

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

IN THE MATTER OF)	
)	
I.K.O,)	Cause No. <u>496</u>
)	
MINOR INDIAN CHILD OF)	ORDER DENYING PETITION
DARLENE OWENS, MOTHER)	FOR REVIEW
QUENTIN THOMAS, FATHER)	
)	

This matter comes before the Court of Appeals on a request by the mother of the minor child, Isaiah K. Owens, to reconsider the final custody order of the Fort Peck Court filed on January 7, 2008.

A "Motion to Reconsider" was filed on January 29, 2008 and denied by the Court. This appeal follows, which we will consider a Petition for Review filed, pursuant to II CCOJ, Section 207.

Upon review of the Court file, the orders and pleadings, this Court makes the following findings and order:

1. The Petition for Review asks this court to grant Appellant, Darlene Owens, custody of the child. This Court does not function as a court to substitute its judgment for that of the Fort Peck Tribal Court in matters of custody of minor children.
2. This Court finds that the judgment and order entered in the matter are supported by substantial evidence, and there is no basis to set aside such judgment and order.

3. The Fort Peck Court of Appeals shall not set aside any factual determinations of the Tribal Court if such determinations are supported by substantial evidence. II CCOJ §202.

BASED UPON THE FOREGOING FINDINGS AND GOOD CAUSE APPEARING:

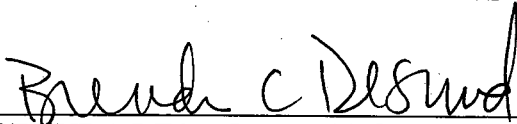
IT IS NOW, THEREFORE, THE ORDER OF THIS COURT THAT:

1. The Petition for Review be, and the same is hereby denied. The Court's Custody Order filed January 7, 2008 is affirmed.

DATED this 18 day of June, 2008.

FORT PECK COURT OF APPEALS

By:



BRENDA DESMOND, Chief Justice



JOE RAFFLANI, Associate Justice



GERARD M. SCHUSTER, Associate Justice