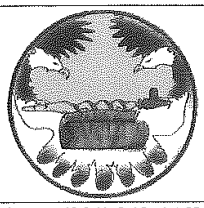
LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS **Tribal Court**	

Court Mailing Address: 7500 Odawa Circle, Harbor Springs, MI 49740 Phone: (231) 242-1462

Case No: C-156-0313

Petitioner:	v.	Respondent:
Deanna Margaret Kelly 1585 Bear Creek Lane, Apt. A, Petoskey, Michigan 49770		Jamie K. Kelly 610 E. Lake St. Harbor Springs, Michigan

ORDER OF SIMPLE DISSOLUTION OF MARRIAGE

On November 7, 2013, a hearing was held regarding a petition for the dissolution of marriage, the Hon. Allie Greenleaf Maldonado presiding. At this hearing, Petitioner was present and the Respondent participated by telephone.

At the hearing, Petitioner and Respondent informed the Court that there were no disagreements between the two parties and that the parties would prefer an adjudication of the matter in the instant. The Court agreed and took the testimony which is the basis of this opinion.

JURISDICTION

The Court finds that it has jurisdiction over this divorce proceeding for the Dissolution of Marriage between the Parties. The Dissolution of Marriage Statute requires that at least one party to the proceeding is a Tribal citizen and has been a bona fide resident of the Tribal jurisdiction for a period of at least 180 days prior to the filing of the action. Section III, Waganakising Odawak Statute 2008-007, Dissolution of Marriage. Petitioner is a Tribal Citizen and has been a resident of 1585 Bear Creek Lane, Apt. A, Petoskey, Michigan which is within the Tribal jurisdiction for a period of at least 180 days prior to this action. Therefore, this Court has jurisdiction to dissolve the Petitioner's marriage.

FINDINGS OF FACT

1. Petitioner is a LTBB Tribal Citizen, Enrollment Number 0570;

2. The Parties were married on July 31, 1999, in Petoskey, Michigan;

3. The Parties have three minor children in the custody of the Petitioner (custody of the children and child support are under the jurisdiction of Charlevoix County);

4. The Parties have lived apart since July of 2007;

5. The Parties agree that their marriage has broken down irretrievably and that there remains no reasonable likelihood that the marriage can be preserved.

CONCLUSIONS OF LAW

The Court finds that the marriage between Petitioner and Respondent has broken down irretrievably and that there remains no reasonable likelihood that the marriage can be preserved. The Court decrees that the dissolution of their marriage is granted without fault pursuant to WOS 13.205.

WHEREFORE, IT IS SO ORDERED:

1. A decree of divorce between Petitioner and Respondent is hereby **GRANTED**. The marriage is dissolved and the Parties are divorced.

2. Each Party is awarded the items of personal property in his or her possession, free and clear of any claim by the other party.

3. All matter of custody and support are under the jurisdiction of Charlevoix County Court;

This judgment of divorce is final on the date this written judgment is filed with and entered by the Court.

11/7/13
Date

Allie Greenleaf Maldonado,
Chief Judge
LTBB Tribal Court

CERTIFICATE OF MAILING

I certify that on this date copies of this *Order*, along with the documents referenced herein, were served on the parties by first-class mail to the address shown above.

11/8/13
Date

Tribal Court Officer