Filed: 10-19-26
ROUND VALLEY INDIAN TRIBES
TRIBAL COURT
77826 COVELO ROAD
COVELO CA 95428
Hut

FORMAL COMPLAINT

RVIT-CV-2026-0038-JW

DOUGLAS E. HUTT JR.
78921 WOSHETH WAY, COVELO, CALIFORNIA 95428
(707) 357-1315 • mccrillan@yahoo.com

October 14, 2026

JUDGE JOSEPH WISEMAN
Round Valley Indian Tribe's Tribal Court
77826 Covelo Road, Covelo, California 95428

Re: FORMAL COMPLAINT: Against the Round Valley Indian Tribe's Election Board members.

Dear Honorable Judge Wiseman,

I am writing to formally submit a complaint regarding the election process utilized by the Round Valley Indian Tribe's Election Board this date October 14, 2026, at the Round Valley Indian Reservation in Covelo, California.

The issue are:

1. Ms. Erica Shepherd's prolonged presence on the Election Board even after her co-inhabitant's declaration to run in the General Election in November.
2. "Debt free" not being enforced in accordance with the Election Ordinance (accepting sign offs from the Round Valley Indian Housing Authority).
3. The current Round Valley Indian Tribes Election Ordinance, after the last modifications (amendments) is not available to the general public.
4. Using differing definitions for "in good standing" regarding debt free.
5. Inconsistencies with the computer accounting systems at the Housing.
6. Going before seated Tribal Council members who are incumbents.
7. Self-interpreting of the Election Ordinance by the Election Board.
8. Giving refunds to candidates who were found ineligible candidates.
9. Not specifying authorized people to sign off on the Debts and Offenses form B-9 and not accepting the form when it is signed off.
10. Not giving notice to candidates in a timely fashion.

Previously, I attempted to resolve this by submitting a letter to the Election Board in hopes of meeting with them, but the issue remains unresolved.

As a result of this problem, my right to run in this specific election is unlawfully denied and I will have lost this opportunity forever, rendering any subsequent remedy at law entirely inadequate.

To resolve this matter, I request that the Tribal Court intervene to preserve the status quo and enforce a fair, consistent election process. Because a court cannot turn back the clock on a completed election, temporary injunctive relief is the only mechanism available to prevent complete and irreparable injury.

Copies of my letter to the Election Board (Exhibit I), a letter from Ms. Johns (Exhibit II), and a written witness affidavit from Ms. Hutt (Exhibit III) are enclosed for your reference. Exhibit III includes evidence to this case: the 2015 Election Ordinance, Tribal Council Agenda dated October 13, 2026, a list of Election Ordinance forms, and Form B-4.

I look forward to your prompt reply.

Sincerely,

Douglas E. Hutt Jr.

MEMORANDUM OF POINTS AND AUTHORITIES

I was subjected to an unfair and inconsistent election process by the Round Valley Indian Tribe's Election Board. Though I acted in good faith by having an authorized signature from the Round Valley Housing Authority, I was disqualified for information that was not accessible or known to me after an official system check cleared me. I received disparate treatment in that I was not given the opportunity to cure my debt defects as two other prospective candidates had.

Statement of Facts/Legal Arguments/Legal Authorities: The Defendants were legally bound to follow the Round Valley Indian Tribe's Election Ordinance, specifically Article IV Section 4.02(B)(4): The Election Board shall seek to maintain a neutral and impartial position on all election activities in order to ensure a fair and proper election.

The Defendants violated the Election Ordinance by:

- **Violation 1:** Ms. Shepherd's prolonged presence and involvement on the Election Board violates Article IV Section 4.02(B)(3): An Election Board member whose immediate family is running as a candidate must have their position replaced.
- **Violation 2:** The Election Board has not been consistent and fair with the election process which violates Article IV Sections 4.02 (A)(1): Conduct all elections in a fair and impartial manner and Article IV Section 4.02(B)(4): The Election Board shall seek to maintain a neutral and impartial position on all election activities in order to ensure a fair and proper election.
- **Violation 3:** None of the Election Board members have under-gone Board training which violates Article IV Section 4.01(E): All appointed Election Board members are required to under-go Board training covering the Election Ordinance within the first month of their term.
- **Violation 4:** The Election Board requires form B-9 to be signed off and returned with the Nomination Packet which violates Article V Section 5.02(A) which lists the items contained in the Nomination Packet of which form B-9 is *not* included. This violation also applies to form B-4 which lists the items to be returned with the Nomination Packet and form B-9 is *not* included in that list.

These unauthorized deviations completely break from the ordained process, stripping the election of its required transparency, legality, and due process.

I am asking the judge to rule in favor of the plaintiff, Douglas E. Hutt Jr., and issue a Temporary Restraining Order to immediately halt all election activities, schedule a formal hearing for a Preliminary Injunction to preserve the status quo until the lawsuit can be decided, issue an Order requiring the Defendants to strictly comply with all provisions of the Election Ordinance prior to resetting an election date, and grant any further relief the Court deems just and equitable.

Respectfully submitted on this 15th day of October 2026 at Covelo, California.

Signature:

DOUGLAS E. HUTT JR.
78921 WOSHETH WAY, COVELO, CALIFORNIA 95428
(707) 357-1315 • mccrillan@yahoo.com

IN THE TRIBAL COURT OF THE ROUND VALLEY INDIAN TRIBES
COVELO, CALIFORNIA

DOUGLAS E. HUTT JR., Plaintiff,

Case No.: RVIT-CV-2026-0038-JW

v.

MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

ROUND VALLEY INDIAN TRIBES ELECTION BOARD, Defendant.

I. MOTION

The Plaintiff, Douglas E. Hutt, a registered voter and enrolled member of the Round Valley Indian Tribe, hereby moves this Honorable Court to issue a Temporary Restraining Order and a Preliminary Injunction enjoining and restraining the Defendant, the Round Valley Indian Tribe's Election Board, from moving forward with, conducting, or certifying the tribal election scheduled for November 3, 2026.

As set forth below, the Election Board has actively violated the Round Valley Indian Tribe Election Ordinance, both 2015 & 2026 versions, creating an unconstitutional and fundamentally unfair election process that will cause immediate, irreparable harm to the Tribe and its members if not stayed.

II. JURISDICTION

1. This Court has proper subject-matter jurisdiction over this action pursuant to Article VI of the Round Valley Indian Tribe's Constitution which give the Court power over tribal laws, which empowers the court to review violations of tribal statutory laws.
2. The Plaintiff has standing as an enrolled tribal member and qualified voter whose statutory right to a fair, lawful election process is being directly violated.
3. The Plaintiff has fully exhausted all administrative remedies by filing a timely dispute with the Election Board on September 30, 2026, which was wrongfully denied or ignored on October 1, 2026, as they have not yet responded.

III. STATEMENT OF FACTS

On October 1, 2026, the Defendant was legally bound to follow the Round Valley Indian Tribe's Election Ordinance, specifically Article IV Section 4.02(B)(4): The Election Board shall seek to maintain a neutral and impartial position on all election activities in order to ensure a fair and proper election.

The Defendant violated this ordinance by:

- **Violation 1:** Ms. Shepherd's prolonged presence and involvement on the Election Board violates Article IV Section 4.02(B)(3): An Election Board member whose immediate family is running as a candidate must have their position replaced.

- **Violation 2:** The Election Board has not been consistent and fair with the election process which violates Article IV Sections 4.02 (A)(1): Conduct all elections in a fair and impartial manner and Article IV Section 4.02(B)(4): The Election Board shall seek to maintain a neutral and impartial position on all election activities in order to ensure a fair and proper election.
- **Violation 3:** None of the Election Board members have under-gone Board training which violates Article IV Section 4.01(E): All appointed Election Board members are required to under-go Board training covering the Election Ordinance within the first month of their term.
- **Violation 4:** The Election Board requires form B-9 to be signed off and returned with the Nomination Packet which violates Article V Section 5.02(A) which lists the items contained in the Nomination Packet of which form B-9 is *not* included. This violation also applies to form B-4 which lists the items to be returned with the Nomination Packet and form B-9 is *not* included in that list.

