

BEFORE THE INDIAN CLAIMS COMMISSION

THE IOWA TRIBE OF THE IOWA RESERVATION)	
IN KANSAS AND NEBRASKA, ET AL., THE)	
IOWA TRIBE OF THE IOWA RESERVATION IN)	
OKLAHOMA, ET AL., THE SAC AND FOX TRIBE)	
OF INDIANS OF OKLAHOMA, ET AL., THE SAC)	
AND FOX TRIBE OF MISSOURI, ET AL., THE)	
SAC AND FOX TRIBE OF THE MISSISSIPPI)	
IN IOWA, ET AL.,)	
)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 153
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER FIXING REIMBURSEMENT OF EXPENSES OF THE ATTORNEYS
FOR THE SAC AND FOX TRIBE OF INDIANS OF OKLAHOMA

HAVING CONSIDERED the application to fix attorney expenses filed June 28, 1972, for the law firm of Schiff Hardin Waite Dorschel and Britton (now Schiff Hardin & Waite), attorneys of record for the Sac and Fox Tribe of Indians of Oklahoma, one of the plaintiffs herein, by George B. Pletsch, Esquire, a partner in the firm, to determine compliance with our rules, decisions, policy statements, and practices; the defendant's response filed August 16, 1972; the additional information supplied by Mr. Pletsch in his letter of August 16, 1973; the attorneys' contract of employment, and the record herein, the Commission finds as follows:

1. The Commission entered a final award in this docket on February 4, 1970, totaling \$10,601,282.66 jointly in favor of the Sac and Fox Tribe of Indians of Oklahoma, the Sac and Fox Tribe of the Mississippi in Iowa, and the Sac and Fox Tribe of Missouri. 22 Ind. Cl. Comm. 385, 415. This same award awarded \$2,783,700 jointly to the Iowa Tribe of the Iowa Reservation in Kansas and Nebraska, and the Iowa Tribe of the Iowa Reservation in Oklahoma. Congress appropriated funds to satisfy these awards by Act of July 6, 1970, 84 Stat. 376.

2. Attorney fees were approved as requested for the firms representing the three Sac and Fox plaintiffs by Commission order dated January 27, 1971.

3. Notice of filing of the application to fix expenses was sent to all parties as required by our rules. The response of the defendant, on

behalf of the Bureau of Indian Affairs, sets up no opposition to fixing expenses as requested. The client tribe has filed no response.

4. The attorneys' contract with the Sac and Fox Tribe of Oklahoma provides for reimbursement of reasonable expenses incurred by the attorneys in the prosecution of the claim.

5. Expenses withdrawn or eliminated from the application by applicant in his letter of August 16, 1973, are as follows:

<u>Entry Numbers</u>	<u>Total Claimed</u>	<u>Withdrawn or Eliminated</u>
A-1	\$ 230.88	\$ 115.44
A-9	114.06	114.06
	104.06	9.03
	241.08	51.02
A-10	68.02	10.24
A-30, A-34, and A-35	38.66	38.66
A-33	41.51	41.51
B-1 thru B-303	14,366.73	1.13
B-63	1.00	.25
B-80	16.38	Cr (1.00)
B-231	6.91	6.91
B-232	24.78	24.78
B-239	2.85	2.85
B-267	1,433.00	358.25
B-298 thru B-300	80.27	51.56
B-301 thru B-309	34.02	34.02
C-283 thru C-288	122.31	122.31
C-289 thru C-311	680.59	680.59

<u>Entry Numbers</u>	<u>Total Claimed</u>	<u>Withdrawn or Eliminated</u>
X-107	\$ 41.45	\$ 3.81
X-133, X-143, X-192, and X-197	516.51	.83

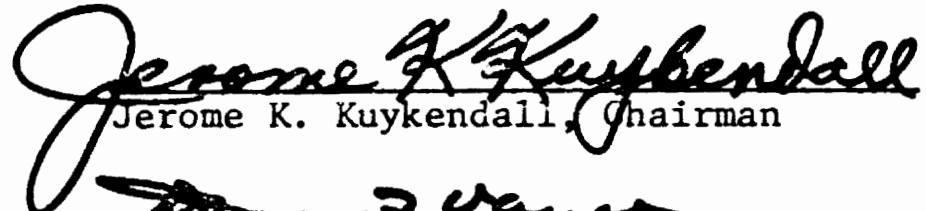
Total withdrawn or eliminated: \$1,666.25

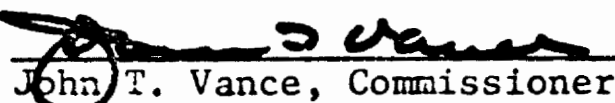
6. Expenses disallowed by the Commission are storage charges in the amount of \$126.00 charged applicant by Louis Rochmes, Esquire, an associate counsel in the case, for storage of QQ exhibits, deemed by the Commission not to be an Indian expense, and claimed in entries B-193, B-213, B-221, B-237, B-240, B-245, B-254 thru B-258, B-268, B-272 thru B-276, B-287 thru B-291, and B-295, and B-296.

7. After deducting withdrawn, eliminated, and disallowed expenses from the total of \$62,180.23 claimed, the remaining expenses, reasonable and proper for reimbursement, are hereby fixed at \$60,387.98.

IT IS THEREFORE ORDERED that out of the funds appropriated to pay the final award entered herein on February 4, 1970, in favor of the Sac and Fox plaintiffs jointly, there shall be disbursed to applicant, Schiff, Hardin Waite Dorschel and Britton (now Schiff Hardin & Waite), the sum of \$60,387.98 as reimbursement in full to the firm for reimbursable expenses in this docket.

Dated at Washington, D. C., this 29th day of August 1973.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner


Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner