

FILED
IN THE HO-CHUNK NATION
TRIAL/SUPREME COURT

DEC 23 1996

T. Littlebone
Clerk of Court/Assistant

IN THE
HO-CHUNK NATION SUPREME COURT

ROGER LITTLEGEORGE,

Appellee,

DECISION

vs.

JODEEN LOWE & BRIAN PIERSON,

Appellant.

Case No. SU96-07

The case comes before the Ho-Chunk Nation Supreme Court on appeal of Judgement dated September 20, 1996. The Supreme Court reviewed the briefs, transcripts and the Amended Complaint and Order in case CV95-28, HCN Legislature vs. Chloris A. Lowe Jr. and Jodeen B. Lowe on December 14, 1996. The Supreme Court hereby **REVERSES** Judge Greendeer-Lee's Judgement.

The issue is the status of the Attorney General, Jodeen Lowe's, Contract with the Ho-Chunk Nation. The Supreme Court reviewed CV95-28, HCN Legislature vs. Chloris Lowe Jr. and Jodeen Lowe, Amended Complaint and Order. In that pending case, the same issue of Jodeen Lowe's Attorney contract with the Ho-Chunk Nation is clearly addressed. See the Amended Complaint filed April 4, 1996, Court II, items #35-55 at page 8. The Memorandum and Order, dated April 3, 1996, is an injunction to 'maintain stability within the Tribal community' and 'that the status quo is maintained during the pendency of that action'.

The Supreme Court understands Mr. Littlegeorge's concerns. However, he is not the proper party to bring this court action. The Legislature is the branch of government which has the Consitutional authority to approve Tribal Attorney contracts. Based upon the Ho-Chunk Constitution, they have standing to bring such an action before the Ho-Chunk Nation Court system. They are doing so in the case, CV95-28; HCN Legislature vs. Chloris Lowe Jr. and Jodeen Lowe, which is still pending.

In reviewing transcripts submitted in this case of the September 13, 1996 court proceedings, Judge Greendeer-Lee was appraised of the pending injunction and did not rule accordingly. Judge Greendeer-Lee enters default judgement against Jodeen Lowe, Appellant. To proceed with the

judgement could have an adverse effect on another judge's decisions. The Supreme Court views the default judgement as a drastic ruling in light of pending litigation.

The Supreme Court hereby **REVERSES** Judge Greendeer-Lee's Judgement and Dismisses this case.

IT IS SO ORDERED. EGI HESHKEJENET.

Dated this 23rd day of December 1996.

Debra Greengrass
Debra Greengrass, Associate Justice
Ho-Chunk Nation Supreme Court

Forrest Whiterabbit
Forrest Whiterabbit, Associate Justice
Ho-Chunk Nation Supreme Court

Mary Jo Brooks Hunter
Mary Jo Brooks Hunter, Chief Justice
Ho-Chunk Nation Supreme Court