These unauthorized deviations completely break from the ordained process, stripping the election of its required transparency, legality, and due process.

IV. ARGUMENT & LEGAL STANDARD

To secure an injunction, the Plaintiff demonstrates that the legal requirements are fully met:

1. **Likelihood of Success on the Merits:** There is an undisputed, clear violation of tribal law. The explicit text of Election Ordinance Article IV Section 4.02(B)(4) states: "The Election Board shall seek to maintain a neutral and impartial position on all election activities in order to ensure a fair and proper election." The Defendant openly failed to follow this procedure. Tribal precedent establishes that an Election Board must strictly adhere to its own enacted regulations.
2. **Immediate and Irreparable Harm:** If the election proceeds under an invalid, unlawful process, the injury cannot be easily undone or remedied later by money. Allowing an illegal election to take place fundamentally compromises the democratic integrity of the Tribe, subverts the rule of law, and threatens to establish an illegitimate government.
3. **Balance of Equities:**
   (a) The Irreversible Loss vs. Administrative Inconvenience: If the injunction is denied, my right to run in this specific election is gone forever. Conversely, if the injunction is granted, the Tribe's Election Board faces, at worst, the administrative burden of altering a ballot or briefly pausing a process to ensure compliance with the law.
   (b) Protecting Tribal Integrity Benefits the Defendant: This injunction is not an attack on the Tribe but is a safeguard for the Tribe's own laws. Requiring the Election Board to follow a consistent, fair process protects the legitimacy of the entire election. An election tainted by inconsistent rules invites post-election challenges, which would cause far greater chaos and hardship for the Tribe than a pre-election injunction.
   (c) Disenfranchisement of Tribal Voters: An unfair process does not just harm the plaintiff, me, it harms the tribal members who wish to vote for me by unconstitutionally narrowing their choices.

4. **The Public Interest:** It is in the best interest of the Tribe and its sovereignty to uphold the Tribal Constitution and to ensure that its democratic leaders are elected through a completely lawful, transparent, and constitutionally sound process, which is in the highest public interest of our Tribal Nation.

V. PLAINTIFF WILL SUFFER IRREPARABLE HARM ABSENT IMMEDIATE INJUNCTIVE RELIEF BECAUSE THERE IS NO ADEQUATE REMEDY AT LAW.

To obtain a preliminary injunction, a plaintiff must demonstrate that they face an imminent, certain injury for which money damages provide no adequate remedy. In the context of tribal governance, the deprivation of a qualified member's right to run for and hold a seat on the Tribal Council constitutes classic, irreversible harm. The right to participate as a candidate in a tribal election is a unique, time-sensitive political opportunity tied strictly to the upcoming election on **November 3, 2026**.

The Defendant's unfair and inconsistent application of the Round Valley Indian Tribes Election Ordinance threatens to permanently lock Plaintiff out of the 2026 election cycle. Because tribal elections occur only once every four (4) years, a post-election monetary judgment cannot retroactively place Plaintiff on the ballot, nor can it recreate the unique political climate of this specific election. Courts widely recognize that when an individual is unlawfully denied the right to run for elected office, the opportunity is lost forever, rendering any subsequent remedy at law entirely inadequate.

Furthermore, the harm extends beyond Plaintiff's individual political aspirations to encompass severe, unquantifiable damage to Plaintiff's reputation and standing within the Tribal community. By utilizing an erratic and unpredictable process to disqualify or hinder Plaintiff's candidacy, Defendant publicly casts doubt on Plaintiff's eligibility and integrity before the tribal electorate. The long-term impact of an arbitrary disqualification on a tribal member's standing within their own nation cannot be calculated in dollars or repaired with financial compensation.

If this Court does not intervene to preserve the status quo and enforce a fair, consistent process before **November 3, 2026**, the election will proceed, the votes will be cast, and Plaintiff will be permanently deprived of their right to seek office. Because a court cannot turn back the clock on a completed election, temporary injunctive relief is the only mechanism available to prevent complete and irreparable injury.

VI. CRITICAL ADJUSTMENTS FOR TRIBAL COURT

This motion explicitly addresses these two tribal law hurdles:

1. Sovereign Immunity: I am suing the Election Board members in their *official capacities* for prospective injunctive relief as is my right per the Round Valley Indian Tribe's Constitution, Article XIII Section 3: "Suit Against the Tribe in Tribal Court. The Tribe, tribal officials and employees shall be subject to suit for declaratory and injunctive relief in the Tribal Court by persons subject to tribal jurisdiction for the

purposes of enforcing the rights and duties established by this Constitution or other applicable laws."

2. Exhaustion of Administrative Remedies: This motion has briefly stated that I have exhausted every available appeal within the Election Board as I submitted a letter, Exhibit I, to the Board on October 1, 2026. I have exhausted administrative remedies as the Election Board has chosen not to respond to my letter and not to submit my letter to the Tribal Council. There is nothing more that I can do before the imminent November 3rd deadline.

VII. PRAYER FOR RELIEF

Wherefore, the Plaintiff respectfully requests that this Court grant the following relief:

1. Issue a **Temporary Restraining Order** immediately halting all election activities, ballot casting, and voting procedures for the upcoming **November 3, 2026** election.
2. Schedule a formal hearing for a **Preliminary Injunction** to preserve the status quo until this lawsuit can be fully decided.
3. Issue an Order requiring the Defendant to strictly comply with all provisions of the Election Ordinance prior to resetting an election date.
4. Grant any further relief the Court deems just and equitable.

STATEMENT of TRUTH: I declare under penalty of perjury that the foregoing is true and correct.

Dated this 15th day of October 2026 at Covelo, California.

Respectfully submitted,

Signature:

DOUGLAS E. HUTT JR.
78921 WOSHETH WAY, COVELO, CALIFORNIA 95428
(707) 357-1315 • mccrillan@yahoo.com

EXHIBIT I

To Whom It May Concern, 09/30/26

It was posted this morning that I was removed from the list of eligible candidates for this upcoming Tribal election on Nov 4th, 2026, due to not being "free of debt" at the time of filling.

So, I will attempt to provide further background information in regard to this in hopes that the current election committee may make a more informed decision.

When I went to get my 'sign-off' for being "debt free" at RVIHA, Accounting Clerk Melody Johns checked my name through their computer account system, which showed that I was *completely 'debt free'*.

Ms. Johns stated at the time that they were in the middle of changing over the computer accounting system and that they had not made a payment to the company who *administers their previous accounting system, so there was a possibility that none of the* information would have been transferred over to view.

Ms. Johns signed my form based upon the present information that she had available at the time. And to be very clear, had I known that I had a debt to the RVIHA at that time, I would *have paid it then (as other candidates have done in the past and indeed for this current* election).

After the election filing date was closed, Ms. Erica Shepard, in her role for the RVIT election committee came to verify the validity of the 'sign-offs' as required by the current RVIT *election code.*

By this time, either the payment to the administering company was made or the change-over between the two systems was complete and my previously "old debt" was located and thus, that information was conveyed to the RVIT election committee.

There also seems to be a number of inconsistencies with this year's current tribal election committees vetting and selection processes.

Amongst the ones relative to RVIHA are : the above noted inconsistencies (inaccuracies) with their computer accounting system, the process which is used to inform people of their debt status and them using a different definition for the term "Good Standing" than what is stated in the current RVIT Tribal Elections Code.

Amongst the ones relative to RVIT election committee are : the acceptance of candidates being termed 'debt free' through RVIHA not being consistent with nor in compliance with the RVIT election code, the acceptance of candidates who are not debt free under definition of the RVIT election code, the allowance of a candidate's common law wife and co-inhabitant being allowed to verify other candidates' paperwork, gross negligence for not following the RVIT election code as written and the election committee going before the current RVIT Tribal Council for clarification and/or direction in regard to certain inconsistencies, where three (3) of the candidate currently hold positions.

