

Tuesday, November 15, 2011
9:00 A.M.

NO. 1

#25950

CELESTINE AND BAHWASHUNG
MERRILL,
Plaintiffs and Appellants,

vs.

ADAM ALTMAN,
Defendant and Appellee.

Mr. Adam G. Bridge
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(FOR APPELLANTS)

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(FOR APPELLEE)

The Honorable Eugene E. Dobberpuhl
Fifth Judicial Circuit
Brown County

(CIV 10-828)

STATEMENT OF ISSUE

1. Did the Tribal Court have jurisdiction over the Merills' guardianship action?

The Circuit held that it did not.

Case Law: *In re Guardianship of J.C.D.*, 2004 SD 96, 686 N.W.2d 647; *People in Interest of G.R.F.*, 1997 SD 112, 569 N.W.2d 29; *Wagner v. Truesdell*, 1998 SD 9, 574 N.W.2d 29.

Constitutional and Statutory Provisions: 25 U.S.C. §§ 1903(1), 1903(4), 1911(a), and 1911(d).
