



SUPREME COURT  
OF THE  
ROSEBUD SIOUX TRIBE

Rosebud Sioux Tribe Plaintiff/Appellee,  v.  BBC Enterprise, et el. Defendant/Appellant.	CA 11-04  MEMORNADUM OPINION AND ORDER
--	---

This matter came before the Court on Administrative Review of files. Several files were no action has been taken were reviewed at the Court's annual meeting.

It appears from the records in the file herein that Appellant filed a Notice of Appeal. The Notice of Appeal violates Rule 5.2 of the Rules of Procedure Supreme Court of the Rosebud Sioux Tribe for failure to state the date and title of the Tribal Court Order from which the appeal is taken. The only referenced order Appellant relies on was an Order of the Tribal Court in an entirely different case *Edd Charging Elk, Leonard Crow Dog Sr., Robert Moran Jr., et al.* that makes mention of this case. Therefore, there is no final order in this case that is being appealed as required by Rule 5.

The Court also finds that Appellant's Notice of Appeal violates Rule 5.5 as there is no Certificate of Service showing that the Notice of Appeal was served on the opposing party showing the date or manner of such service.

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Appellant's appeal in this matter is hereby dismissed for failure to follow appellate procedures for the above stated reasons.

Dated this 11<sup>th</sup> day of January, 2013.

BY THE COURT:

/s/Frank Pommersheim  
Frank Pommersheim  
Associate Justice

/s/Charles Abourezk  
Charles Abourezk  
Associate Justice

/s/Pat Donovan  
Pat Donovan  
Associate Justice