It is therefore my legal opinion that because of the events that took place, the timing of those events and the above stated facts & inconsistencies, I was not given a fair and equitable opportunity to clear my debt in a timely manner for the upcoming election (as other candidates were) and therefor, it should not be held against my opportunity to run in the upcoming election.

If not given a fair and reasonable opportunity to run as a candidate in the upcoming tribal elections in November due to either my sign-off or myself being declared as not "debt free", it is sadly my duty to inform the RVIT election committee that I will be 'challenging' the upcoming election through the approved process after the election is over, as is my right under the RVIT tribal election code.

I hope that the current RVIT election committee can understand my point of view in this matter and make a better & more informed decision. Furthermore, I would hope that into the future, the clarity with which the Tribal Election Code is written may be corrected to change ANY inconsistencies in the code, to prevent the gross negligence of the current &

At which point, the RVIT election committee had made the decision to remove my name from the list of eligible candidates.

Upon being informed of the election committee's conversation to remove my name from the list, I immediately went to Ms. Johns for a letter explaining what had occurred and to pay the "old debt" which was now almost a decade old.

There is also a myriad of issues with the current debt system used by RVIHA that has plagued the Tribal community, in numerous ways, for many years. Amongst them, is how debts are being classified and Tribal community is being notified by RVIHA.

When a person has a debt to RVIHA, (iirc) they are initially notified of the debt. That notification is often delivered in many forms, in my case it was verbal, as I don't ever recall being presented with a form letter stating that I had incurred such a debt during my tenure on the RVIHA board of commissioners (or BOC) for a travel which I did not attend (due to conflicting scheduling while I was on RVIT Tribal Council).

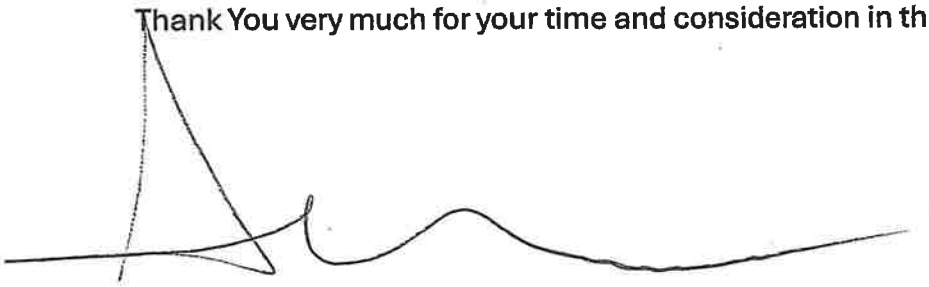
After which time, the debt is only held by RVIHA on their 'active debt' books for a certain period of time. After a certain period of time, the debt is then transferred to something that RVIHA has termed the "old debt" files. This is done primarily due to financial auditing reasons (i.e. to better help clear the books).

The problem with this system which has occurred time and time again, is that after your name and debt is removed form the 'active debt' list and transferred to the 'old debt' list, there has never been a process initiated by RVIHA to inform those person that they still have a debt to RVIHA, which is considered active and may be held against them into the future for certain matters.

Indeed, I have received no communication whatsoever from RVIHA regarding my outstanding debt to them in the past 5 years.

future RVIT election committee and thus improve the process itself to better administer Tribal election into the future.

Thank You very much for your time and consideration in this matter.



Douglas E. Hutt Jr.

09/30/26

EXHIBIT 3

Round Valley Tribal Court

Case: REQUEST FOR AN INJUNCTION OF THE NOVEMBER 3, 2026, GENERAL ELECTION.

Witness Identification:

Name: Deborah F. Hutt
Address: 78921 Wosheth Way
Covelo, California 95428
Phone: (707) 354-2772
Email: huttlopez@yahoo.com

Relationship to the parties in the case: I am the mother of Mr. Douglas E. Hutt, and I recently sat on the Round Valley Indian Tribe's Election Board until I resigned. In April 2026, I was contacted by Ms. Erica Shepherd, chairman of the Election Board, to sit on the Election Board, and appointed by the Tribal Council to be seated on the Election Board for the 2026 General Election in November. The Tribal Council wanted to seat a tribal member with experience on the Election Board.

Introduction: Not only have I served on the Election Board in past years, but I worked with Judge Serebrov and Ms. Erica Shepherd for four months revising the Election Ordinance. I was also instrumental in amending the current Election Ordinance, passed in April 2026: the Tribal Business Administrator, Mr. James Russ, contracted me to attend the required public meetings for notes and to revise the ordinance with required resolution.

Narrative:

Since I was seated on the Election Board, I have first-hand knowledge of the events that have taken place:

Ms. Erica Shepherd's prolonged presence on the Election Board - Conflict of Interest

1. Section 2.14 defines Immediate Family as "*Those people living in the same household, and parents (biological, step, foster, adopted, and traditional), children, and siblings.*" Ms. Shepherd lives with President and Incumbent, Mr. Joseph Parker.
2. When the Election Board had our first meeting to prepare for the General Election, Ms. Shepherd informed the Board members that she may have to resign from the Board if Mr. Joseph Parker, her in-home parent-partner, chose to run for re-election.
3. Yet, on August 27, 2026, when the Election Board met to open the packets returned from prospective candidates, it was Ms. Shepherd that opened each packet, including the packet submitted by Mr. Parker.
4. After that date, Ms. Shepherd was involved with representing the Election Board while gathering financial information about the candidates at the Housing Authority. She gathered the information by herself.
5. Ms. Shepherd has also been attending Tribal Council meetings to discuss election matters with the Tribal Council; most recently, on October 13, 2026, Tribal Council with Action Item 2026-10-13-05 RE: Election Board Matters.

Debt-free not being enforced in accordance with the Election Ordinance AND
Using differing definitions for debt free

1. In Section 2.17 of the current Election Ordinance, it states:
   In Good Standing - Without outstanding debts and/or offenses with all RVIT programs, boards, committees, tribal court, or other tribal entities.
2. At the Housing Authority, 'in good standing' had a different definition. If you signed a Payback Agreement and were making regular payments, the Housing Authority labeled you 'in good standing'. Therefore, some of the prospective candidates could have their forms signed off as without outstanding debts when, indeed, they owed.

The 2026 amended Election Ordinance is not available for the public.
On the tribal website, https://rvit.org/cms-static-assets/2024/02/election_ordinance.pdf, the only Election Ordinance available to the membership is dated 2015. The 2026 version has not been posted. I personally have a copy of the 2026 Ordinance, but I do not have a copy of the signed Resolution that should accompany it as the 2015 Ordinance has. Though the webmaster and I have requested it of the TBA and receptionist, we have not received it.

Inconsistencies with the computer accounting system at the Housing Authority.
After meeting with Ms. Melody Johns, Accounting Clerk II at the Housing Authority, on August 31, 2026, Ms. Shepherd reported to the Election Board on September 1, 2026, that due to problems with the fiscal accounting programs, Ms. Johns computer did not have all the debt information. Ms. Shepherd had to use the computer in the office of the Finance Officer, Ms. Darlene Crabtree, to do in-depth searches for outstanding debts.

At a personal meeting with Ms. Johns on October 3, 2026, I was told that the Housing Authority has a new fiscal program. She said there were problems accessing information from the old program because they would have to pay money to QuickBooks. Ms. Johns did not have old debt information on her computer, which she used to check on outstanding debts for Douglas.

Going before "seated" Tribal Council members who are running for re-election
Though I was not in attendance when Ms. Shepherd met with the Tribal Council after the Election Board had open potential candidate returned packets, she informed the Election Board members that she had met with them discussing the issues of the Debts and Offenses form. Ms. Shepherd should not have discussed issues with the incumbents in attendance during her Action Item.

