

TO: All attorneys who appear in Tribal Court; Oregon State Bar Bulletin; other Tribal Courts in Oregon; Smoke Signal (the news letter to the Confederated Tribes of the Grand Ronde

FROM: Tribal Court Chief Judge Katharine English

DATE: Dec. 21, 1998

RE: Promulgation of Tribal Court Rules

The Confederated Tribes of the Grand Ronde has recently greatly expanded the jurisdiction of its Tribal Court, and looks forward to increased activity in the coming year. In addition, the Tribe has recently opened its new Governance Center, which houses a new Tribal Court courtroom and offices. We welcome lawyers and non-lawyers and all Tribal members to visit, and use, the Tribal Court.

For several months the Confederated Tribes of the Grand Ronde Tribal Court, with the cooperation and assistance of the Legal Department, has been studying various Court Rules of other Oregon Tribes, the Oregon Rules of Court, Federal Rules of Court, and evidence codes in an effort to determine the rules under which our Tribe could operate most beneficially. In conjunction with legal staff, and having notified the Tribal Council, the Court hereby promulgates the following rules:

Effective January 1, 1999, all cases filed in the Tribal Court of the Confederated Tribes of the Grand Ronde shall be governed by rules and procedures as follows:

- 1) Effective as to all cases filed on or after January 1, 1999, the Confederated Tribes of the Grand Ronde hereby adopt, as the Confederated Tribes of Grand Ronde Tribal Court Rules of Civil Procedure, the Federal Rules of Civil Procedure, the Rules of the U.S. District Court of the District of Oregon, and the Federal Rules of Evidence, as they currently exist, and as they may from time to time be amended, with the following exceptions and provisos.
- 2) The Confederated Tribes of the Grand Ronde specifically do not adopt any rules which reference admiralty and maritime claims, jury trials, class actions, derivative actions, or masters.

A "Legal holiday" shall mean those days that are paid legal holidays for tribal employees as set forth in the personnel rules of the Tribe or as delineated by the Tribal Council.

- 3) Where the United States or the State is named, the Confederated Tribes of the Grand Ronde shall be substituted, as appropriate.
- 4) The Tribal Court retains discretion to modify the application of any rule in any particular case when it is impracticable or impossible to apply the rule as written or in the interests of justice.
- 5) The Tribal Court shall interpret the rules in a manner consistent with the Constitution and ordinances of the Confederated Tribes of the Grand Ronde and with the fair administration of justice.

TO: All attorneys who appear in Tribal Court; Oregon State Bar Bulletin; other Tribal Courts in Oregon; Smoke Signal (the news letter to the Confederated Tribes of the Grand Ronde

FROM: Tribal Court Chief Judge Katharine English

DATE: August 3, 2001

RE: Promulgation of Tribal Court Rules of Appellate Procedure

The Confederated Tribes of the Grand Ronde has established a Court of Appeals and looks forward to increased activity in the coming year. We welcome lawyers and non-lawyers and all Tribal members to visit, and use, the Tribal Court.

For several months the Confederated Tribes of the Grand Ronde Tribal Court, with the cooperation and assistance of the Legal Department, has been studying various Appellate Rules of other Oregon Tribes, the Oregon Appellate Rules, and Federal Appellate Rules in an effort to determine the rules under which our Tribe could operate most beneficially. In conjunction with legal staff, and having notified the Tribal Council, the Court hereby promulgates the following rules:

Effective August 1, 2001, all cases appealed to the Court of Appeals of the Confederated Tribes of the Grand Ronde shall be governed by rules and procedures as follows:

1. Effective as to all cases filed on or after August 1, 2001, the Confederated Tribes of the Grand Ronde hereby adopt, as the Confederated Tribes of Grand Ronde Rules of Appellate Procedure, the Federal Rules of Appellate Procedure and the Federal Rules of Appellate Procedure for the Ninth Circuit, as they currently exist, and as they may from time to time be amended, with the following exceptions and provisos.
2. The Confederated Tribes of the Grand Ronde specifically do not adopt any rules which reference admiralty and maritime claims, jury trials, class actions, derivative actions, or masters.

A "Legal holiday" shall mean those days that are paid legal holidays for Tribal employees as set forth in the personnel rules of the Tribe or as delineated by the Tribal Council.
3. Where the United States is named, the Confederated Tribes of the Grand Ronde shall be substituted, as appropriate.
4. The Tribal Court retains discretion to modify the application of any rule in any particular case when it is impracticable or impossible to apply the rule as written or in the interests of justice.
5. The Tribal Court shall interpret the rules in a manner consistent with the Constitution and ordinances of the Confederated Tribes of the Grand Ronde and with the fair administration of justice.