

IN THE SAC & FOX TRIBE OF THE MISSISSIPPI IN IOWA TRIBAL COURT
Meskwaki Settlement
307 Meskwaki Road
Tama, Iowa 52339-9629

IN THE MATTER OF
THE SCHEDULE OF FEES AS APPLIED TO MNCSS

AO-2017-002
ORDER

FILED
AUG 10 2017
MESKWAKI NATION TRIBAL COURT
SAC & FOX TRIBE
OF THE MISSISSIPPI IN IOWA

WHEREAS, Sac and Fox Tribe of the Mississippi in Iowa Code § 5-2207(e)-(f) gives the Court of Appeals the power to adopt, by rule, a schedule of reasonable filing fees and to apply said fees; and

WHEREAS, Title 6 of the Sac & Fox Tribe of the Mississippi in Iowa grants Meskwaki Nation Child Support Services (MNCSS) the power to seek, through written filing, various civil remedies as outlined in §§ 6-2601 – 6-2616; and

WHEREAS, the Court's current fee schedule does not contemplate the civil remedies available to MNCSS nor any MNCSS filing beyond the civil petitions described in Title 6, Article II, Chapters 2, 3, and 7 of the Tribal Code; and

WHEREAS, the Court has an obligation under § 5-2103 of the Tribal Code to promote fairness to all parties before it including Tribal agencies, and fairness by any definition would include a consistent application of filing fee requirements to all parties; and

WHEREAS, the Court has an interest in being able to defray its administrative costs incurred by processing civil filings; and

WHEREAS, the Court's current fee schedule shows a reasonable filing fee of \$50.00 to be required of any litigant seeking the civil remedy of a contempt proceeding, which is procedurally analogous to the civil remedies described in §§ 6-2601 – 6-2616;

THEREFORE, in the interest of judicial efficiency and pursuant to § 5-2207(e)-(f) of the Sac & Fox Tribe of the Mississippi in Iowa Code, the Court hereby adopts the following additions to its fee schedule so that the range of civil filings authorized by Title 6 of the Tribal Code is reflected therein.

FEES FOR TITLE 6 CIVIL FILINGS

1.) MNCSS Civil Petition - \$50.00

(e.g. Petitions to Establish, Modify, Register, Recognize, Enforce, and all other civil petitions authorized by Title 6, Article II)

2.) MNCSS Civil Remedy - \$50.00

(e.g. Applications for Order, Motions for Contempt, and all other civil remedies authorized by Title 6, Article II)

The above fees shall be added to the existing filing fee schedule as soon as is administratively practicable and Court staff shall be authorized to charge and document the above fees consistent with existing payment policies and procedures.

So ORDERED this 10th day of August, 2017.

FOR THE COURT:



Henry M. Buffalo, Jr., Chief Justice, Court of Appeals
Sac & Fox Tribe of the Mississippi in Iowa