Self-interpreting the Election Ordinance by the Election Board
Because there fails to be 'training' for the appointed Election Board members as required in the Election Ordinance, the members self-interpret the process.

Giving filing fee refunds to ineligible candidates

Ms. Jill Hoaglin, Tribal Council Secretary and admin building receptionist, informed the Board that the fiscal office had given a refund to Mr. Leonard Tuttle. Mr. Tuttle was found to be ineligible because he had forgotten to include his resume in his returned packet. The filing fee is non-refundable.

Not specifying whom the designated signatures are on the Debts and Offenses Form B-9

The Election Board failed to specify from whom the authorized signatures will be. At our public meetings for the amendments of the Election Ordinance, this issue was not addressed. Some of the sign offs were not the designated fiscal personnel that the Election Board assumed would be signing.

As I was composing this written statement, I was looking for reference for the B-9 Form. Though there are references to "In Good Standing", in the 2015 version of the Election Ordinance and in the 2026 amended version, there are no reference to the form, B-9. In Section 5.02 of *both* versions, which speaks to the contents of the Nomination Packets, form B-9 is not mentioned. Also, on the list of Forms, B-9 is not included.

Form B-9 is only found on form B-4, Instructions for Nomination Packet. The form states that the packet contents include Debts and Offenses Form B-9. The form fails to include form B-9 in the Completed Packet contents, which only states to return forms B-1 and B-2.

Mr. Hutt was disqualified on the Debts and Offenses form, B-9. He got the correct authorized signature from Ms. Melody Johns. She checked her computer for outstanding debts, found there were none, so she signed the form. Ms. Shepherd later discovered that there was a hidden debt from 2018, unknown to Ms. Johns or Mr. Hutt. Also, when Mr. Lewis Whipple and Ms. Amanda Want, both potential candidates, had Ms. Johns sign off their forms, they first paid off their outstanding debts. Mr. Hutt was not afforded that same opportunity.

Mr. Hutt was subjected to an unfair and inconsistent process. Based on the situation, there are a few major issues with how his disqualification was handled:

- Good Faith and Reliance: Mr. Hutt acted in good faith by presenting his form to Ms. Johns. Ms. Johns, acting as the authorized official, checked the official record (her computer), confirmed there were no debts, and signed off. Mr. Hutt should be able to reasonably rely on the official clearance he was given.
- Hidden Information: The debt from 2018 was "hidden" and unknown to both Mr. Hutt and the clearing official. Disqualifying someone for information that was not accessible or known to them---especially after an official system check cleared them---violates basic principles of fairness.
- Disparate Treatment: This is the most glaring issue. Mr. Lewis Whipple and Ms. Amanda Want were given the opportunity to cure their debt defects before having their forms signed. Mr. Hutt was completely denied this same opportunity to pay off

the newly discovered 2018 debt, meaning the rules were not applied equally to everyone.

I believe the fore-going statements support Mr. Hutt's request for an injunction. Since this case centers on an unfair and inconsistent process, the harm is the irreversible loss of a unique opportunity, reputation, and constitutional rights. The burden of proof demonstrates immediate, irreparable harm and urgency.

Attachments:

1. October 13, 2026, Tribal Council Agenda: On page 2, under New Business, Item d., is Erica Shepherd, Election Board – RE: Election Board Matters.
2. Election Ordinance approved in 2015 printed from the rvit.org website.
3. List of Forms used in the Election Ordinance.
4. Form B-4 from the Election Ordinance.

Statement of Truth: I declare under penalty of perjury that the foregoing is true and correct.

Date: October 14, 2026

Place: Covelo, California

Name: Deborah F. Hutt

Signature: Deborah F. Hutt

(1)

ROUND VALLEY INDIAN TRIBES

A Sovereign Nation of Confederated Tribes

TRIBAL COUNCIL OFFICE
77826 COVELO ROAD
COVELO, CALIFORNIA 95428
PHONE: 707-983-6126
FAX: 707-983-6128

LOCATION: ON STATE HWY 162
ONE MILE NORTH OF COVELO
IN ROUND VALLEY
TRIBAL TERRITORY SINCE TIME BEGAN

ROUND VALLEY RESERVATION ESTABLISHED 1856

AGENDA
October 13, 2026

1. 10:00 a.m. – Call the special meeting to order by President Joseph Parker
   a. Roll call
   b. Opening prayer

2. Agenda/approval
   Action Item – 2026-10-13-01 – Approve the agenda:

3. Unfinished Business:
   a. Mona Oandasan, TRED – RE: 2026-08-31-02-i
      Action Item – 2026-09-14-02 -

   b. Ronald Lincoln – RE: Election Board Issues
      Action Item – 2026-10-05-04-

4. New Business:
   a. Mona Oandasan, TRED – RE: Various
      Action Item – 2026-10-13-02 -

      i) FTT: Ripsteen

      ii) Brown's #3

      iii) Less than 5% Notice for T000155411

      iv) Less than 5% Notice for T000246558

      v) Less than 5% Notice for T000152185

      vi) Residential Land Request

      vii) Land Donation

      vii) FTT Resolution for Frazier II (M Frazier)

      viii) FTT Resolution for Frazier II (CM)

ix) FTT Resolution for Frazier II (T Frazier)

x) FTT Resolution for Frazier II (M Frazier)

xi) FTT Resolution for Frazier II (M F Merrifield)

xii) FTT Resolution for Fraizer II (M L Merrifield)

xiii) FTT Resolution for Frazier II (M Merrifield)

b. Stacy Aguilar – RE: Baseball Fields
Action Item – 2026-10-13-03 -

c. Kenneth Hanover Sr. – RE: ICWA Directors position.
Action Item – 2026-10-13-04 -

d. Erica Shepard, Election Board – RE: Election Board Matters
Action Item – 2026-10-13-05 –

e. Tribal Business Administrator – RE: Various
Action Item – 2026-10-13-06 –

i) Tribal Ready work order # 4

ii) NTIA Budget Revision

iii) Eel River Restoration mtg 9/30/26

iv)

v)

f. Tribal Council – RE: Various
Action Item – 2026-10-13-07 -

i) Tribal Court Budget

ii)

iii)

iv)

v)

5. Executive Session:
   Action Item – 2026-10-13-08 – Motion to go into executive session:
   a. Enrollment Dept – RE: 2026 Enrollment
   b. Stacy Dalson – RE: Personal
   c. Fiscal Dept. – RE: Various – financial
      i) BIA budget status
   d. Colleen Downey, C-Store – RE: Update
   e. Michael Hoaglen, Golden Oaks Motel – RE: Update
   f. Tribal Police – RE: Update
   g. Tribal Business Administrator
      i) Electrician Contract
      ii) Child Care Construction – 500K budget
      iii) Child Care triple wide update
      iv)
      v)
   h. Tribal Council – RE: Various
      i) Tribal Court Judge Contract
      ii) Personnel – Hiring & Complaints
      iii) Court Issue
      iv)
      v)

6. Regular Session:
   Action Item – 2026-10-13-09 – Motion to reconvene into regular session.

Decisions from executive session:

a. Enrollment Dept – RE: 2026 Enrollment
   Action Item – 2026 -10-13-010 –

b. Stacy Dalson – RE: Personal
   Action Item – 2026-10-13-011 –

c. Fiscal Dept. – RE: Various – financial
   Action Item – 2026-10-13-012 -

   i) BIA budget status

d. Colleen Downey, C-Store – RE: Update
   Action Item – 2026-10-13-013 –

e. Michael Hoaglen, Golden Oaks Motel – RE: Update
   Action Item – 2026-10-13-014 –

f. Tribal Police – RE: Update

Action Item – 2026-10-13-015 –

g. Tribal Business Administrator - Various
Action Item – 2026-10-13-016 –

i) Electrician contract

ii) Child Care Construction – 500K budget

iii) Child Care triple wide update

iv)

v)

h. Tribal Council – RE: Various
Action Item – 2026-10-13-017 –

i) Tribal Court Judge contract

ii) Personnel – Hiring & Complaints

iii) Court Issues

iv)

v)

