

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT Dillingham

In the matter of:

[REDACTED]
[REDACTED]

A minor under 18 years of age.

Date of birth: 1-31-10
10-18-13

CASE NO. 3D1-14618CU

**NOTICE OF REGISTRATION
OF TRIBAL COURT ICWA
CUSTODY ORDER**

TO: _____

1. A tribal court ICWA custody order was registered in state court on 04-06-15.
That registered tribal court order concerns:
 foster care placement (and guardianships)¹ termination of parental rights
 adoptive placement but not an adoption decree pre-adoptive placement
2. A copy of the registered tribal court order is being sent to you with this notice.
3. The registered tribal court order is enforceable beginning on the date of registration (shown in paragraph 1 above) as if the order was issued by the state superior court.
4. You were listed in the request for registration as an interested person which means that you have the right to dispute whether the registered order is valid.
5. To dispute whether the registered order is valid, you must request a court hearing within 20 calendar days after service of this notice on you. (You may be served by mail, personal service or other method authorized by Civil Rule 4.) To request a court hearing, complete the enclosed form called "Request for Hearing about Registered Tribal Court ICWA Custody Order," and return it to the superior court at this address:

6. If you request a hearing, the court will let you know the date, time, and place of that hearing. This information will be sent to you in the mail to the address you give the court in your request for hearing form. At the hearing, you will need to prove at least one of these 3 things:
 - a. The tribal court that made the order did not have jurisdiction over the parties or the child custody proceeding;² or


¹ This includes temporary placement in a foster home, guardian's home, conservator's home, or institution, where parental rights have not been terminated.

² "Jurisdiction" means authority.

- b. The tribal court custody order was vacated, stayed, or modified by a court that did have jurisdiction to do so;³ or
 - c. You were entitled to notice of the proceedings, but the notice did not reach you and was not given in a way that was reasonably likely to reach you. Or even if notice was given, you were not given an opportunity to be heard by the court.
7. If you do not contest the validity of the registered order within the specified time (described in paragraph 5), and no hearing is requested by anyone else, the registered tribal court order will be automatically confirmed. Once a tribal court order is confirmed, either automatically or at a hearing, you will not be able to challenge the order later about any of the arguments that you could have made now (such as the 3 things mentioned in paragraph 6).

9-19-16
 4-20-15

 Date



 Clerk of Court/Deputy Clerk

Clerk's Certificate of Distribution

I certify that on 4-20-15 a copy of this notice; blank request for hearing form; the request to register tribal court order; and all attachments
 with redactions per order

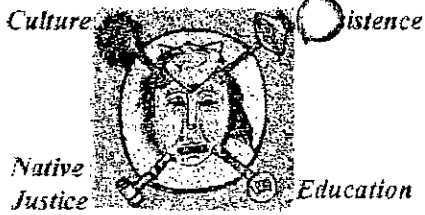
_____ were served by certified mail, personal service, or other method authorized by Civil Rule 4 on:

All parties

Nickole Johnson - 9-19-16

by NW

³ "Vacated" means cancelled. "Stayed" means postponed. "Modified" means changed.



Curyung Tribal Council
PO Box 216 • 531 D Street
Dillingham, Alaska 99576
Phone: (907) 842-2384
Fax: (907) 842-4510

**CURYUNG TRIBE
CURUNG TRIBAL COURT
Custody Order**

APR 06 2015
FILED

In the matter of:)
)
)
[REDACTED], DOB: 01/31/10,)
and) CASE NO: CTC #14 -01
[REDACTED] DOB; 10/18/13)
)
Alaska Native Child(ren))
)

CUSTODY ORDER

CURYUNG TRIBE, at Dillingham, Alaska, held a Custody Hearing on March 23, 2015. Present at the hearing by teleconference or in person were: Nickole Johnson, biological mother of both children; Nick and Irene Johnson, maternal Grandparents of both children; Albert and Jeweline Larson, paternal grandparents of [REDACTED]

Hearing notices were also sent to Chase Gutierrez, Sr., biological father of [REDACTED]; Nicholas & Nikki Snyder, the children(s) current caregivers and paternal grandparents of [REDACTED]. However, neither chose to participate in the Curyung Tribal Court custody hearing.

This matter affects the health, welfare and security of a Curyung Tribal Member's family relationship.

The CURYUNG TRIBAL COURT hereby finds:

1. That mother, Nickole Johnson remains unable to provide adequate care for [REDACTED] at present time.
2. That [REDACTED]'s father is deceased.
3. That the custody dispute for [REDACTED] should be resolved between both parents, Nickole Johnson and Chase Gutierrez, Sr.
4. That Chase Gutierrez, Sr. is not related in any manner to [REDACTED]
5. That the caregivers, Nicholas and Nikki Snyder are not related in any manner to [REDACTED]

6. That [REDACTED] is far from any close family or extended family; all of which reside in the state of Alaska.
7. That [REDACTED] paternal grandparents, Albert Larson and Jeweline Larson express their great interest in providing and caring for the child until Nickole is again able to do so.
8. That the Tribal Court found and has established jurisdiction in this federal Child In Need of Aid (ICWA) matter in November, 2014.

THEREFORE the Curyung Tribal Court hereby orders:

1. The Curyung Tribal Court takes legal custody of [REDACTED]
2. That physical custody of [REDACTED] is to be placed with her paternal grandparents, Albert and Jeweline Larson of Dillingham, Alaska.
3. That the cost of travel to and from Port Townsend, Washington to collect [REDACTED] will be the responsibility of Albert and Jeweline Larson.
4. The current caregivers, Nicholas and Nikki Snyder, will surrender child, [REDACTED] and [REDACTED] belongings to Albert Larson and or Jeweline Larson on arrival to the community of Port Townsend, Washington.

The Curyung Tribal Court FURTHER ORDERS:

1. That a pickup schedule for [REDACTED] be arranged between Nicholas and or Nikki Snyder and paternal grandparent(s) Albert and or Jeweline Larson
2. That copies of this Tribal Court order will be sent to affected parties.
3. That copies of this order are to be filed with the State Courts of Alaska and Washington, the appropriate State Police agencies and the US Department of Justice Alaska and Washington offices as listed on attached page.

DATED: April 3, 2015

Eds. Roehl
Presiding Judge

04/03/15
Dated




Michelle Inyan
Tribal Court Judge

04/03/15
Dated

CTC CS 2014-01

CERTIFICATION OF SERVICE

I certify that on this 3rd day of April, 2015 a copy of the foregoing Tribal Court Order was filed/mailed/faxed to the following addresses:



Tribal Court Clerk

04/03/15

Date

Nickole Johnson
P.O. Box 105
Dillingham, AK 99576

Albert & Jeweline Larson
P.O. Box 702
Dillingham, AK 99576

Nick & Irene Johnson
P.O. Box 105
Dillingham, AK 99576

Nicholas & Nikki Snyder
915 Fir Street
Port Townsend, WA 98368

Chase Gutierrez
915 Fir Street
Port Townsend, WA 98368

CC:

U.S. Department of Justice, District of Alaska
U.S. Department of Justice, Western District of Washington
Superior Court, 3rd Judicial District, Dillingham, Alaska
Superior Court of Washington, County of Jefferson (No. 14 3 00153 6)
Washington State Patrol
Jefferson County Sheriff's Office

Tribal ICWA and Legal Counsel

Collette Meraz, ICWA Specialist, Bristol Bay Native Association
Shannon Walker, Attorney, Alaska Legal Services Corporation