

IN THE SUPREME COURT OF THE MUSCOGEE (CREEK) NATION

IN THE MATTER OF M.M.,)
DOB: 03/04/2012,)
Deprived Minor Child;)
MARSHALL, Janessa; natural mother,)
Appellant,)
v.)
MUSCOGEE (CREEK) NATION,)
Respondent.)

SUPREME COURT
FILED

DEC 17 2014

LM

MUSCOGEE (CREEK) NATION
COURT CLERK

Case No. SC 14-05
(District Court Case No. JV 2012-07)

Appeal from District Court, Okmulgee District, Muscogee Nation.

Brian Wilkerson, Wilkerson Law Firm, PC, Tulsa, Oklahoma, for Appellant.

Shannon Prescott, McKenna & Prescott, PLLC, Okmulgee, Oklahoma, guardian *ad litem* for Appellant.

Mandy Miller, Assistant Attorney General, Muscogee Nation, for Respondent.

Luke Gaither, Attorney at Law, Henryetta, Oklahoma, guardian *ad litem* for M.M.

ORDER OF AFFIRMANCE

**MVSKOKVLKE FVTCECKV CUKO HVLWAT VKERRICKV HVYAKAT OKETV
YVNKE VHAKV HAKATEN ACAKKAYEN MOMEN ENTENFVTCETV, HVTVM
MVSKOKE ETVLWVKE ETEHVLVTKE VHAKV EMPVTAKV.¹**

Before: ADAMS, *C.J.*; THOMPSON, *V.C.J.*; HARJO-WARE, SUPERNAW, and LERBLANCE, *JJ.*

DEER, *J.*, not participating in the decision.

PER CURIAM.

Order of the District Court affirmed.

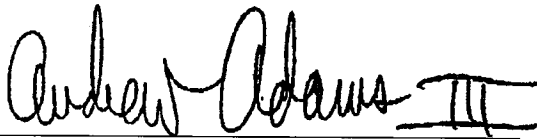
¹ "The Muscogee (Creek) Nation Supreme Court, after due deliberation, makes known the following decision based on traditional and modern Mvskoke law."

PER CURIAM.

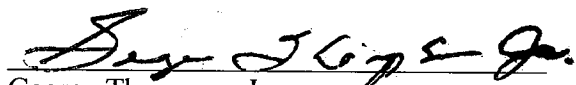
Under M(C)NCA Title 6, § 1-303(C), we find that no error resulted from the transfer procedure by which the underlying case came before the Muscogee Nation District Court. Our review of the evidence and testimony presented during the underlying termination proceedings reveals the jury verdict to terminate Appellant's parental rights pursuant to M(C)NCA Title 6, § 1-901(B)(8), was supported by sufficiently clear and convincing evidence.

IT IS HEREBY ORDERED that the *Order of Termination* entered by the District Court on May 5, 2014, is unanimously **AFFIRMED**.

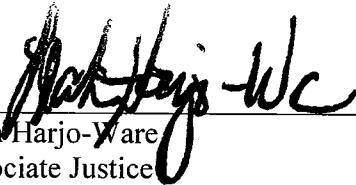
FILED AND ENTERED: December 17, 2014



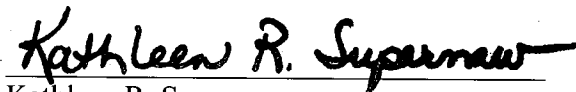
Andrew Adams III
Chief Justice



George Thompson Jr.
Vice-Chief Justice



Leah Harjo-Ware
Associate Justice



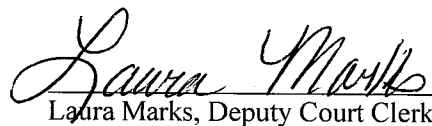
Kathleen R. Supernaw
Associate Justice



Richard C. Herbance
Associate Justice

CERTIFICATE OF MAILING

I hereby certify that on December 17, 2014, I mailed a true and correct copy of the foregoing Order of Affirmance with proper postage prepaid to each of the following: Muscogee (Creek) Nation, Children Family Services Administration, PO Box 580, Okmulgee, OK 74447; Mandy Miller, Muscogee (Creek) Nation, Office of the Attorney General, P.O. Box 580, Okmulgee, OK 74447; Luke Gaither, P.O. Box 1090, Henryetta, OK 74437; Brian Wilkerson, P.O. Box 3406, Tulsa, OK 74101; and Shannon L. Prescott; 114 N. Grand, North Lobby Okmulgee, OK 74447. A true and correct copy was also hand-delivered to: Donna Beaver, Clerk of the Muscogee (Creek) Nation District Court.



Laura Marks, Deputy Court Clerk