7. Set agenda, date and time for next meeting:
a. @ - Special Meeting

8. Closing prayer

9. Adjournment:
Action Item – 2026-10-13-018 – Motion to adjourn:

(2)

ROUND VALLEY INDIAN TRIBES

A Sovereign Nation of Confederated Tribes

TRIBAL COUNCIL OFFICE
77826 COVELO ROAD
COVELO, CALIFORNIA 95428
PHONE: 707-983-6126
FAX: 707-983-6128



LOCATION: ON STATE HWY 162
ONE MILE NORTH OF COVELO
IN ROUND VALLEY
TRIBAL TERRITORY SINCE TIME BEGAN

ROUND VALLEY RESERVATION ESTABLISHED 1856

RESOLUTION NO. RV-2015-033

A RESOLUTION APPROVING THE AMENDMENTS TO ELECTION ORDINANCE

WHEREAS, the Round Valley Indian Tribes is a federally recognized Tribe by the United States government, and

WHEREAS, the Round Valley Indian Tribes are the sovereign Tribal Nation of the Indian Tribes of the Round Valley Indian Reservation, and

WHEREAS, the Round Valley Tribal Council is recognized by the Federal Government of the United States of America as the governing body for the Indians of the Reservation, and

WHEREAS, Article V, Section 1 of the Constitution of the Round Valley Indian Tribes authorizes the powers of the Round Valley Tribal Council, and

WHEREAS, Article VIII, Section 17 of the Constitution of the Round Valley Indian Tribes states that the Tribal Council shall have the power to adopt an election ordinance covering all necessary procedures for both general and special elections, and

WHEREAS, Article I, Section 1.02C of the Election Ordinance states that the Election Ordinance can be modified by action of the Tribal Council by Resolution, and

WHEREAS, Section 4C of the Rules of Governance and Code of Ethics, states that Ordinances once enacted may be amended or modified by the Tribal Council, where the proposed amendment or modification has been presented and submitted for a minimum of two readings before action is taken. Any changes to be made to existing ordinances shall be recorded in the form of a resolution describing the amendment, modification, addition or deletion to the affected ordinance, and

WHEREAS, those cited amendments proposed for approval are attached to this Resolution entitled **Attachment To The Election Ordinance Resolution for Approval May 29, 2015,** and

WHEREAS, the Election Board, to fulfill their duties and responsibilities to the tribal community, need to have a clear and precise ordinance from which to be directed.

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ROUND VALLEY RESERVATION ESTABLISHED 1856

RESOLUTION NO. RV-2015-034

A RESOLUTION APPROVING THE COLLABORATIVE RELATIONSHIP BETWEEN THE ELECTION BOARD AND ENROLLMENT DEPARTMENT AS IT PERTAINS TO TRIBAL ELECTIONS

WHEREAS, the Round Valley Indian Tribes is a federally recognized Tribe by the United States government, and

WHEREAS, the Round Valley Indian Tribes are the sovereign Tribal Nation of the Indian Tribes of the Round Valley Indian Reservation, and

WHEREAS, the Round Valley Tribal Council is recognized by the Federal Government of the United States of America as the governing body for the Indians of the Reservation, and

WHEREAS, Article V, Section 1 of the Constitution of the Round Valley Indian Tribes authorizes the Round Valley Tribal Council to administer all Tribal Business, and

WHEREAS, the Election Board, to fulfill their duties and responsibilities to the tribal community, need to work in collaboration with the Enrollment Department, and

WHEREAS, according to the Enrollment Ordinance, Article XI(A): "..... *However, neither the Membership Roll nor any portion thereof may be copied and/or distributed to any person or organization, or any program or the directors, except upon permission of the Round Valley Tribal Council by appropriate resolution. The Round Valley Tribal Council shall use information from the Membership Roll for the benefit of tribal members and/or tribal programs*".

NOW THEREFORE BE IT RESOLVED, that the Round Valley Tribal Council hereby approves and authorizes:

1) The Enrollment Department shall prepare and maintain a current Roster of Eligible Voters

   A. This list shall be updated every month

   B. The Enrollment Department shall add the names of persons who have reached or will reach eighteen (18) years of age by Election Day

ELECTION ORDINANCE OF THE ROUND VALLEY INDIAN TRIBES

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Section 2.03 Consent for the Release of Information: Background Check
Part of the Nomination verification process; a document giving consent for the Election Board to conduct a background check on potential candidates for criminal record, residency, educational, tribal standing, et. al.

Section 2.04 Election Board Clerk #1 (Const Art VIII Sec 10)
The Election Board shall select a clerk #1 who shall check the names of the voters as they arrive on Election Day on an official roster.

Section 2.05 Election Board Clerk #2 (Const Art VIII Sec 10)
The Election Board shall select a clerk #2 who shall keep a sign-in sheet and who shall distribute ballots to the eligible voters.

Section 2.06 Election Board Inspector (Const Art VIII Sec 10)
The Election Board shall select one of its members to serve as the Inspector who shall oversee the election.

Section 2.07 Election Board Judge (Const Art VIII Sec 10)
The Election Board shall select one of its members to serve as Judge who shall cross-check names of the voters and who shall keep a separate roster.

Section 2.08 Electioneering
Any communication intended to or attempting to persuade Registered Voters to vote for or against a candidate or issue; i.e., posters, buttons, pins, shirts, etc.

Section 2.09 Eligible Candidate
Any member of the Tribe who meets the Qualifications for Office, as stated in Article VI Section 6.01 of this Ordinance.

Section 2.10 Executive Secretary
The Administrative Executive Secretary.

Section 2.11 Final Voters Results
The Voters Result including the count of eligible absentee ballots.

Section 2.12 General Elections
General elections to vote for upcoming vacancies on the Tribal Council shall be held on the first Tuesday of November in even numbered years. (Const Art VIII Sec 1)

Section 2.13 Good Cause
Includes, but is not limited to: (a) violation of the Constitution or of a Tribal Ordinance; (b) convicted of a criminal or civil offense, such as; assault and battery, theft, fraud, forgery, extortion, disorderly conduct, malicious mischief, public nuisance, contributing to the delinquency of a minor, bribery, possession of an illegal controlled substance, drunkenness, illegal gambling, homicide, false claims, or unlawfully carrying a concealed weapon; and

Section 2.25 Spoiled Ballot
An official Ballot whereby the voter irrevocably damaged it beyond usage.

Section 2.26 Sufficient Experience
Possessing adequate knowledge and/or practical wisdom relevant to the duties of the Tribal Council.

Section 2.27 Tribal Member
An enrolled, member of the Round Valley Indian Tribes.

Section 2.28 Voter

2.28.1 Eligible Voter
Voting Age. All tribal members who are age eighteen (18) or older on the date of any tribal election shall be entitled to vote in the election. (Const Art VIII Sec 6).

2.28.2 Registered Voter
An enrolled, tribal member who is eighteen (18) years old or older on the date of the tribal election, who has registered to vote with the Election Board, and whose name is on the Roster of Registered Voters.

2.28.3 For signing Nomination and Recall Petition forms:
The tribal member must already be eighteen (18) years old at the time of signing the forms and is registered voter.

End of Definitions

D. Terms are expired on April 30th.

1. The Tribal Council shall appoint four (4) persons, in good standing, to the Election Board. The requirement of sufficient experience to be seated on the Election Board shall be demonstrated in the submitted Letter of Intent. The Tribal Council shall base its decision on the experience of the prospective candidate(s) relevant to the duties of the Election Board.

