

Pyramid Lake Paiute Tribal Council

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RESOLUTION NO.: PL 045-20

RESOLUTION OF THE TRIBAL COUNCIL OF THE PYRAMID LAKE PAIUTE TRIBE NIXON, NEVADA

WHEREAS, the Pyramid Lake Paiute Tribe is organized pursuant to the provisions of Section 16 of the Indian Reorganization Act (25 U.S.C. § 476) and is federally recognized by the United States Government through the Secretary of the Interior and the Bureau of Indian Affairs; and

WHEREAS, the Pyramid Lake Tribal Council, the governing body of the Pyramid Lake Paiute Tribe, realizes its duty and obligation to preserve and protect the welfare of its people as specified in the Constitution and By-laws of the Pyramid Lake Paiute Tribe; and

WHEREAS, the Pyramid Lake Tribal Council, pursuant to Article VI, Section 1 (m) of the Constitution and By-Laws of the Tribe, is charged with the responsibility of establishing policy and taking action to provide administrative guidelines; and

WHEREAS, The Indian Civil Rights Act of 1968 (ICRA), U.S.C. §§ 1301-1304 (ICRA), provides that defendants in criminal cases have the right to a “trial by jury of not less than six persons.”

WHEREAS, The Pyramid Lake Tribal Court has 6 pending JURY/ BENCH TRIALS scheduled in March through May 2020 and may have to schedule additional jury trials depending on a Defendant’s request for a jury trial.

WHEREAS, Jury trials usually require the Pyramid Lake Tribal Court issue summons to 20 to 30 members of the Pyramid Lake Paiute Tribe to come to the Pyramid Lake Tribal Court (and enclosed and confined area) for the purpose of serving jury duty, many of whom may be elderly members of the Tribe.

WHEREAS, The World Health Organization has declared the coronavirus (COVID-19) outbreak as a world-wide pandemic and the Center for Disease Control (CDC) has, as of this date, reported 14,152 cases of coronavirus in the United States (with a range 100 to 109 of cases in Nevada, with 3 cases in quad county region (Cason City, Douglas, Lyon and Storey County). Nevada Governor Sisolak deemed that due to the COVID-19 pandemic and outbreak the public businesses shall be suspended until further notice. The Pyramid Lake Paiute Tribe has also suspended all previous large gatherings of tribal members as a precautionary measure to reduce the potential spread of COVID-19.

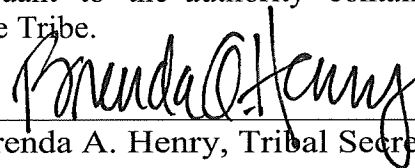
WHEREAS, The President of the United States, the Governor of Nevada, and The Pyramid Lake Paiute Tribe have each declared states of emergency due to COVID-19.

NOW, THEREFORE BE IT RESOLVED, The Pyramid Lake Tribal Court requests that the Pyramid Lake Tribal Council pass and authorize the Pyramid Lake Tribal Court to suspend the enforcement of the 90-day speedy jury trial rule as a means of minimizing the potential exposure and spread of COVID-19 among members of the tribe and their family and friends.

BE IT FINALLY RESOLVED that the Pyramid Lake Paiute Tribe approves the attachments of Administrative Orders of the Court for minimizing the exposure and spread of COVID-19 for the Pyramid Lake Paiute Tribal Court

CERTIFICATION

It is hereby certified that the foregoing resolution of the Pyramid Lake Paiute Tribal Council, governing body of the Pyramid Lake Paiute Tribe, composed of ten members, of whom ten (10) constituting a quorum were present at a special meeting duly called and held on the 20th day of March 2020 was adopted by the affirmative vote of nine (9) FOR and zero (0) AGAINST, with zero (0) ABSTENTIONS pursuant to the authority contained in the Constitution and By-laws of the Pyramid Lake Paiute Tribe.



Brenda A. Henry, Tribal Secretary
Pyramid Lake Paiute Tribal Council