

Recall Election Committee
RECALL ELECTION NOTIFICATION OF NOVEMBER 9TH, 2016

This letter is to certify that the threshold for recalling four members of the tribal council by separate and individual petitions has been met. This recall is for the 2015 election year, and has no bearing on the 2016 election, which is still in litigation.

The Election Count for 2015 was 450 votes. The threshold is one-third of the vote or 150 votes, per Article V, Sec. 2, b, of the Constitution. For the record: Election of 2016 – 423 voted.

The totals are as follows:

Joe Miller: 171

Douglas Huck: 170

JoAnn Schedler: 160

Jeremy Mohawk: 159

The Recall Process according to Article V, Sec. 2 of the Constitution;

The recall election process shall be conducted in accordance with the following procedures: 3 a) the petitioners shall form an election board consisting of five members to oversee and conduct the recall election process; b) upon receipt of a petition signed by at least one-third of the number of those voting in the last general election, it shall be the duty of the recall election board to certify the validity of the signatures on the recall petitions, and to call for an election to be held not more than thirty days from the submission of the recall petition; c) individual petitions shall be circulated for each Council member who is subject to recall.

The petitioners have:

1. Formed an election board
2. Verified and counted signatures
3. Set up a recall election (explained below)

The recall election is a Yes/No ballot to be held in accordance with Article V Sec. 2 that says *“The members of the Stockbridge Munsee Community shall have the power to remove Council members through a recall election.”*

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The petitions paraphrased read:

All Tribal Council members swear to defend the Constitution of the Stockbridge-Munsee Community. On September 20, 2016, by making the motion and supporting the *“Motion to accept the enrollment applications and approved for enrollment Wayne Murphy, Bernard “Raymond” Murphy, Jim Murphy, Mike Murphy, Irvin Murphy, jr. and Gary Murphy”* Seconded by Jeremy Mohawk. Roll Call: Scott no, JoAnn yes, Janet abstain, Jeremy yes and Joe yes,” Tribal Council Members Joe Miller, Jeremy Mohawk, JoAnn Schedler, and Douglas Huck acted with malice and total disregard for the “Oath of Office”. Their votes were in direct opposition to the Enrollment Committee’s recommendation not to enroll this Murphy Family for lack of ¼ Indian blood, as this tribe’s Constitution requires. Then on October 4th, 2016 the following motion was made and passed, *“Motion by Joe Miller to recognize Leila Bowman Murphy as full blood enrolled Stockbridge-Munsee. Seconded by Jeremy Mohawk, Roll Call: Doug yes, JoAnn yes, Janet abstain, Jeremy yes, and Joe yes.”* Both of these actions were against the recommendation of the enrollment committee and against the Stockbridge-Munsee Tribe’s Constitution; as enrolled members we sign to have those listed recalled from their seat as elected members of the Stockbridge-Munsee Community.

A sample ballot would likely contain the paraphrased recall petition as above, plus a simple Yes/No to recalling the tribal members, as illustrated below:

Recall Joe Miller	Yes	No
Recall Jeremy Mohawk	Yes	No
Recall Douglas Huck	Yes	No
Recall JoAnn Schedler	Yes	No

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If at the outcome “Yes,” votes exceed “No,” then they are subject to Article V, Sec. 3 which states that *“No Council member recalled or removed shall be eligible to run or hold office for four (4) years from the date of removal from office.”*

Date of Recall Election is Saturday, December 3, 2016.

Time is from 8 am to 8 pm.

Following the recall election and according to Article V, Section 4:

If a Council member should die, resign, or be removed from office, under either Section 1 or Section 2 of this Article, the Tribal Council shall declare the position vacant. The Tribal Council shall fill a vacancy by special election unless less than ninety (90) days remain in the term, in which case the Tribal Council shall leave the position vacant. The person who fills the vacant position shall only serve out the term of the person being replaced.

The remaining Tribal Council will set up a special election to fill the positions declared vacant. As enrolled members we petitioned to have those listed recalled from their seats as elected members of the Tribal council, per Article V, Sec. 2 of the Constitution.