2. All Election Board members serve terms of two (2) years or until their successors have been appointed by the Tribal Council. By majority vote of the Tribal Council, any member of the Election Board may be removed for Good Cause so long as the Election Board member in question is informed of the grounds for removal and given an opportunity to respond to the charges.

3. The first appointment of the Election Board shall appoint members for staggered terms with two (2) members serving for one (1) year and two (2) members serving for two (2) years. Each Election Board member shall be documented on the Election Board Member Roster Form L-2 with their position(s) on the Election Board and the year their term began and when it will end. The Election Board members and their terms shall be documented on Election Board Member Roster Form L-2.

4. The Secretary of the Tribal Council shall serve as liaison to the Election Board for purposes of facilitating the electoral process. *(Rules of Governance, Article II, Section 1D)*

   a. The Tribal Council Secretary shall report all results of elections and findings of the Election Board to the Tribal Council for confirmation, sanction or appropriate action.

   b. The Tribal Council Secretary shall not have a vote on the Election Board, nor shall they be compensated.

   c. In the event the Secretary is a candidate, Council will appoint a non-candidate replacement from the Tribal Council.

   d. The Tribal Council Secretary shall take forward the Certified Elections Results Form G-1 to the Tribal Council for confirmation, and will send the form to the Bureau of Indian Affairs.

E. All appointed Election Board members are required to under-go Board training covering the Election Ordinance within the first month of their term. Tribal community members may attend this training.

Section 4.02 Duties and Responsibilities of the Election Board

A. Duties: The Election Board shall follow the Checklist of Duties on Form A-1 contained in the Appendix to this Ordinance. The duties of the Election Board shall also be to:

(b) **The Election Board shall select a Clerk #1 who shall check the names of the voters as they arrive on Election Day on the Official Voter Roster** and other duties as found on the Checklist of Duties Form A-1.

(c) **The Election Board shall select a Clerk #2 who shall keep a sign-in sheet and who shall distribute ballots to eligible voters** and other duties as found on the Checklist of Duties Form A-1.

(d) **The Election Board shall select one of its members to serve as Judge who to avoid double-voting shall cross-check names of Registered Voters Form F-4 and keep a separate roster, Roster of Absentee Ballots Form F-5,** and other duties as found on the Checklist of Duties Form A-1.

(e) **The Election Board may appoint other persons to assist with the election process but they shall not be members of the Board (Const. Art. VIII, Sec. 10),** and they shall not have a vote on Board matters, nor will their services be compensated.

(f) Tribal police shall be available during elections for security monitoring *(add MOU)*.

(g) The Enrollment Clerk, or the Clerk's Designee, shall be available from 8:00AM to 8:00PM on Election Day for verification of signatures. *(add Resolution)*

(h) All Election Board members shall wear official badges reflecting their positions, found in the Election Board cabinet.

2. The Election Board shall maintain a list of all Registered Voters.

3. When a voter arrives to the polling place on Election Day, Clerk #1 shall check off the voter's name on the Roster of Registered Voters.

4. Clerk #2 shall ensure that each voter shall place his or her signature next to his or her name on the Roster of Registered Voters. Clerk #2 shall use an official stamp on the outside of each ballot before giving the ballot to a Registered Voter. Clerk #2 shall record the ballot number next to the signature of the Registered Voter.

5. The Election Board may assist a voter by any reasonable means necessary, if the voter request such assistance. Under no circumstance should any Election Board member attempt to persuade or influence the voter's choice. No ballots shall leave the polling place.

6. The Election Board shall maintain order at all times at the polling place, and the Election Board shall enforce this Election Ordinance from the time the polling place is open until the election results are certified.

the last eight (8) years, and that they have lived on the Reservation/Round Valley Area for the last twelve (12) months.

B. Official Nominations Form B-1;

C. Background Check Release Form B-2;

D. A copy of the Qualifications for Office requirements; and

E. The deadline date and time for the return of a complete Nomination Packet.

Section 5.03 Signatures for Nomination Form B-1

A. **...along with then (10) signatures from tribal members to the Election Board** (Const Art VIII Sec 4);

B. Any Round Valley Tribal member, age eighteen (18) or older, who is registered to vote may sign an Official Nomination Form B-1; and

C. Registered, tribal member may sign more than one petition in support of candidate(s).

Section 5.04 Deadline for the return of the completed Nomination Packet

The completed Nomination Packet shall be received within 45 days prior to the election.

Section 5.05 Verification of Nomination Packet

A. When a Nomination Packet is returned, the Election Board shall time/stamp it and verify the returned of all required forms.

B. The day after the deadline for the return of Nomination Packets, the Election Board in collaboration with the Enrollment Department shall meet to verify the packets. *(add resolution)*

C. Late or incomplete Nomination Packets shall be rejected with no additional time past the agreed upon deadline date and time.

D. After the verification of Nomination Packets process, Clerk #1 shall post letters to the eligible, Form B-7, and ineligible, Form B-8, candidates.

Section 5.06 Incumbent

An incumbent shall be treated as a new candidate.

Section 5.07 Candidate Endorsement

Current Tribal Council members shall not endorse any candidate in any way.

6. Is listed on the Roster of Registered Voters Form F-5 *(beginning January 2016)*.

B. **The requirement of sufficient experience shall be demonstrated to the Election Board. The Election Board shall base its decision on the experience of the prospective candidate relevant to the duties of the Tribal Council.** (Const Art VIII Sec 5b)

C. Because resumes and background checks can fail to demonstrate a prospective candidate's sufficient experience relevant to the duties of the Tribal Council, the Election Board will administer a Basic Skills Assessment to all prospective candidates upon the return of their Nomination Packet *(beginning January 2016)*.

D. **If the Election Board decides that a prospective candidate does not have sufficient experience it shall do so in writing giving specific reasons for its decision. An adverse decision by the Election Board may be appealed to the Tribal Council.** (Const Art VIII Sec 5c)

Article VII - ELIGIBLE and REGISTERED VOTERS

Section 7.01 Eligible Voters

A. The voting age in all elections shall be set in accordance with the Constitution, which states:

1. **Voting Age. All tribal members who are age eighteen (18) or older on the date of any tribal election shall be entitled to vote in the election.** (Const Art VIII Sec 6)

2. To vote in tribal elections, the Eligible Voter must register to vote with the Election Board using Voter Registration Form E-2 *(beginning January 2016)*.

3. Voter Registration Forms E-2 will be available for download on the tribal website. Voter Registration Forms shall also be sent out by email or fax prior to mailing the form through USPS.

4. The names of the Eligible Voters who registered to vote with the Election Committee will become registered voters and will receive a notice from the Election Board that their name has been added to the Roster of Registered Voters.

Section 7.02 Roster of Eligible Voters

A. The Enrollment Department shall prepare and maintain a current Roster of Eligible Voters; this list shall be updated every month *(add Resolution)*.

B. The Enrollment Department shall add the names of persons who have reached or will reach eighteen (18) years of age by Election Day *(add Resolution)*.

4. The location of the polling place;

5. The absentee voting procedures and deadlines; and,

6. Other important information as determined by the Election Board.

C. The Election Board shall use Posting Form D-4 to document where and when the Notice(s) was posted and by whom.

Article IX - BALLOTS

Section 9.01 Ballots

A. **All voting at regular and special elections shall be done by secret written ballot.** (Const Art VIII Sec 7)

B. The Election Board shall prepare official ballots, including Absentee Ballots. The Election Board shall use Official Ballot Form E-1 and Absentee Ballot Form F-1 contained in Appendix I of this Ordinance.

C. All Official and Absentee Ballots shall list the names of the candidates for Tribal Council alphabetically by last name, or shall describe the issues to be decided in the election.

