

BEFORE THE INDIAN CLAIMS COMMISSION

THE PEORIA TRIBE OF INDIANS OF)	
OKLAHOMA AND MABEL STANTON PARKER)	
on behalf of the Piankeshaw Nation)	
and)	
THE ABSENTEE DELAWARE TRIBE OF)	
OKLAHOMA AND THE DELAWARE NATION,)	
ET AL.,)	
)	
Plaintiffs,)	Docket No. 289
)	
v.)	
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER ALLOWING ATTORNEYS' EXPENSES

HAVING CONSIDERED the application of the law firm of Pritzker, Pritzker and Clinton for reimbursement of attorneys' expenses together with the affidavit of attorney Louis L. Rochmes and the schedule of vouchers in support of the application filed on July 15, 1971, the Commission finds as follows:

1. On February 24, 1971, the Commission entered a final award herein which provided, inter alia, that the Absentee Delaware Tribe of Oklahoma and the Delaware Nation, etc., plaintiffs, recover of and from the United States, defendant, the sum of \$1,497,246.11. (24 Ind. Cl. Comm. 468.) Funds to satisfy this final award have not yet been appropriated by Congress.

2. The Delaware Tribe of Indians entered into Contract No. 14-20-0650-1216, dated March 13, 1962, with the law firm of Pritzker, Pritzker and Clinton. This contract was approved by the Bureau of Indian Affairs for a period of 10 years on February 15, 1963. The Delaware Tribe of Oklahoma, also known as the Absentee Delaware Tribe of Oklahoma entered into Contract No. I-1-ind-42264 on November 30, 1949. This contract was approved by the Bureau of Indian Affairs for a period of 10 years on March 17, 1950. A 5 year extension of this contract beginning March 17, 1960, was approved on September 27, 1960. Contract No. I-1-ind-42264 was superseded by Contract No. 14-20-0200-2047 dated October 14, 1965, which was approved for 5 years on January 10, 1966. A 5 year extension of Contract No. 14-20-0200-2047 was approved on April 29, 1970. The association between attorney Louis L. Rochmes and the law firm of Pritzker, Pritzker and Clinton was approved by the Bureau of Indian Affairs on September 26, 1963.

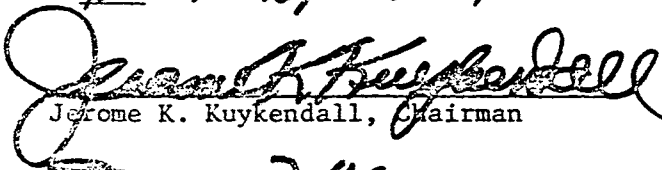
3. Each of the contracts between the law firm of Pritzker, Pritzker and Clinton and the Indian tribes provide that reasonable expenses incurred by the attorneys, as determined by the Indian Claims Commission, will be reimbursed.

4. The Indian Claims Commission mailed notice of the filing of the application for reimbursement of attorneys' expenses on July 16, 1971, to Arthur L. Thomas, President, the Absentee Delaware Tribe of Oklahoma; Bruce M. Townsend, Chairman, the Delaware Nation; the Department of Justice and the Bureau of Indian Affairs requesting any comments respecting the application. The Absentee Delaware Tribe of Oklahoma and the Delaware Nation did not file any objections. The Department of Justice in a letter dated August 30, 1971, indicated that it takes no position respecting the amount of expenses which should be allowed. The Bureau of Indian Affairs stated in a memorandum to the Solicitor of the Department of the Interior, dated August 10, 1971, and enclosed with the letter from the Department of Justice, that the expense claimed appeared to be reasonable and that the Bureau of Indian Affairs has no objection to the allowance of the expenses claimed in the application.

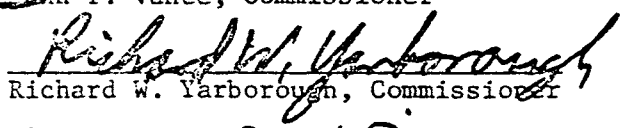
5. The application for reimbursement of attorneys' expenses requests reimbursement in the amount of \$4,421.01 representing the expenses incurred in behalf of the Absentee Delaware Tribe of Oklahoma and the Delaware Nation. The Commission, pursuant to §15 of the Indian Claims Commission Act (60 Stat. 1053), finds that the claimed expenses have been adequately substantiated and that these expenses are reasonable.

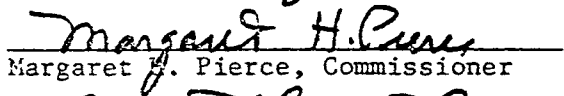
IT IS THEREFORE ORDERED that out of the funds to be appropriated to pay the aforementioned award in favor of the Absentee Delaware Tribe of Oklahoma and the Delaware Nation, there shall be disbursed to the law firm of Pritzker, Pritzker and Clinton the sum of \$4,421.01 as payment in full of the claim for reimbursement of attorneys' expenses in behalf of the said Indian tribes.

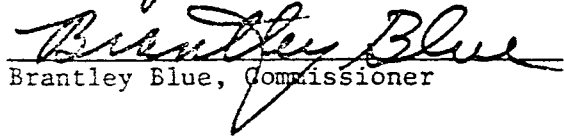
Dated at Washington, D. C., this 15th day of September, 1971.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner