

BEFORE THE INDIAN CLAIMS COMMISSION

THE IOWA TRIBE OF THE IOWA RESERVATION)	
IN KANSAS AND NEBRASKA, THE IOWA TRIBE)	
OF THE IOWA RESERVATION IN OKLAHOMA,)	
et al., THE SAC AND FOX TRIBE OF INDIANS)	
OF OKLAHOMA, THE SAC AND FOX TRIBE OF)	
MISSOURI, THE SAC AND FOX TRIBE OF THE)	
MISSISSIPPI IN IOWA, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Docket No. 135
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER ALLOWING REIMBURSEMENT OF EXPENSES OF THE
ATTORNEYS FOR THE SAC AND FOX TRIBE OF MISSOURI

Having considered the record in this case and more particularly the petition for allowance of reimbursable expenses filed in this docket on May 21, 1974, by the law firm of Pritzker, Pritzker & Clinton, attorneys for the Sac and Fox Tribe of Indians of Missouri, one of the plaintiff tribes in this docket, together with supporting schedules, vouchers, and other documentation; the response to said petition filed on July 17, 1974, by the United States Department of Justice; and the contracts under which petitioners prosecuted this claim, the Commission finds as follows:

1. The claims of the Sac and Fox Tribes in this docket, which include the Sac and Fox Tribe of Indians of Missouri, were completed by the Commission with an entry of a final award in the amount of \$965,560.39 on May 7, 1965 (15 Ind. Cl. Comm. 263 (1965)). Several appeals were taken by plaintiffs in this docket, with the Court of Claims ultimately affirming the Commission's conclusions. 195 Ct. Cl. 365 (1971). Funds to satisfy the award were appropriated by the Act of March 21, 1972 (86 Stat. 86).
2. Attorney fees in this docket were approved by order of the Commission dated July 12, 1972 (28 Ind. Cl. Comm. 234).
3. The petitioners' contract currently in effect and valid is numbered Symbol 14-20-0200, No. 1922 and was entered into with the Sac and Fox Tribe of Missouri on April 16, 1965. There have been several extensions of this contract, the latest being for three years, effective from and after March 8, 1973. The current contract provides for the reimbursement of reasonable attorney expenses as provided in Section 15 of the Indian Claims Commission Act (60 Stat. 1049).

4. The petitioners request that the Commission enter an order for payment to them of the sum of \$8,119.38 as reimbursement for litigation expenses described in their petition, said payment to be payable out of the final award entered in this docket.

5. The expenses claimed herein include those directly related to the prosecution of this docket and those jointly related to a number of dockets involving the Sac and Fox plaintiffs. Joint expenses have been apportioned and allocated in accordance with procedures established in Docket 138 (25 Ind. Cl. Comm. 215 (1971)), Docket 143 (25 Ind. Cl. Comm. 218 (1971)), Docket 220 (25 Ind. Cl. Comm. 223 (1971)), and Docket 153 (31 Ind. Cl. Comm. 316 (1973)).

6. With regard to the claimed expenses, the Clerk of the Commission has timely notified the appropriate parties, including the petitioners' tribal client herein (Missouri Sac and Fox), the United States Department of Justice, and the Bureau of Indian Affairs of the United States Department of the Interior. The tribal client has filed no response to date. On July 17, 1974, the Department of Justice filed a response which included a copy of an examination of the petition herein, made by the Bureau of Indian Affairs of the United States Department of the Interior on July 1, 1974. The Department of Justice has taken no position with reference to the amount claimed in this petition. In its July 1, 1974, examination of the petition, the Department of the Interior considered the items of expense claimed by the petitioners to be supported by documentation and to appear reasonable and to generally fall into those categories of expenses proper for reimbursement.

7. Upon a complete examination and audit of the petition and supporting record, the Commission informed the petitioners on September 25, 1974, that the record contained several expense items not sufficiently supported by vouchers and receipts. On November 29, 1974, petitioning counsel responded to the Commission's audit of September 25, 1974, fully explaining the items in question.

8. On the basis of the foregoing and the record as a whole, the Commission concludes that the sum of \$8,119.38 is reasonable and proper for reimbursement of expenses incurred in the prosecution of this claim.

IT IS THEREFORE ORDERED that out of the funds appropriated to pay the final award of May 7, 1965, to the Sac and Fox Tribe of Missouri, there shall be disbursed to petitioner, the law firm of Pritzker, Pritzker &

Clinton, the sum of \$8,119.38 as reimbursement in full of their claim for reimbursable expenses in this docket.

Dated at Washington, D. C., this 15th day of January 1975.


Jerome K. Kuykendall, Chairman


John T. Vance, Commissioner

Richard W. Yarborough, Commissioner


Margaret H. Pierce, Commissioner


Brantley Blue, Commissioner