D. Voters shall not be permitted to write-in candidates on any Official Ballot or Absentee Ballot.

Article X - ABSENTEE VOTING

Section 10.01 Absentee Voting

A. **Absentee voting may be permitted for all eligible voters through an ordinance enacted by the Tribal Council.** (Const Art VIII Sec 8)

B. Any Registered Voter shall be entitled to vote by absentee ballot by submitting a Request for Absentee Ballot Form F-2 to the Election Board, Tribal Council Secretary, or Administrative Receptionist, at any time up to ten (10) working days before the Election.

C. Each Registered Voter shall request his or her own absentee ballot.

D. The Election Board shall use diligent efforts to mail out Absentee Ballots in a timely manner to each Registered Voter who has requested an Absentee Ballot. Since the Election Board cannot control the timing of a request for or receipt of Absentee Ballots, the Election Board shall not be held responsible for Absentee Ballots which are received beyond the deadline set for the receipt of Absentee Ballots.

E. The Roster of Absentee Voters Form F-6 shall be used to document the request(s) for Absentee voting.

G. The Election Board may issue another Absentee Ballot to a Registered Voter who has lost, spoiled or mutilated his or her Absentee Ballot.

Article XI - ELECTION PROCEDURES

Section 11.01 Hours of Voting

A. **The polling place shall be open from 8:00 A.M. to 8:00 P.M.** (Const Art VIII Sec 9)

B. Any voter in line at the polling place but unable to cast his or her ballot before 8:00 P.M. shall be allowed to finish voting.

Section 11.02 No Electioneering at the Polling Place

A. Electioneering is prohibited within the boundaries of the Administrative Property; i.e., Administrative Building, Senior Center, Head Start, Career Building and parking areas.

B. Tribal Police shall check for and remove any election material through-out the voting hours within the boundaries of the Administrative Property. *(add resolution)*

Section 11.03 Method of Voting

A. Each prospective voter, upon being identified as Registered Voter, shall sign his or her name to the Roster of Registered Voters and shall be handed an Official Ballot.

B. Each voter shall vote in privacy by placing a mark in ink opposite the name of the candidates for whom he or she is voting. The voter shall deposit his or her Official Ballot into the ballot box.

C. A voter may cast votes up to the number allowed. For example, if three (3) positions are available on the Tribal Council, the voter may vote for up to three candidates.

D. A voter may not cast more than one vote for a single candidate.

Section 11.04 Spoiled Ballots

If a voter spoils his or her Official Ballot, the Election Board may issue another Official Ballot to the voter. The Election Board shall secure all spoiled Ballots that are returned.

Section 11.05 Counting the Ballots (Const. Art. VIII, Sec. 10)

A. Immediately after the close of the polling place, the Election Board shall count the Official Ballots and Absentee Ballots.

B. The Election Board Inspector shall unlock the Ballot Box, remove the Official Ballots one at a time and read off the names of the candidates who received the votes.

Section 11.07 Recounts

The Election Board may, in is discretion, call for a recount of the ballots.

Article XII - TIE VOTES

Section 12.01 Tie Votes

A. An Eligible Candidate who has tied with another Eligible Candidate or candidates may decline the position, in which case the remaining candidate(s) shall be declared the winner.

B. **In case of a tie between one or more candidates, a run-off election shall be held within thirty (30) days until the tie is broken.** (Const Art VIII Sec 13) Registered Voters shall be permitted to vote in a run-off election.

Article XIII - DISPUTES

Section 13.01 Challenges to the Election

A. **Any member of the Tribe may challenge the election results by filing a suit in Tribal Court within ten (10) days after the Election Board certifies the election results.** (Const Art VIII Sec 15)

1. Any Registered Voter that voted in that election may file specific challenges in writing alleging election irregularities.

2. Prior to the challenge being filed in Tribal Court, Conflict Resolution Services shall be offered.

3. Challenges must be filed in writing with the Tribal Court, or if there is no Tribal Court, then the Election Board.

The Tribal Court will notify the Election Board of filed challenges, as well as results of that challenge.

B. **The Tribal Court shall hear and decide election cases within thirty (30) days after the Election Board certifies the election results, except where the party challenging the results requests additional time which may be granted at the discretion of the Tribal Court, provided, that only one thirty-day extension of time may be granted.** (Const Art VIII Sec 15)

C. In deciding any dispute, the Tribal Court (or the Election Board) shall gather such facts as are available and necessary for a fair resolution of the problem and shall provide each party to the dispute an opportunity to present their case.

D. The decision of the Tribal Court (or Election Board) may be appealed by filing in Appellate Court.

Article XV - RECALL ELECTIONS

Section 15.01 Recall Elections

Recall Petitions:

A. Any adult member may initiate recall proceedings against any Tribal Council member by filing with the Election Board a written statement giving specific reasons why the Council member should be recalled. (Const Art IV Sec 11a) The Election Board must maintain a ledger with a record of those individuals who request recall petitions; Log of Verified Procedures for Request for Recall Petitions Form H-3.

B. Election Board shall validate acceptable allegations for removal as found in the Constitution Article IV Section 10 and in the Election Ordinance Article IV Section 1C and Section E1-7.

C. If the Election Board cannot validate the allegations, the request shall be returned to the tribal member.

D. After receipt of the written statement, the Election Board shall issue official petition forms to the tribal member who initiated the recall. The Official Petition Form H-1 shall include at the top of each page the list of allegations for recall. The tribal member shall have thirty (30) days to collect signatures from thirty-three (33%) of the eligible voters of the Tribe. The Election Board shall inform the tribal member of the number of signatures required for a valid recall petition. (Const Art IV Sec 11b)

E. Once a tribal member has signed an official petition form his or her name shall not be removed from the form. (Const Art IV Sec 11c)

F. Individual petition forms shall be circulated for each Tribal Council member subject to recall. A maximum of three (3) Tribal Council members may be recalled at a time. (Const Art IV Sec 11d)

Upon Receipt of Recall Petition:

G. Upon receipt of a signed recall petition, the Election Board must date-stamp the returned petition. The Election Board shall verify the signatures on a recall petition in a timely manner (Const Art IV Sec 11e), in collaboration with the Enrollment Department *(by Resolution)*.

H. The Election Board must (1) ensure that each individual who signed the petition is a Registered Voter; and (2) ensure that the petition has the requisite number of signatures, with no duplicate signatures. The Election Board must maintain a written record or log of verification steps and procedures taken by the Election Board; Form H-3 Log of Verified Procedures for Request of Recall Petitions.

Election Board shall use Form H-1 contained in Appendix I of this Ordinance as the Official Recall Petition.

C. Each Registered Voter of the Tribe shall have the right to sign a Recall Petition without constraint or coercion of any kind.

D. Individual Official Recall Petitions shall be circulated for each Tribal Council member who is subject to recall.

E. Completed Official Recall Petitions shall be submitted to the Election Board.

F. The Election Board shall, in collaboration with the Enrollment Clerk, verify the signatures on an Official Recall Petition within ten (10) days of receipt of such petition.

Article XVI - VACANCIES

Section 16.01 Vacancies

A. **The Tribal Council shall call a special election to fill a vacancy on the Tribal Council unless six (6) months or less remain in the term of office for the vacant position, in which case the Tribal Council shall appoint a person to fill the position. All persons appointed or elected to fill a vacant position shall fill out the term of the person whom he or she is replacing.** (Const Art VIII Sec 16)

B. If the Tribal Council appoints a person to fill the vacant position, the appointee shall meet the Qualifications for Office as stated in Section 6.01 of this Ordinance.

C. The Oath of Office shall be administered at the first regular meeting after the election or appointment, or at a special meeting called for the purpose of swearing in the new council member(s). *(Rules of Governance, Article I Section 1B)*

Article XVII - REMOVAL OF ELECTION BOARD MEMBER FROM OFFICE

Section 17.01 Good Cause for Removal

A. The Tribal Council may remove an Election Board member for good cause as described by ordinance. (Const Art VIII Sec 3)

B. Violation of this Ordinance and/or removal per good cause as defined by this Ordinance may result in disciplinary action, removal or criminal conviction of the Election Board member(s) and/or Elected Tribal Officials.

