

To the courts of appeals. I
Oslando Rodriguez wish to
drop my appeal. Because I am
satisfied with probation -

3/03/03

OR

APPELLATE COURT
FILED DATE AND TIME

03 MAR -3 AM 11:51

FORGET NO. 09-03-003

CLERK WJ

IN THE APPELLATE COURT OF THE YAQUI NATION

YUVA YAQUI TRIBAL COURT
FILED DATE AND TIME

03 FEB 10 PM 1:17

DOCKET NO. CA-03-003

CLERK [Signature]

Appellant or Petitioner,

Orlando V. Rodriguez

Vs.

Eric D. Manufo

Appellee or Respondent.

No. CA-03-003

NOTICE OF APPEAL

1. If the appeal is from the entire judgment:

"Notice is hereby given that the above named Orlando V. Rodriguez appeals to the Appellate Court of the Yaqui Nation from the judgment entered in this action by Pascua Yaqui Courts on the 27th day of January 2003.
(Name of the court or agency)

2. If the appeal is from part of the judgment:

"Notice is hereby given that the above named _____ appeals to the Appellate Court of the Yaqui Nation from the following part of the judgment entered by the _____ on the _____ day of _____,
(Name of the court or agency)

20____. (Specify the part of the judgment appealed from here.)

[Signature]
Name of the Attorney or Party taking appeal
if not represented by Attorney

IN THE PASCUA YAQUI TRIBAL COURT
IN AND FOR THE PASCUA YAQUI INDIAN RESERVATION

PASCUA YAQUI TRIBE)
Plaintiff,)
VS.)
RODRIGUEZ, ORLANDO V.)
Defendant.)

CASE NO: CR-03-019

ORDER

The above-captioned matter came before this Court for Trial hearing on this 27th day of January 2003. Present for the Tribe was Allen Osburn. The Defendant appeared without legal counsel.

The Court finds that upon hearing sworn testimony from the Tribe's witnesses that the Tribe has proven beyond a reasonable doubt that the Defendant committed the offense of Count 1: Domestic Violence Aggravated Assault. The Court finds that the Defendant and the victim engaged in a fight and the Defendant intentionally caused a physical injury to his brother, Erik Marrufo by using the dangerous or deadly weapon of home made weights to hit his brother on the head. The Court finds that the victim sustained injuries in which Officer Heraclio Ramirez witnessed the victim almost passing out two times.

The Court, on its own motion, will set a sentencing hearing and will order that a pre-sentencing investigation be conducted. The Tribe recommended that the released conditions remain as ordered and the Defendant had no objections. The Court finds good cause to grant the Tribe's recommendation that the Defendant continue to be released on the posted \$300.00 bond and the Defendant is restrained from harming or harassing Eric Maruffo pending the further proceedings in this matter.

IT IS ORDERED THAT

- A.) The Defendant is found guilty of Count 1: Domestic Violence Aggravated Assault.
- B.) The Defendant shall return for Sentencing hearing on **MARCH 3, 2003 AT 9:30 A.M. THIS IS THE ONLY NOTICE OF HEARING YOU WILL RECEIVE.**
- C.) **The Defendant shall continue to be released on the \$300.00 bond and shall comply with the following release conditions: The Defendant shall not harm or harass Erik Marrufo. The Defendant shall not consume any alcoholic beverages and shall be subject to random breathalyzer tests by the Probation Officers or Law Enforcement.**
- D.) The Probation Department shall conduct a pre-sentencing investigation report and shall submit the report by **February 28, 2003.**

SO ORDERED ON THIS 27th DAY OF January, 2003.

Margaret A. Flores
Judge, Pascua Yaqui Tribal Court

cc: Defendant Tribe Defense Counsel Probation P.Y.L.E.S./Detention C.C.A. Other
Date: 1-29-03 Clerk: [Signature]