

ROSEBUD SIOUX TRIBE
ROSEBUD SIOUX TRIBAL COUNCIL
ROSEBUD, SD

In the Matter of the Ethics Complaint
concerning:

Mr. Cyril Scott,
as President of the Rosebud Sioux Tribe;

NOTICE OF HEARING

TO: _____

You are hereby notified that a Hearing has been set in the above entitled matter before the Rosebud Sioux Tribal Council on the 14th day of November, 2014, at 10:00 o'clock a.m., at the Council Chambers of the Rosebud Sioux Tribal Council, Rosebud, South Dakota.

On October 10, 2014, in a duly called meeting of the Rosebud Sioux Tribal Council the following motion was approved;

“Motion to schedule a hearing on November 14th, 2014, at 10:00 a.m. in the Council Chambers and that the Tribal Court provide a Hearing Officer and that both parties be notified and that the Secretary’s Office send out notices to the complainant, the defendant, and the Tribal Council. Motion by Calvin Waln, Jr., second by Michael Boltz, question by Brian Dillion. Motion carried with eleven in favor, zero opposed and two not voting.”



Rosebud Sioux Tribe Ordinance 86-04, Section 11 D, Tribal Code of Ethics, states:
"There is hereby established a Tribal Ethics Commission appointed by the Tribal Council...

D. Delegated to review written evidence of any alleged violations of this Ordinance and to either recommend or not recommend the Tribal Council that it hold a hearing involving such alleged violation."

Attached is a copy of the letter from the RST Ethics Commission, wherein it states, "The ethics commission is in consensus that the Tribal Council hold a hearing due to the following violation:

The By-laws of the Rosebud Sioux Tribe: Article I-duties of officer's section 1.

"The President shall manage and administer the affairs of the Rosebud Sioux Tribe, including supervision of tribal employees, subject to the resolutions, ordinances, and instructions of the Rosebud Sioux Tribal Council. No tribal employee or tribal member shall be subjected to unfair and political repercussions and/or retaliation by the President or any of his/her representatives in any matter. Such action will be documented and referred to the Ethics Commission of the Rosebud Sioux Tribe. The President shall preside at all meetings of the Tribal Council. The President shall vote only in case of a tie. (Amendment X effective September 20, 2007-vote 585 for; 150 against; 71 ballots spoiled or mutilated)."

The Rosebud Sioux Tribal Council shall hear the allegations contained in the letter of the RST Ethics Commission at the hearing scheduled above. Please also take notice that after notice and opportunity to be heard on the allegations as set out above, Rosebud Sioux Tribe Ordinance 86-04 Section 12, Penalties for Violations of This Ordinance, provides, that;

"The Tribal Council shall penalize those whom they find guilty (sic) of violation of This Ordinance and it shall impose one or more of the following penalties,

provided it is in accordance with the Constitution and By-laws of the Rosebud Sioux Tribe.

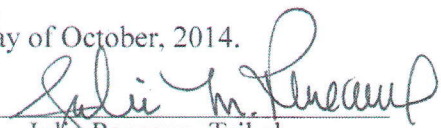
- A. Forfeiture of office, removal from office or recall from office.
- B. Exclusion from the Rosebud Sioux Tribe Reservation or disqualification from again seeking Tribal Office.
- C. Forfeiture of full or partial Tribal per diem for nay (sic) length of time during the term of office or appointment.
- D. Public censure.”

If you have witnesses, books, receipt(s), or other relevant material pertaining to this matter, you should bring them with you.

Your are also notified that you shall have the right to be represented by counsel at your own expense, to be given the opportunity to review the evidence before the Rosebud Sioux Tribal Council, to present additional sworn oral testimony or documentary evidence.

If you wish to have witnesses summoned to appear on your behalf, please contact Ms. Julie Peneaux, Rosebud Sioux Tribal Secretary.

Dated this 15th day of October, 2014.


Julie Peneaux, Tribal
Secretary, Rosebud Sioux
Tribe