

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

CONFEDERATED SALISH	)	
AND KOOTENAI TRIBES,	)	
	)	Cause No. AP-95-1369 -CR
Plaintiff/Appellant	)	
	)	
vs.	)	ORDER DISMISSING APPEAL
	)	
PAUL MALATARE,	)	
	)	
Defendant/Appellee	)	

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On February 28, 1996, the Office of the Tribal Prosecutor filed a Notice of Appeal in this case. On March 21, 1996, Abigail Dupuis, the Appellate Court Administrator, certified that the entire record was prepared and transferred to this Court. Under Rule 15 of the Rules of Appellate Procedure, the Tribal Prosecutor was required to file a Brief within twenty (20) days (by April 10, 1996), or to request by Motion an extension of time under Rule 14. The Office of the Tribal Prosecutor did not request an extension of time, nor has it filed a brief.

On July 25, 1996, the Appellee moved pursuant to Rule 15(6) of the Rules of Appellate Procedure to dismiss this appeal. The Tribal Prosecutor did not file a response. This Court now therefore Orders that this appeal is dismissed. Under Rule 6 of the Rules of Appellate Procedure, the judgment of the Tribal Court is affirmed.

Dated this 16 day of August, 1996.

  
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Judge of the Appellate Court

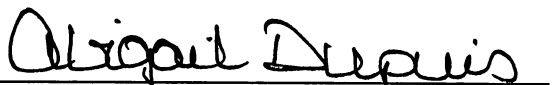
**CERTIFICATE OF MAILING**

I, Abigail Dupuis, Appellate Court Administrator, do hereby certify that I mailed true and correct copies 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 16th day of August, 1996.

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**Clerk of Court  
Tribal Court**

  
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Abigail Dupuis  
Appellate Court Administrator