

**BEFORE THE ETHIC AND RULES COMMITTEE
OF THE NAVAJO NATION COUNCIL**

The Navajo Nation Ethic and Rules Office)
Ex. rel., Loberta Redhouse,)
Complainant)
vs.)
Charles Joe, [REDACTED])
[REDACTED])
Respondent.)

No.: C-2008-02

**ORDER ACCEPTING
STIPULATION**

The parties in the above-entitled cause of action appeared before the Ethics and Rules Committee of the Navajo Nation on May 06, 2008. A Stipulated agreement dated on April 18, 2008 was presented to the Ethics and Rules Committee for approval. (See Exhibit A".)

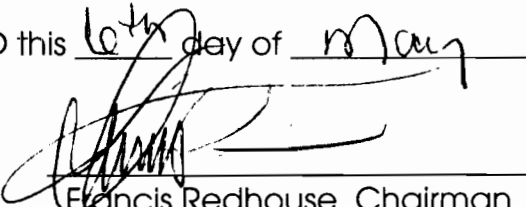
Upon consideration of the agreement, the Committee hereby accepts the settlement and stipulation as proposed.

IT IS HEREBY ORDERED the Stipulated Agreement is accepted and shall be incorporated herein.

IT IS FURTHER ORDERED that Respondent shall pay restitution to the Red Lake Chapter in the amount of \$2,399.78 and will utilize his Annual Leave payout accrued during his employment as a Community Service Coordinator with the Red Lake Chapter in the amount of \$3,069.44 toward his balance of \$2,399.78.

IT IS FURTHER ORDERED that the Navajo Nation Payroll Section immediately deduct and issue a check payable to: Red Lake Chapter in the amount of \$2,399.78 from his Annual Leave payout in the amount of \$3,069.44, and that the remaining balance of \$669.66 after deduction shall be paid to Respondent Charles Joe.

SO ORDERED this 6th day of May, 2008.


Francis Redhouse, Chairman
Ethics and Rules Committee

**BEFORE THE ETHICS AND RULES COMMITTEE
OF THE NAVAJO NATION COUNCIL**

The Navajo Nation Ethics and Rules Office)
Ex.rel., Loberta Redhouse)

Complainant)

vs.)

Charles Joe, [REDACTED])
[REDACTED])

Respondent)

No. C-2008-02

STIPULATION

) Violation of the Navajo Nation
) Ethics in Government Law
) *2 N.N.C. §3752 (C)*
) *Unauthorized Compensation*
) *or Benefit for Official Acts*
) *2 N.N.C. §3753*
) *Unauthorized Personal Use*
) *Of Property or Funds of the*
) *Navajo Nation*

The undersigned parties in the above-entitled cause of action Stipulate and agree on the following:

1. The Respondent, Charles Joe is the former Community Service Coordinator for the Red Lake Chapter of the Navajo Nation and is subject to the provisions of the *Navajo Nation Ethics in Government Law*;
2. Based upon investigation by the Ethics and Rules Office, an ethics complaint has been filed with the Ethics and Rules Committee, alleging violations of the *Navajo Nation Ethics in Government Law* by Respondent, Charles Joe. The Respondent is charged with *2 N.N.C. § 3752 (C), Unauthorized Compensation or Benefit for Official Acts and § 3753, Unauthorized Personal Use of Property or Funds of the Navajo Nation.*
3. The Respondent has read the proposed Ethics complaint concerning the facts alleged in the Complaint to be filed with the Ethics and Rules Committee of the Navajo Nation Council, and for the purposes of these proceedings hereby knowingly and voluntarily admits each and every facts contained in the Complaint;
4. For the purpose of resolving this Complaint, Respondent further agrees not to contest the facts established in the course of the Ethics and Rules investigation and as alleged in the Ethics Complaint and admitted to by Respondent.
5. Having read the allegations and complaint, and being fully advised as to the legal consequences, Respondent knowingly and voluntarily waives his right to a hearing before the Ethics and Rules Committee, or any other forum or court to contest the allegations contained in the Ethics Complaint;

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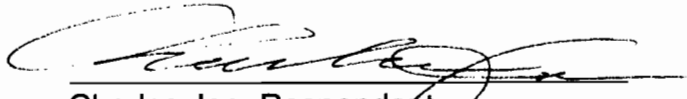
6. For the purpose of resolving this Ethics Complaint, Respondent hereby waives his right to contest or to appeal a finding by the Committee that he violated the *Ethics in Government Law* as alleged in the Complaint;
7. The Respondent admits and stipulates that the Committee has jurisdiction and is legally authorized to proceed with sanctions against Respondent for violations of the *Ethics in Government Law*;
8. For the purpose of resolving this Ethics complaint, Respondent agrees that he will pay restitution in the total amount of \$2,399.78. Respondent also agrees to utilize his Annual Leave payout in the amount of \$3,069.44 toward his balance of \$2,399.78.
9. Specifically, the Respondent waives the following rights and procedures:
 - a) The right to respond in writing or otherwise to the complaint;
 - b) The right to receive any additional formal notice of the complaint;
 - c) The right for the Ethics and Rules Office to conduct any additional investigation before proceeding to hearing and sanctions;
 - d) The right to appear before the Committee for a formal presentation of the allegations and any other rights Respondent may have in relation to questioning the authority or jurisdiction of the Committee to proceed formally on the basis of the Complaint and this Stipulation;
 - e) The right to have a hearing scheduled and to be given at least 20 calendar days to prepare for a hearing on the merits of the Complaint;
 - f) The right to any oral or written advice as to the hearing process; to call witnesses, or to present evidence or use exhibits in presenting any defense to the allegations of the Complaint
 - g) The right to have a full adversarial hearing and to take advantage of any and all safeguards which may be afforded to him by the hearing process;
 - h) The right to present any additional preliminary matters prior to the exercise of discretion by the Committee in accepting this Stipulation and rendering its final sanctions pursuant to the terms of this Stipulation or Stipulated Order;
 - i) The Respondent knowingly and voluntarily waives his right to legal counsel in this administrative hearing and proceedings;

- j) The right to appeal any decision or sanctions imposed by Committee;
10. The foregoing Stipulation and admissions by the Respondent are all conditioned on their acceptance by the Ethics and Rules Committee of the Navajo Nation Council, and their incorporation in a Final Order or Resolution of the Committee as a final resolution of the Complaint;
11. In the event the Committee does not accept all of the terms and conditions of this Stipulation and Agreement by the parties, it shall be withdrawn without prejudice to either party to this Stipulation and Agreement, and the Committee may then proceed to schedule a hearing on the merits of the Complaint, or any Amended Complaint which may be filed by the Ethics and Rules Office;
12. The Respondent, Charles Joe, fully understands the contents of the Stipulation herein;
13. This **Stipulation** is respectfully submitted by the parties:

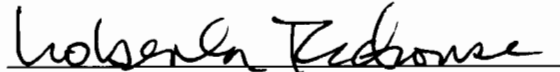
5/6/08
Date

5-16-08
Date

5-16-08
Date


Charles Joe, Respondent


Lawrence John, Executive Director
Ethics and Rules Office


Loberta Redhouse, Complainant
Red Lake Chapter