

**IN THE TRIBAL COURT
OF
THE SKY TRIBE**

JANE RED FEATHER)
Petitioner,)
)
vs.)
)
JOHN BROWN FOX)
Respondent.)

CIV. NO. 11-099

PERMANENT PROTECTIVE ORDER

The Sky Tribal Court having convened for a hearing on a permanent protection order on August 25, 2011 and being fully advised finds:

1. The Sky Tribal Court has personal and subject matter jurisdiction over this matter.
2. John Brown Fox (Respondent) was provided reasonable notice and an opportunity to be heard pursuant to Section 5-7-9 of the Sky Tribe Domestic Violence Code.
3. Both parties were present at the hearing.
4. Respondent Brown Fox committed an act of domestic violence.
5. Petitioner Red Feather is the protected party under this Order.
6. Respondent Brown Fox shall follow all terms in this Protective Order.
7. Respondent Brown Fox shall:
 - A. NOT have any personal or public contact with Jane Red Feather.
 - B. NOT go within 100 yards of Red Feather.
 - C. NOT go within 100 yards of Jane Red Feather's residence.
 - D. NOT go within 100 yards of Jane Red Feather's place of employment.
 - E. NOT attempt to use or threaten to use any physical force against Jane Red Feather that

would reasonably be expected to cause bodily injury.

F. Abstain from alcohol and/or drugs and submit to urine analysis (UA) testing and receive a substance abuse evaluation; attend alcohol and/or substance abuse treatment if found to have a substance and/or alcohol dependency; and attend and complete a tribally-certified domestic violence counseling class.

8. The Court shall monitor the Respondent's compliance with treatment and counseling as ordered.
9. This Order is effective immediately and shall continue in full force and effect until August 25, 2012.
10. All parties have received a copy of this Protection Order.
11. Any violation of the above shall amount to a violation of this Protection Order, and thus be subject to Section 10-20-15 of the Sky Tribe Criminal Code for Violation of a Protection Order Against Domestic Violence. Section 10-20-15 states that Violation of a protection order against domestic violence known to the defendant shall carry a maximum penalty of one (1) year in jail or imposition of a fine not to exceed four thousand dollars (\$4,000.00), or both.
12. All parties have been informed of the scope and terms of this Protection Order.
13. Pursuant to the Violence Against Women Act (VAWA), 18 U.S.C. § 2265, any protection order issued by the court of one state, Indian tribe, or territory (also known as the issuing jurisdiction) shall be accorded full faith and credit by the court of another state, Indian tribe or territory (the enforcing jurisdiction) and enforced by the court and law enforcement personnel of the other state, Indian tribal government or territory, as if it were the order of the enforcing jurisdiction.

14. Respondent Brown Fox received reasonable notice and an opportunity to be heard pursuant to 18 U.S.C. § 2265(b)(2) of the VAWA which states, “a protection order issued by a state, tribal, or territorial court is consistent with this subsection if reasonable notice and opportunity to be heard is given to the person against whom the order is sought sufficient to protect that person’s right to due process.”

THEREFORE, IT IS ORDERED by the laws of the Sky Tribe that:

- a. Respondent Brown Fox shall be restrained from committing any further acts of abuse or threats of abuse.
- b. Respondent Brown Fox shall be restrained from any contact with Petitioner Red Feather.

IT IS SO ADJUDGED AND DECREED on this 25th day of August, 2011.

Seal of the Tribal Court

John Bluehouse
Tribal Court Judge

Rosalina Big Thunder Horse
Court Clerk
Sky Tribal Court
229 Mountain Road
(999) 919-2222