

1 IN THE APPELLATE COURT OF THE CONFEDERATED SALISH AND KOOTENAI
2 TRIBES OF THE FLATHEAD RESERVATION, PABLO, MONTANA

3 JOE'S JIFFY STOP, INC., a)
4 Montana corporation,)
5 Plaintiff/Appellant,)
6 vs.)
7 BUSINESS DATA SYSTEMS WEST,)
8 INC., a Montana corporation,)
9 Defendant/ Respondent.)

CAUSE NO. 94-422-CV

**ORDER GRANTING
APPELLANT'S MOTION
FOR SUMMARY RULING**

10 Upon reviewing the Motion For Summary Ruling And Brief In Support submitted
11 by counsel for the appellant, and upon respondent's failure to appoint new counsel or
12 file a responsive brief within the time specified by the Court, and good cause appearing
13 therefor;

14 THIS APPELLATE COURT FINDS that plaintiff / appellant's complaint was
15 timely filed within the period required under the statute of limitations contained in the
16 Tribal Code.

17 NOW THEREFORE, IT IS HEREBY ORDERED that the Tribal Court's Decision
18 On Motion For Judgment On The Pleadings And Order dated May 19, 1995 is reversed
19 and this case is remanded to the Tribal Court for further proceedings.

20 DATED this 12th day of December, 1995.



Catherine A. Aragon
Catherine Aragon, Appellate Judge

John St. Clair
John St. Clair, Appellate Judge

Fred Houle, Jr.
Fred Houle, Jr., Appellate Judge

CERTIFICATE OF MAILING

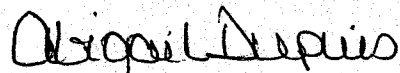
I, ABIGAIL DUPUIS, Appellate Court Administrator, do hereby certify that I mailed true and correct copies of the **ORDER GRANTING APPELLANT'S MOTION FOR SUMMARY RULING** to the following persons by depositing in the U.S. Mail, postage prepaid at Pablo, Montana this 14th day of December, 1995.

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