Commission/Division of Risk Management*, SU00-13, (HCN S. CT. October 14, 2000) ORDER (Denying Appeal), the Court concluded that "the merits of the case are intertwined within the (interlocutory) appeal and may have been filed prematurely". In the present case, the Trial Court has yet to make his finding of facts and conclusions of law. Also lacking is the trial court record in this case. The Court hereby denies Appellant's Interlocutory Appeal.

EGI HESKEKJET. Dated this 24th day of August 2001.

Rita A. Cleveland
Rita A. Cleveland
Associate Justice

Debra C. Greengrass
Debra C. Greengrass
Associate Justice

Mary Jo B. Hunter
Mary Jo B. Hunter
Chief Justice
HCN Supreme Court



CERTIFICATE OF SERVICE

I, Tari Pettibone, 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 Denying Appeal file in Case No. SU-01-10 By the United States Postal Service, upon all person listed below:

Mr. Daniel Brown
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Baraboo, WI 53913

Mr. Michael Murphy
Department of Justice
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Black River Falls, WI 54615

Hon. Debra Greengrass
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Milwaukee, WI 53210

Hon. Mary Jo Brooks Hunter
4 Linder Court N.
St. Paul, MN 55106

Hon. Rita Cleveland
367 River Street
Black River Falls, WI 54615

Indian Law Reporter
319 McArthur Blvd.
Oakland, CA 94610

Date: August 24, 2001

Tari Pettibone
Tari Pettibone, Clerk of Court
Ho-Chunk Nation Supreme Court