

PROCESS SERVER

1 **IN THE NORTHERN CHEYENNE TRIAL COURT**
2 **OF AND FOR THE NORTHERN CHEYENNE TRIBE**
3 **LAME DEER, MONTANA 59043**

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5
6 IN RE THE MATTER OF:)

7
8 Melissa Fisher (Ashland), Eva Foote (Ashland))
9 Gwen Spotted Horse (Birney), Stefan Rainingbird)
10 (Busby), Melissa Lonebear (Lame Deer), Nizhoni)
11 Friez (Lame Deer), Donovan Limberhand (Lame Deer),)
12 Howard Ontiveros (Muddy), Edina Red Star, Secretary,)
13 Kristi Killsnight, Treasurer & Ryhal Rowland, Employee)
14 *IN THEIR OFFICIAL CAPACITIES AS LAWFULLY*)
15 *ELECTED COUNCIL MEMBERS, APPOINTEES, AND*)
16 *EMPLOYEE*)
17 *PETITIONERS*)

18 -v-)

19
20 Larry Medicine Bull, Wesley Spotted Elk, & Roger)
21 Killsnight)
22 *IN THEIR CAPACITIES AS PURPORTED CHIEFS*)

23
24 *AND*)
25)

26 Jason Standing Elk (Ashland), Waylon Rogers (Ashland))
27 Llevando "Cowboy" Fisher (Birney), Rueben Roundstone)
28 (Busby), Corey Spotted Elk (Lame Deer), Robert Simpson)
29 (Lame Deer), Lynwood Ewing (Muddy), Sharlene Evans)
30 Secretary, Terrance Limpy, Treasurer, Donovan Taylor)
31 (Busby),)
32 *IN THEIR CAPACITIES AS PURPORTED COUNCIL*)
33 *MEMBERS, APPOINTEES*)
34 *RESPONDENTS*)

CAUSE No. C2026-079.A

ORDER GRANTING A
TEMPORARY
RESTRAINING ORDER
& SCHEDULING A
HEARING ON
PRELIMINARY
INJUNCTION

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37 JUDGE C. ELKSHOULDER, JR

38 This matter comes before the Court on the 15th day of April, 2026, filed by the Petitioners
39 by and through their counsel of Record, as a Verified Complaint, Petition for Declaratory
40 Relief, Injunctive Relief and Writ of Quo Warranto, filed with a motion for Temporary
41 Restraining Order, Expedited Hearing, and Preliminary Injunctive Relief. Upon a review
42 of the Court, this matter has met the criteria in accordance with Northern Cheyenne Law
 to be filed with this Northern Cheyenne Court. Respondent's have been provided

43 service, according to the documents presented with this filing. Therefore, this matter,
44 upon review of this Court, is approved to be scheduled for a Hearing. Upon being fully
45 advised, this Court hereby makes;

46 FINDINGS OF FACT

- 47 1. The Petitioners have presented sufficient evidence demonstrating a likelihood of success
48 on the merits of their claims. The Court finds that the September 10, 2025, *Declaration of*
49 *the Chiefs of the Northern Cheyenne Tribe*, cited by the Respondents, does not appear to
50 have authority under the Amended Constitution, the Law-and-Order Code, or any duly
51 enacted Tribal Council Ordinance of the Northern Cheyenne Tribe.
- 52 2. The Court further finds that the removal of certain elected Tribal Council members was
53 not affected through an authorized tribunal or by adherence to established procedures for
54 such actions. The Respondents identified as Tribal Council members have not
55 demonstrated lawful authority to exercise the powers of that office.
- 56 3. The Court finds that the Petitioners would suffer immediate and irreparable harm if
57 temporary relief is not granted. Such harm includes the continued exclusion of elected
58 Tribal officials from their offices, the potential exercise of governmental authority by
59 persons whose authority is disputed, and resulting disruption to the consistent operation
60 of Tribal governance.
- 61 4. The balance of equities favors preserving the continuity of recognized governance
62 pending final resolution of the parties' claims.
- 63 5. The public interest is best served by maintaining established procedures for Tribal
64 governance and preventing actions undertaken without clear legal authority.
- 65 6. The Court concludes that immediate relief is necessary to preserve the status quo and
66 prevent further harm pending a hearing on the request for preliminary injunctive relief.

