

SISSETON WAHPETON TRIBAL COURT  
APR 11 2014  
*[Signature]*  
CLERK OF COURTS

IN THE  
NORTHERN PLAINS INTERTRIBAL COURT OF APPEALS

Sisseton-Wahpeton Oyate, )  
Plaintiff-Appellee, )  
vs. ) **CR-03-03-13**  
 ) **ORDER FOR DISMISSAL**  
Bjorn Burns, )  
Defendant-Appellant. )

The above-mentioned appellant filed an appeal through Megan A. LaFromboise, Public Defender, Sisseton-Wahpeton Oyate. The appeal was filed with the Sisseton-Wahpeton Oyate Tribal Court on the 10<sup>th</sup> of December, 2012. A copy of the appeal was apparently sent by the Clerk of Courts by fax transmittal to this Court on December 18, 2012. However, the Appellate Court did not receive the faxed copy nor was the Appellate Court aware of the appeal until earlier this year. Appellant's counsel also never contacted this Court regarding the appeal.

Although it appears the appeal was filed on time with the lower court, this Court finally received the appeal by electronic mail on March 14, 2014 from Jermaine Eastman

In review of the appeal and related documents, there is no indication that the Appellant submitted a fifty dollar (\$50) filing fee or to file an Application and Affidavit for Proceeding on Appeal In Forma Pauperis (to waive filing fee), which is required in all appeals in accordance with Appellate Court Rules.

THEREFORE, this appeal is hereby DISMISSED for lack of filing procedure in accordance with Appellate Rules 5-6 of the Rules of Appellate Procedure of the Northern Plains Intertribal Court of Appeals.

DATED this 12 day of April, 2014.

**NORTH PLAINS INTERTRIBAL  
COURT OF APPEALS  
FILED**

RECEIVED APR 15 2014

*[Signature]*  
**Appellate  
Court Clerk**

BY THE COURT:

*[Signature]*  
Paul Godtland  
Chief Appellate Justice – Northern  
Plains Intertribal Court of Appeals

**IN THE  
NORTHERN PLAINS INTERTRIBAL COURT OF APPEALS**

Sisseton-Wahpeton Oyate, )  
Plaintiff-Appellee, )  
vs. )  
Bjorn Burns, )  
Defendant-Appellant. )

**CR-03-03-13**  
NOTICE OF ENTRY OF JUDGMENT

Notice of Entry of Judgment/Order was made to docket file for the above-mentioned appeal, on April 15, 2014. I hereby Date and sign my name below

DATED THIS 15th day of April, 2014.

  
\_\_\_\_\_  
Appellate Court Clerk

IN THE  
NORTHERN PLAINS INTERTRIBAL COURT OF APPEALS

Sisseton-Wahpeton Oyate, )  
Plaintiff-Appellee, ) **AFFIDAVIT OF SERVICE**  
 ) **BY MAIL**  
**vs.** ) **CASE NUMBER: CR-03-03-13**  
 )  
Bjorn Burns, )  
Defendant-Appellant. )

STATE OF SOUTH DAKOTA )  
 ) SS.  
County of Brown )

I, James Bluestone COURT ADMINISTRATOR/APPELLATE COURT  
CLERK FOR THE NORTHERN PLAINS INTERTRIBAL COURT OF APPEALS,  
DEPOSES AND SAYS:

THAT he is of legal age, a citizen of the United States, and is not a party to, nor  
has he an interest on the above mentioned action; that on 16th day of  
April, 2014 he deposited in United States Post Office, in the City of  
Aberdeen, South Dakota, a CERTIFIED COPY OF THE FOLLOWING  
documents:

1. Order
2. Notice of Entry of Judgment
- 3.

THAT said envelopes was (were) addressed as follows:

- Public Defender's Office, Sisseton-Wahpeton Oyate, P.O. Box 746, Agency  
Village, SD 57262
- Tribal Prosecutor, Sisseton-Wahpeton Oyate Tribal Court, P.O. Box 568  
Agency Village, SD 57262
- ✓ - Lois Kohl, Clerk of Courts, Sisseton-Wahpeton Oyate Tribal Court, P. Box  
568, Agency Village, SD 57262

I HEREBY SIGN MY NAME AND DATE BELOW.

DATED this 16th day of April, 2014.

  
APPELLATE COURT CLERK