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**FORT PECK COURT OF APPEALS  
ASSINIBOINE AND SIOUX TRIBES  
FORT PECK INDIAN RESERVATION  
POPLAR, MONTANA**

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JOHN HANENKRAT, Individually and as  
Personal Representative of the Estate of  
BILLIE RAE HANENKRAT, NO. 128\_\_\_\_\_  
deceased, DONNA COOK, Individually and as  
Personal Representative of the Estate of Carl  
Andrew Hanenktrat deceased, and PATRICIA  
ANN COOK, by the through her next friends,  
and natural mother and father, DONNA COOK  
and JOHN HANENKRAT,  
Plaintiffs/Appellees

**APPEAL No. 128**

vs.

JOAN CLAMPITT, JACK PORTER, and  
MARGUERITE MILLER,  
Defendants/Appellants.

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**ORDER DENYING PETITION FOR REVIEW and STAY**

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This matter having come before the Appeals Court on a PETITION BY DEFENDANT MARGUERITE MILLER FOR REVIEW BY COURT OF APPEALS and STAY OP ORDER; and a response to said Petition having been filed herein by Plaintiffs;

The Court having considered said Petition for Review and Stay;

This Court finds that the orders appealed are not final orders or judgments and therefore finds that said matter is not properly before the Appeals Court.

IT IS ORDERED that the Petition for Review and Stay is hereby denied; it is further ordered that said matter be, and the same is hereby, remanded to Tribal Court for a final

determination on the merits.

DATED this 1st day of May, 1991.

**BY THE COURT OF APPEALS:**

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Gerard M. Schuster, Chief Justice

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Debra A. Johnson, Associate Justice

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Gary J. Melbourne, Associate Justice

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