

**TRIBAL COUNCIL OF THE NORTHERN CHEYENNE
NORTHERN CHEYENNE RESERVATION
LAME DEER, MONTANA**

RESOLUTION NO. DOI – 039 (2024)

**A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL
PROVIDING FOR APPOINTMENT OF FRANS ANDERSSON AS JUDGE PRO
TEM FOR THE NORTHERN CHEYENNE COURT.**

WHEREAS, the Northern Cheyenne Tribal Council is the governing body of the Northern Cheyenne Tribe (“Tribe”) as provided in the Amended Constitution and Bylaws of the Tribe approved by the Secretary of the Interior on May 31, 1996 (“Constitution and Bylaws”);

WHEREAS, Frans Andersson is an attorney licensed to practice in State of Montana with experience in the areas of estate planning, probate administration, and general contract matters.;

WHEREAS, Frans Andersson has expressed interest in being appointed as a Judge Pro Tem;

WHEREAS, a prerequisite to appointment is to confirm that a candidate’s qualifications under section 8.1 of the Separation of Powers Ordinance have been investigated and certified by the Tribal President; and

WHEREAS, subject to satisfaction of the conditions set forth in ¶¶ 1.a and b below, the Tribal Council wishes hereby to concur in the appointment of Mr. Andersson as Judge Pro Tem.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Tribal Council hereby concurs in the appointment of Frans Andersson as Judge Pro Tem, subject to the satisfaction of the following conditions:
 - a. the Tribal President must certify, by use of the attached form, that the candidate possesses the qualifications for appointment as Judge Pro Tem set forth in section 8.1 of the Separation of Powers Ordinance; and
 - b. the Tribal President, in consultation with Tribal Court, the Tribal Treasurer and the Tribal attorney, must negotiate with each of the Pro Tem Judge candidates certified under ¶ 1.a above a Contract for Services as Judge Pro Tem and, upon the successful negotiation of such a Contract, the Tribal President and the candidate shall enter into the Contract.
2. Each appointment as Judge Pro Tem shall become effective upon satisfaction of the conditions set forth in ¶¶ 1.a and b above, and thereafter the individual shall continue to serve as a Judge Pro Tem until either the Tribal President with the concurrence of the Tribal Council elects to remove him as Judge Pro Tem with or without cause in

accordance with section 16.1 of the Separation of Powers Ordinance, or Mr. Andersson elects to resign as Judge Pro Tem.

PASSED, ADOPTED AND APPROVED by vote of the Northern Cheyenne Tribal Council by 10 votes for passage and adoption, 0 votes against passage and adoption, and 0 abstentions, this 19th day of December 2023.



Ernest Littlemouth, Sr., Acting President
Northern Cheyenne Tribe

ATTEST:



Edina Redstar, Tribal Secretary
Northern Cheyenne Tribe

Noted:

**ANDREW
WERK**

Superintendent

Digitally signed by
ANDREW WERK
Date: 2023.12.28 16:12:53
-07'00'

E d u c a t i o n

University of Florida Levin College of Law, Gainesville, FL

Master of Laws in Taxation Candidate (LL.M.)

- Book Award – Partnership Tax; Tax Exempt Organizations
- Research Fellow – Martin J. McMahon, Jr.

University of Montana School of Law, Missoula, MT

Juris Doctor with Honors

- 2017 International Negotiation Competition – Third Place (world); Second Place (national); First Place (regional).

University of New Hampshire, Durham, NH

Bachelor of Arts *Cum Laude* in Political Science, Minor in Philosophy

P r o f e s s i o n a l E x p e r i e n c e

Billstein, Monson & Small PLLC – Attorney

Responsible for managing client relationships and providing legal services in the areas of estate planning, probate administration, mergers & acquisitions, real estate, tax, entity formations, general contract matters, regulatory compliance, and non-profit/tax exempt organizations.

Holland & Hart LLP – Attorney

Responsible for managing client relationships and providing legal services in the areas of mergers & acquisitions, real estate, tax, lending transactions, security interests, regulatory compliance, and general contract matters.

Montana Department of Commerce – Intern.

District Court, Wyoming's 9th Judicial District – Extern.

The State Senate of the State of New Hampshire – Intern.

O t h e r P r o f e s s i o n a l A c t i v i t i e s

Presenter – *Foundational Principles and Practical Solutions*; State Bar of Montana - section on Business, Estates, Trusts, Tax & Real Property

Presenter – *Montana Probate and Trust Administration*; National Business Institute, Inc.

General Counsel – Beartooth Rugby Football Club

NORTHERN CHEYENNE TRIBE

TRIBAL PRESIDENT'S CERTIFICATION OF QUALIFICATION FOR THE POSITION OF JUDGE PRO TEM

Serena Wethered, President of the Northern Cheyenne Tribe, hereby certifies as follows:

1. Frans Andersson has been appointed by the Tribal Council to the position of Judge Pro Tem, subject to the requirements of Section 8.1 of the Separation of Powers Ordinance. As required by Section 8.1, I have conducted such investigations as I consider warranted with respect to the candidate's qualifications for the position of Judge Pro Tem, and have concluded that the candidate possesses the required qualifications as set forth in Chapter 8 of the Separation of Powers Ordinance.
2. Specifically, I am satisfied that the proposed Judge Pro Tem:
 - Will be at least 30 years of age on the date of the general election.
 - Is a high school graduate or holds a G.E.D. certificate or its equivalent.
 - Through the present date, has never been convicted of a felony in any tribal, federal or state court, whether after a plea of guilty or nolo contendere, a trial or other procedure (the foregoing does not include convictions, if any, which have been vacated).
 - From the date 10 years before the date set for the primary election (i.e., from February 28, 2009) through the present date, has not been convicted of a misdemeanor involving moral turpitude in any tribal, federal or state court, whether after a plea of guilty or nolo contendere, a trial or other procedure (the foregoing does not include convictions, if any, which have been vacated).
 - From the date three years before the date set for the primary election (i.e., from February 28, 2016) through the present date, has not been removed as a Trial Judge or Appellate Judge of the Tribal Court on a complaint for removal.
 - At the of appointment, the candidate was not a plaintiff or defendant in any civil or criminal action pending in the Tribal Court.

- Is familiar with the Tribal Constitution, the Tribal Law & Order Code, civil and criminal procedures, the Indian Civil Rights Act, the Indian Child Welfare Act, and federal Indian law generally.
- Is able and competent to: conduct efficient and organized Trial Court proceedings; research and apply applicable law; timely decide or otherwise resolve disputes; and set forth clear and reasoned decisions and orders in writing.
- Is able to deal effectively with people in highly emotional, adversarial and confrontational situations.

Signature:

Serena K. Wetherill
Tribal President

Date: 12/20/2023