

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS CIVIL DIVISION OF
TRIBAL COURT



Linda Kaye Rowland,

Petitioner

v

Case No. C-075-0809

Jeffrey Clark Wisniewski,

Respondent

DECREE OF DISSOLUTION OF MARRIAGE

Findings:

1. Petitioner filed a Petition for Simple Dissolution of Marriage on August 23, 2009. The Petitioner and Respondent both signed the Petition for Simple Dissolution of Marriage.
2. Waganakising Odawak Statute # 2008-007 Dissolution of Marriage Section III. Jurisdiction states, *"the Court shall have jurisdiction over divorce proceedings for the dissolution of marriage, including issues of child custody, child support, division of property, or alimony where at least one (1) party to the proceedings is a Tribal Citizen of the Little Traverse Bay Bands of Odawa Indians 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."*
3. Jurisdiction is defined in WOS# 2008-007, Section II. Definitions, 2. *"Territorial Jurisdiction of the Little Traverse Bay Bands of Odawa Indians" means "areas referenced in the Public Law 103-324, 25 USC Section 1300k-2(b)(2)(A) as the boundaries of the reservations for the Little Traverse Bay Bands as set out in Article I, paragraphs 'third and fourth' of the Treaty of 1855, 11 Stat. 621." Little Traverse Bay Bands Constitution, Article V (A)(1)(a). See WOS#2008-007.*
4. Petitioner resides at 369 Sunset Rd. Petoskey, Michigan which is located within the jurisdictional boundaries as described in WOS #2008-007 and has resided in the Tribal Jurisdiction at least 180 days prior to the filing of this petition.
5. The parties were married on May 12, 1984 in the city of Lansing, Michigan in Ingham County.
6. The parties stopped living together as husband and wife on or about September 1990.

7. There has been a break down of the marital relationship and there remains no reasonable likelihood that the marriage can be preserved.
8. The parties have mutually and voluntarily lived separate and apart for a period of at least one (1) year prior to filing of the petition of divorce.
9. There are no minor children from this marriage.
10. Neither party is requesting alimony.
11. If the parties stipulate and the Tribal Court is convinced that the stipulation is fair and equitable, the Court may enter a decree without a hearing.

IT IS SO ORDERED:

DIVORCE: The parties, Linda Kay Rowland and Jeffrey Clark Wisniewski , are hereby divorced.

NAME CHANGE: The wife's last name is changed to ROWLAND.

PERSONAL PROPERTY DIVISION: Plaintiff and Defendant will retain the personal property in their possession.

REAL PROPERTY: Plaintiff and Defendant do not have real property to divide.

DEBT: Plaintiff and Defendant do not have any debt to divide. Each party is responsible for their own debt.

PENSION RIGHTS: All rights of either party in any pension, annuity, or retirement plan benefit of the other whether vested or unvested, accumulated or contingent, are hereby extinguished.

BENEFICIARY RIGHTS: The rights each party has to the proceeds of policies or contracts of life insurance endowments, or annuities upon the life of the other as a named beneficiary or by assignment during or in anticipation of marriage are hereby extinguished.

09/02/09
Date

JoAnie Gasco, LTBB Chief Judge