



**SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY
COURT OF APPEALS**

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FILED
SALT RIVER PIMA-MARICOPA
INDIAN COMMUNITY COURT

2020 FEB -4 AM 8:49

DANA SCIOLI,

Appellant,

vs.

TERESA MARIE CRUZ,

Appellee.

Case No.: APC-20-0003

ORDER DISMISSING APPEAL

Before Judith Dworkin, Siera Russell and Mary Guss, Justices.

The Notice of Appeal in this case was filed on the 27th day of November, 2019; the court's certification of receipt of the record was entered on December 13, 2019 and the trial record was received by Appellant Dana Scioli on December 19th.

Pursuant to Article 5 Rule 12 of the Salt River Pima-Maricopa Indian Community Court Rules, the time for filing Appellant's brief began to run upon certification of receipt of the record. Rule 12 allows an Appellant 21 calendar days from the date of transmission of the record to file its brief. Twenty-one calendar days from December 19, 2019 was January 9th. The time within

which Mr. Scioli is permitted to file his Appellant's brief has now passed with neither the brief nor a request for additional time having been filed.

CONCLUSION

Rule 11(b) of the SRPMIC Court Rules provides that, "A failure of the appellant to file a brief will result in dismissal of the appeal." Therefore, based on the failure of Mr. Scioli to file a brief in this case;

IT IS THE ORDER OF THIS COURT that the appeal is **DISMISSED**.

SO ORDERED this 4th day of February, 2020.

Electronically approved 02/04/2020

_____/s/_____

Judith Dworkin, Justice

Electronically approved 02/04/2020

_____/s/_____

Mary Guss, Justice

S E A L

Electronically approved 02/04/2020

_____/s/_____

Siera Russell, Justice