

**IN THE APPELLATE COURT
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES
OF THE FLATHEAD NATION, PABLO, MONTANA**

ALICIA GRAY,)	Cause No. AP-06-0327-CV
)	
Plaintiff-Appellant,)	
)	
vs.)	ORDER DISMISSING APPEAL
)	
CRAIGE COUTURE,)	
)	
Defendant-Appellee.)	

The matter currently before the Appellate Court is Appellant Alicia Gray's failure to prosecute or pursue her appeal by filing with this Appellate Court a transcript of the Trial Court proceedings as required.

The Laws of the Confederated Salish and Kootenai Tribes, Part 9, Rules of Appellate Procedure, Rule 3, subsection (2) provides, in part, as follows: "Within 5 days after filing the notice of appeal, the appellant shall order from the court reporter a transcript of such parts of the proceedings not already on file as the appellant deems necessary for inclusion in the record. The transcript shall be filed and certified with the Clerk of the Tribal Court as part of the record on appeal within 20 days of the filing of the notice of appeal."

Rule 3, subsection (2) additionally provides that "Unless the entire transcript is to be provided, the appellant shall, within the 5-day period, file and serve on the respondent a description of the parts of the transcript which he or she intends to present on appeal."..."The cost of producing the transcript shall be borne by the appellant unless the Chief Justice waives the transcript cost by granting leave to proceed in forma pauperis or for other good cause shown. In the event of such a waiver, the Tribal Court shall provide the transcript."

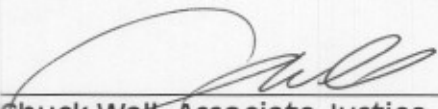
The Court of Appeals is dependent upon the Laws of the Confederated Salish and Kootenai Tribes Codified to provide prudent and efficient processes when hearing matters that have been appealed. A transcript of the court proceedings below is most often the best record of the trial court's proceedings.

The record before this Court is devoid of a transcript, devoid of evidence of appellant's service upon respondent a description of parts of the transcript she intends to present on appeal, and devoid of any waiver of transcript costs or requirement that the Tribal Court provide a transcript.

WHEREFORE, IT IS ORDERED that the appeal in this matter is hereby dismissed.

SO ORDERED this 15th day of February, 2008.





Chuck Wall, Associate Justice
For The Appellate Panel

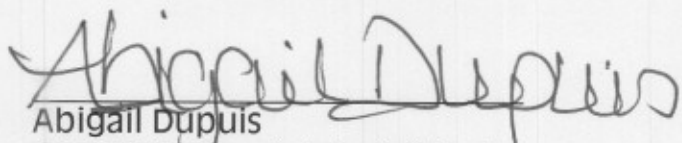
Certificate of Mailing

I, Abigail Dupuis, Appellate Court Administrator, do hereby certify that I mailed a true and correct copy of the **Order Dismissing Appeal** to the persons first named therein at the addresses shown below by depositing same in the U.S. Mail, postage prepaid at Pablo, Montana, or hand-delivered this 20th day of February, 2008.

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Abigail Dupuis
Appellate Court Administrator

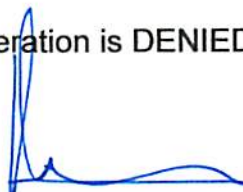
IN THE COURT OF APPEALS
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES
OF THE FLATHEAD INDIAN RESERVATION, PABLO, MONTANA

ALICIA GRAY, Plaintiff-Appellant, vs. CRAIGE COUTURE, Defendant-Appellee.	Cause No. AP-06-327-CV ORDER
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Before the Court is Appellant's Motion for Rehearing or Reconsideration of this Court's previous order dismissing the appeal. After reviewing the Motion and the Briefs in support and in opposition and being fully advised in the premises, the Court now makes and enters its order as follows:

The Motion for Rehearing or Reconsideration is DENIED.

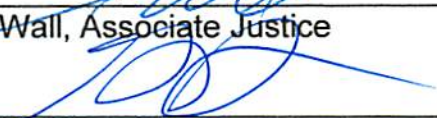
July 16, 2008



Wilmer E. Windham, Acting Chief Justice



Chuck Wall, Associate Justice



Gregory T. Dupuis, Associate Justice



Certificate of Mailing

I, Abigail Dupuis, Appellate Court Administrator, do hereby certify that I mailed a true and correct copy of the **Order** to the persons first named therein at the addresses shown below by depositing same in the U.S. Mail, postage prepaid at Pablo, Montana, or hand-delivered this 22nd day of July, 2008.

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