

**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COURT**

3031 Domres Road · Manistee, MI 49660
(231) 398-3406

DIANE LONN,
Plaintiff,

v.

LRBOI TRIBAL COUNCIL,
Defendant.

Case No. 22-057-GC

Hon. Angela Sherigan

Diane Lonn
Plaintiff, In Pro Per
1207 Merkey W. Rd.
Manistee, MI 49660

Michael L. Roy (MA 547396)
Attorney for Defendant
1899 L Street NW, Suite 1200
Washington, DC 20036

ORDER AFTER HEARING ON REQUEST FOR STAY

A hearing on Plaintiff's Request for Stay was held in which all parties and their attorneys appeared. Plaintiff was permitted to make a written response to the Defendant's Answer to Request for Stay and Dismissal, as she did not have the pleading at the time of the hearing.

Plaintiff requested that the Court stay the enactment of Resolution #21-1215-300 "One-hundred Percent Enrollment Audit of Membership Files."

Defendant requested the matter be dismissed stating that there is no case or controversy and that there was no allegation of any violation of the Constitution.

In Plaintiff's response, she stated that the Resolution violates the Constitution in that it is an unlawful search and deprives persons of liberty or property without due process.

It is clear that the Plaintiff has spent a great deal of time in preparing her Request for Stay, citing the history of resolutions related to the Enrollment Department and the base rolls, and is concerned about causing strife within and among the members of the Tribe. However, the Court can only hear actual cases or controversies. Absent an allegation of a violation of the Constitution, meaning that the ordinance violated the Constitution, the Court cannot hear the case. Plaintiff's allegation of deprivation of liberty or property without due process is a general

statement rather than an allegation. There are no specific allegations that she, or anyone else, has been deprived of this right.

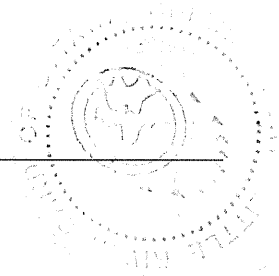
As no violation of law has been alleged, there is no case or controversy. Therefore, the Request fails as it is not likely to prevail on the merits.

THEREFORE, Plaintiff's Request for Stay is denied, and this matter is dismissed. This closes the case.

6/21/2022

Date

DocuSigned by:
Angela Sherigan
B3F0867F17BE48A
Hon. Angela Sherigan



CERTIFICATION OF SERVICE

I certify a copy of this document was served via USPS mail to the parties and/or their attorneys on this day.

6-21-22
Date

Spring Medacco
Court Clerk/Administrator