67 CONCLUSIONS OF LAW

- 68 7. The Amended Constitution and Bylaws of the Northern Cheyenne Tribe prescribe
69 procedures for the lawful removal of Tribal officials, including the President, Vice
70 President, and members of the Tribal Council. Any removal of such officials must
71 conform strictly to those procedures and be affected through an authorized tribunal.
72

- 73 8. Pursuant to Tribal Council Ordinance No. DOI-008 (2025), *An Ordinance of the*
74 *Northern Cheyenne Tribal Council Promulgating and Seating the Duly Elected Officers*
75 *of the Northern Cheyenne Tribe for the 2024–2028 Term of Office*, the duly recognized
76 officers of the Northern Cheyenne Tribal Government are those elected and seated in
77 accordance with the Amended Constitution and Bylaws.
- 78 9. The Court shall, within fifteen (15) days, issue an order scheduling a hearing on the
79 Petitioners' request for preliminary injunctive relief.
- 80 10. The Northern Cheyenne Tribal Court is vested with jurisdiction and authority pursuant to
81 Title 2, Chapter 2, §2.2.1 of the Revised Law and Order Code and Article XI, Section
82 1(c) of the Amended Constitution and Bylaws of the Northern Cheyenne Tribe.

83 ORDER

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- 85 1. The Respondents—Jason Standing Elk, Waylon Rogers, Llevando “Cowboy” Fisher,
86 Reuben Roundstone, Corey Spotted Elk, Josie “Wade” Red Hat, Robert Simpson,
87 Lynwood Ewing, Sharlene Evans (Secretary), Terrance Limpy (Treasurer) and Donovan
88 Taylor—are hereby temporarily enjoined from acting or purporting to act as members of
89 the Northern Cheyenne Tribal Council, and appointees; from exercising, or attempting to
90 exercise, any authority, power, or duty associated with that office; and from representing
91 themselves as lawful holders of Tribal Council positions.
- 92 2. Larry Medicine Bull, Wesley Spotted Elk, and Roger Killsnight (Chiefs) are hereby
93 temporarily enjoined from enforcing, implementing, or relying upon the September 10,
94 2025, *Declaration of the Chiefs of the Northern Cheyenne Tribe*, and from taking any
95 action to remove, exclude, or interfere with Petitioners in the performance of their official
96 duties.
- 97 3. All Respondents, and any persons acting in concert or participation with them, are hereby
98 temporarily enjoined from:
- 99 o Excluding Petitioners from Tribal governmental offices, facilities, or property;
100 o Denying Petitioners access to Tribal records, funds, or meetings;
101 o Directing Tribal employees, security personnel, vendors, or third parties to
102 impede Petitioners' access to Tribal property, records, or operations; and

103 ○ Engaging in any acts of discipline, removal, retaliation, or exclusion based upon
104 the challenged declaration.

105 4. All Respondents, and those acting in concert with them, are further enjoined from
106 authorizing expenditures, entering contracts, passing resolutions, directing Tribal
107 operations, or otherwise exercising or attempting to exercise governmental authority
108 pending further order of this Court.

109 5. All Respondents shall preserve all documents, records, communications, contracts,
110 financial approvals, directives, and related materials created or received after September
111 10, 2025, that pertain to the challenged declaration or any actions taken pursuant thereto.

112 6. Respondents shall not destroy, alter, conceal, or transfer any materials described above
113 pending further order of this Court.

114 7. This Temporary Restraining Order shall remain in effect until further order of the Court,
115 including the Court's ruling on Petitioners' request for preliminary injunctive relief.

116 8. A hearing on the Petitioners' request for a Preliminary Injunction is scheduled for April
117 29, 2026, at 2:30 p.m. in the Northern Cheyenne Tribal Court. Respondents shall appear
118 and show cause why a preliminary injunction should not issue.

119 9. Petitioners are authorized to Serve a Copy of this Order upon the Respondents who shall
120 vacate the offices of the Tribal Council, Secretary and Treasurer no later than 4:00 p.m.
121 on April 16, 2026. Petitioners are hereby temporarily reinstated to their positions pending
122 further ruling of this Court, The Court process server shall serve upon Respondents,
123 Larry Medicine Bull, Wesley Spotted Elk and Roger Killsnight a certified copy of this
124 Temporary Order.

125 10. Petitioners shall not be required to furnish security or a bond, as this matter pertains to
126 Tribal governance and the protection of public rights.

127 11. This Order shall serve as notice to all parties of the scheduled preliminary injunction
128 hearing. Failure to appear may result in entry of judgment against the non-appearing
129 party. Pursuant to the Northern Cheyenne Civil Procedures, responses shall be filed
130 within twenty (20) days of service, but in no event later than 4:00 p.m. on April 28, 2026.

131 ○ Additionally, the Hearing for the Petition for a Writ of Quo Warranto shall occur
132 no later than Thursday, May 14, 2026 at 2:00 p.m.

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- o Responses for the Petition for Writ of Quo Warranto are due to this Court by 4:00 p.m. on Tuesday, May 5, 2026.
- o Discovery shall issue by each party to this Court no later than the 4th day of May, 2026 by 4:00 p.m.

ORDERED ON THIS 15TH DAY OF APRIL, 2026

NORTHERN CHEYENNE COURT
CERTIFIED COPY

CLERK OF COURT:

BY:

[Signature]

DATED:

4/16/26



[Signature]
TRIAL JUDGE