

**IN THE COURT OF APPEALS  
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES  
OF THE FLATHEAD INDIAN RESERVATION, PABLO, MONTANA**

<b>In the Matter of:</b>  <b>J. R. W.,</b>  <b>Youth in Need of Care.</b>	<b>Cause No. AP-04-177-CP</b>  <b>ORDER DISMISSING APPEAL</b>
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Before the Court is the motion of Valdena Curley, natural mother of the above named youth, to dismiss her appeal from the Order of the trial court entered on September 20, 2004.

The Court has reviewed the file, including the detailed Findings of Fact and Conclusions of Law contained in the Decision on Petition for Youth in Need of Care with Temporary Custody from which this appeal was taken. The Court also notes that J.R.W. was born April 1, 2003, and is now 5 years old; and has, therefore, spent three and one-half of those years in Tribal custody. There is nothing in the record to suggest that this arrangement is not working.

While the Motion does not show that opposing counsel was consulted, the time to file opposition has passed and we may presume that there is none. It is, therefore, ORDERED that the appeal of Valdena Curley be and it hereby is, DISMISSED.

IT IS FURTHER ORDERED, that within ten (10) business days after the date of this order, Counsel for Appellant serve a true copy of this Order by U.S. Mail upon Appellant

Valdena Curley, personally, and file proof of such service upon the Administrator of this Court.

Dated this 9<sup>th</sup> of May, 2008.



A handwritten signature in black ink, appearing to read "Wilmer E. Windham".

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Wilmer E. Windham, Acting Chief Justice

I Concur:

A handwritten signature in black ink, appearing to read "Clayton Matt".  
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Clayton Matt, Associate Justice

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 9th day of May, 2008.

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Abigail Dupuis  
Appellate Court Administrator