

FILED

APR 11 2011

CHOCTAW SUPREME COURT
BY: J.C.
COURT CLERK

IN THE CHOCTAW TRIBAL SUPREME COURT
MISSISSIPPI BAND OF CHOCTAW INDIANS

MISSISSIPPI BAND OF CHOCTAW INDIANS

APPELLEE

VS.

CAUSE NO. SC 2008-06

TED JOHN

APPELLANT

AGREED ORDER OF DISMISSAL

ON THIS DAY CAME Appellant, TED JOHN ("Appellant"), represented by Douglas J. Graham, and Appellee, the MISSISSIPPI BAND OF CHOCTAW INDIANS ("MBCI"), by and through the Office of the Attorney General. On or about May 13, 2008, the Appellant perfected his Notice of Appeal with this Court. Due to the record of this cause not being recorded or duly preserved, an official transcript of the proceedings is not available for either party to review and rely upon in preparing for oral argument before this Honorable Court, thus prejudicing both parties in their preparation for pursuing this appeal to completion. The parties have agreed this matter should be dismissed. MBCI agrees that upon the dismissal of this cause, the Appellant shall not be required to fulfill the sentence or fines issued by the trial court. *as to this cause only*, which was stayed pursuant to *Choctaw Tribal Code* § 7-1-5.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the appeal filed on May 13, 2008, shall be dismissed.

IT IS FURTHER ORDERED AND ADJUDGED that the sentence and fine issued by the trial court, *as to this cause only*, shall be dismissed.

TS

ORDERED AND ADJUDGED this 4th day of April, 2011.

Hilda Nicky
CHIEF JUSTICE

AGREED:

Ted John
Ted John, Appellant

[Signature]
Attorney for Ted John

[Signature]
Attorney for Appellee