IN THE APPELLATE COURT OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES OF THE FLATHEAD NATION, PABLO, MONTANA

JENNIFER RIEKENA GRAHAM,) Cause No. AP-07-380-CC
Appellant,	
vs.	ORDER DISMISSING APPEAL
JUSTIN TEIGEN,	
Appellee.)))

Appellant, Jennifer Graham, filed a Notice of Appeal with the Appellate Court in the above named cause on July 8, 2008.

According to Ordinance 103-A, CSKT Laws Codified, Part 9, Rules of Appellate Procedure, Rule 1. Notice of Appeal. (1), "An appeal shall be taken by filing a notice of appeal with the Appellate Administrator, with a copy to the Clerk of the Tribal Court within 20 days of the date of the final judgment or order of the trial court. Failure of an appellant to timely file a notice of appeal is ground for dismissal of the appeal." Appellant failed to file the Notice of Appeal prescribed by the Rules of Appellate Procedure.

Part 9, Rules of Appellate Procedure, Rule 5. Docketing the Appeal and Filing the Record. (1) "At the time of filing the notice of appeal, the appellant shall pay to the Clerk of the Tribal Court a fee of \$25 for filing and transmitting the record on appeal, unless the fee is waived by the Chief Justice upon the granting of leave to proceed in forma pauperis or for other good cause shown. Failure to pay the filing fee, unless waived, is ground for dismissal of the appeal." Appellant's Motion for Leave to Proceed in Forma Pauperis filed July 7, 2008, was denied by Justice Windham on August 21, 2008. Appellant failed to pay the appropriate filing fee prescribed by the Rules of Appellate Procedure.

THEREFORE, **IT IS HEREBY ORDERED** that this appeal is dismissed with prejudice.

DATED this 16th day of November, 2010.

Cherie Stewart

Chief Justice of the Appellate Court

Certificate of Mailing

I, Abigail Dupuis, Appellate Court Administrator, do hereby certify that I mailed a true and correct copy 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, this day of November, 2010.

Jennifer Riekena Graham 3095 Mission Dam Road St. Ignatius, MT 59865

Justin Teigen Box 456 St. Ignatius, MT 59865

Cara Croft Clerk of the Tribal Court PO Box 278 Pablo, MT 59855

Abigail Dapuis

Appellate Court Administrator