

**FORT PECK COURT OF APPEALS
ASSINIBOINE & SIOUX TRIBES
POPLAR, MONTANA**

RICHLAND FEDERAL CREDIT UNION,)

Plaintiff/Appellee,)

-vs-)

CLYDE PERRY)

Defendant, Appellant)

Cause No. 501

**ORDER DENYING
REVIEW**

Appearances:

David J. Red Fox, Lay Advocate, P.O. Box 1522, Poplar, Montana 59255, for Appellant Clyde Perry.

Appellant Clyde Perry filed a petition for Review on April 3, 2008 of a Tribal Trial Court Order of March 24, 2008. The Tribal Trial Court had entered judgment against Mr. Perry and in favor of Richland Federal Credit in connection with three promissory notes for his agricultural business.

Appellant's Petition for Review challenges only the amount of the judgment against him, not the judgment itself. In his Petition for Review, Appellant states that the figures in the judgment are not all correct due to the unavailability of some financial information at the time of the hearing.

While Appellant may be correct about this, in its review of Tribal Court decisions, the Court of Appeals may not engage in independent fact-finding. This is the function of the Tribal Trial Court. Appellant's relief must be sought in the Tribal Trial Court.

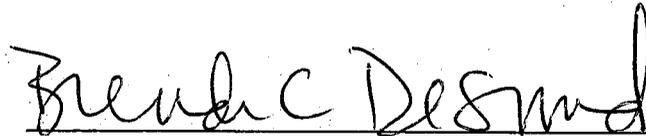
IT IS NOW, THEREFORE, THE ORDER OF THIS COURT THAT:

The Petition for Review on appeal is denied. The matter is remanded to the Tribal Court for further proceedings in accordance with this decision.

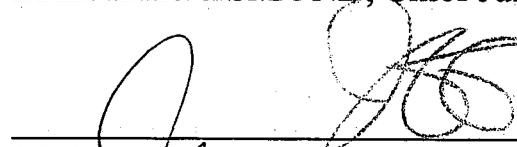
DATED this 6th day of ~~July~~^{Aug}, 2008.

FORT PECK COURT OF APPEALS

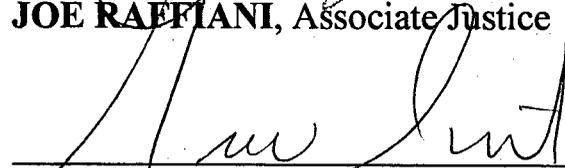
By:



BRENDA DESMOND, Chief Justice



JOE RAFFIANI, Associate Justice



GERARD M. SCHUSTER, Associate Justice