C. The Election Board member(s) in question must be informed of the grounds for removal, and given an opportunity to respond to the charges.

D. Certified notification will be sent to the removed Election Board member(s) by Clerk #2.

ROUND VALLEY INDIAN TRIBES
A Sovereign Nation of Confederated Tribes

JUN 26 PM 5:5

ROUND VALLEY RESERVATION ESTABLISHED 1856

Request for Information

Name: Election Board

Address: RVIT' inner office mail

Telephone No.: 707. 983-6126

Please accept this as my written request for the following documents:

1. Current Approved Election Ordinance
2. 6/26/23 minutes
3. 6/22/23 minutes
4.
5.

FILE COPY

Signature

6.26.23
Date

Received By

Date

Approval for release of information

Date

n Ordinance

View

Extra large icons | Large icons | Medium icons
Small icons | List | Details
Tiles | Content

Layout

Sort by

Group by
Add columns
Size all columns to fit

Current view

Item check boxes
File name extensions
Hidden items

Show/hide

Hide selected items

Options

ISK (H:) › Deb › Election Ord 2026 › FORMS_Election Ordinance

A-1.CHECKLIST OF DUTIES
B-1.NOMINATION FORM
B-2.CONSENT FOR RELEASE OF INFORMATION
B-3.REINSTATEMENT OF RESIDENCY
B-4.INSTRUCTIONS FOR NOMINATION PACKET without BASIC SKILLS TEST
B-5.QUALIFICATIONS FOR OFFICE
B-6.DEADLINE FOR RETURN OF NOMINATION PACKET
B-7.ELIGIBLE CANDIDATE LETTER
B-8.INELIGIBLE CANDIDATE LETTER
C-1.FINAL LIST OF CANDIDATES
C-2.NOMINATION REQUESTS
D-1.NOTICE OF GENERAL ELECTION
D-2.NOTICE OF SPECIAL ELECTION
D-3.Notice of Special Election SAMPLE
D-4.POSTING LOCATIONS
E-1.OFFICIAL BALLOT
E-2.VOTER REGISTRATION FORM
E-3.INELIGIBLE TO REGISTER TO VOTE
F-1.ABSENTEE BALLOT
F-2.REQUEST FOR ABSENTEE BALLOT
F-3.INSTRUCTIONS FOR ABSENTEE PACKET
F-4.ROSTER OF ELIGIBLE VOTERS
F-5.ROSTER OF REGISTERED VOTERS
F-6.ROSTER OF ABSENTEE VOTERS
G-1.CERTIFIED ELECTION RESULTS
H-1.OFFICIAL RECALL PETITION
H-2.INSTRUCTIONS FOR FORM H-1
H-3.LOG OF VERIFIED PROCEDURES FOR REQUEST FOR RECALL PETITION
H-4.INSTRUCTIONS FOR FORM H-3
I-1.TRIBAL ELECTION AFFIDAVIT
J-1.ELECTION TALLY SHEET
J-2.SAMPLE TALLY SHEET
K-1.TIME SHEET
K-2.ELECTION BOARD MEMBER ROSTER
K-3.INSTRUCTIONS FOR ELECTION BOARD FORMS
z.APPENDIX I - LIST OF FORMS
z.APPENDIX II - MEMORANDUMS OF UNDERSTANDING.title.page
z.APPENDIX III - RESOLUTIONS

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INSTRUCTIONS FOR
NOMINATION PACKET

Packet contents:

1. Official Nomination Form B-1,
2. Consent for Release of Information: Background Check Form B-2
3. Instruction for Nomination Packet Form B-4
4. Copy of Qualifications for Office
5. Debt and Offenses Form B-9
6. Deadline date for the return of a complete Nomination Packet:

Dear Potential Candidate,

Above is a list of the contents in your Nomination Packet.

A completed Packet should include:

A) Letter of Intent – stating your intention to run for Tribal Council;

B) Your resume – it must demonstrate that you have sufficient competency for a position on the Tribal Council;

C) Form B-1, Official Nomination Form, with required number of signatures; and

D) Form B-2, Release for Background Check, with filing fee of $100.00; there is an associated cost for the Background Check and the cost will pass onto the potential candidate.

→ No Form B-9

Thank you for your patience. We hope to validate your nomination as soon as possible.

Election Board

EXHIBIT 2

ROUND VALLEY INDIAN HOUSING AUTHORITY
P.O. Box 682, Covelo, CA 95428
707-983-8192 FAX (707)983-8435

September 22, 2026

RE: signing off on entity debts verification for upcoming Round Valley Indian Tribes Election for Mr. Douglas Hutt

To Whom It May Concern:

This letter is regarding my signature signing off on the entity debts verification for the upcoming Round Valley Indian Tribes Election for Mr. Douglas Hutt.

Within the last year the Round Valley Indian Housing Authority has been in the process of changing its fiscal software from Quick Books to Sage Intacct which began around June 2025, and just recently we lost access to Quick books which carries all our fiscal history.

During the time when we lost access to quick books Mr. Hutt came to the Round Valley Indian Housing Authority have his bad debts verification form signed. Not knowing that there was a debt from 2018, I signed off. Then upon gaining access to Quick Books which took approximately two (2) weeks later, it was then noted that he carried a debt from 2018 (travel for BOC).

A week after the closing of the Round Valley Indian Tribes election packet, I was contacted by Erica Shepherd, Round Valley Indian Tribes, election committee member requesting information on debts and signing off on the debt's verification form. I complied with her and verified if any debts were owed from people on her list.

Sincerely,

Melody Johns

Melody Johns,
Accounting Clerk II
Round Valley Indian Housing Authority

ROUND VALLEY INDIAN TRIBES

A Sovereign Nation of Confederated Tribes

Round Valley Tribal Court

Administrative Office: Tribal Court, 77826 Covelo Road, Covelo, California 95428 Phone: 707-983-8227 | Fax: 707-983-6590

I declare that I am a resident of or employed in the County of MENDOCINO.

State of CALIFORNIA. I am over the age of 18 years. The name and address of my Residence or business is 78921 WESTERN WAY / COVELO, CALIF 95428

On 10/19/26 (Date), I served the RVIT INTERVENTION ON (Description of document(s)) ELECTION COMMITTEE (Description of document(s) continued) in Case No. RVIT-CV-2026-0038-JW (PERB Case No., if known)

on the parties listed below by (check the applicable method(s)):

☐ placing a true copy thereof enclosed in a sealed envelope for collection and delivery by the United States Postal Service or private delivery service following ordinary business practices with postage or other costs prepaid;

☒ personal delivery;

☐ electronic service - I served a copy of the above-listed document(s) by transmitting via electronic mail (e-mail) or via e-PERB to the electronic service address(es) listed below on the date indicated. (*May be used only if the party being served has filed and served a notice consenting to electronic service or has electronically filed a document with the Board. See PERB Regulation 32140(b).*)

(*Include here the name, address and/or e-mail address of the Respondent and/or any other parties served.*)

9:54 AM

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on 10/19/26 (Date).

at COVELO (City) CALIF (State).

WILLIAM HUTT (Type or print name)

William Hutt (Signature)

(02/2021)

Proof of Service

Outlook

Proof of service

From myth <its1mythh@gmail.com>
Date Tue 10/20/2026 9:40 AM
To Tribal Court Clerk <clerk@courts.rvit.org>

Caution: External (its1mythh@gmail.com)
First-Time Sender Details

Safe Spam Phish More... FAQ Protection by INKY

Hello this is William Adrian Hutt, my father has texted me and said I need to clarify information on the proof of service. The address I served is the RVIT tribal office, 77826 Covelo road. And the person whom I served is Jill Hoaglen.

The reason why I'm sending this email and cannot show up in person is because of today, 10/20/26-10/29/26, due to a work for Cal Poly college, I have to go in the field for these days and will not be in covelo.