

TRIBAL COURT
LOWER BRULE SIOUX TRIBE
TRIBAL CIVIL DIVISION

)
) ss: LOWER BRULE SIOUX
) TRIBAL COURT

ORVILLE LANDEAU, JR. and JOHN)	CASE NO. CIV-15-9-0111
MCCAULEY,)	AFFIDAVIT OF SONNY
)	ZIEGLER IN SUPPORT OF
Plaintiffs/Appellees, v.)	MOTION TO DISMISS FOR
)	VIOLATION OF THE LBST
KEVIN WRIGHT, SONNY ZIEGLER,))	RULES OF CIV. PRO. AND
AND DESIREE LAROCHE,)	MOTION TO DISMISS T.R.O.
)	ISSUED ERRONEOUSLY
Defendants/Appellants.)	

Sonny Ziegler, an enrolled member of the Lower Brule Sioux Tribe, being first duly sworn upon oath deposes and swears:

1. I served 3 terms from 2000-2006 as a council member for the Lower Brule Sioux Tribe.
2. During my tenure as a council member, no notice of monthly meetings or of special meetings was ever posted for the community. Nor were meeting agendas posted.
3. I only received notice of special meetings the day of the meeting by telephone, no agendas.
4. On September 8, 2015, I received a telephone call from attorney Gary Montana informing me that I was a “chicken shit.” Montana said that he was “trying to get ahold of me” and that he “quit us.”
5. Gary Montana bullied me by yelling that he was going to tell “some tribal members” that “all we *were* doing was drawing a check” and “we were doing nothing for the tribal members.”
6. Gary Montana further advised that he “kicked Steve Emery's ass in DC, and he'll do it again if he has to.”

7. Gary Montana declared “Desiree does nothing but sits there and cries, Kevin doesn't know what the hell he's doing, and all you do is talk shit.”
8. Gary Montana threatened that he was going to tell the people “what kind of leaders we really were and if he didn't get paid, he was going to come down here and kick my ass.”
9. Your affiant asked Gary “What do you want to get paid for?”
10. I thought that he didn't do anything to get paid extra. We had already paid him four thousand seven hundred fifty dollars (\$4,750.00) to represent us in this appeal.
11. Gary Montana advised me that he spoke with my cousin Dena Harmon and that he told Dena that he “quit us.”
12. I also received a call from Gary Montana September 11, 2015 wherein he stated that we “needed to seat Lewis.” I advised him that we already seated Lewis Grass Rope as Tribal Chairman and that we requested to be on the Wells Fargo bank signatory cards. Gary advised me that he would send our paper work “to whoever we wanted.”
13. On September 14, 2015, I got a voice mail from Gary. On the voice mail, Gary called us “chicken shit[s]” and threatened “to sue us.” From this point on I ceased all communication between myself and Gary.
14. On September 28, 2015, I received another voice mail from Gary. Gary called me a “chicken shit” and declared that he was going to “report your buddy Emery to the bar for interfering with his contract.”
15. Further, affiant sayeth naught.

Dated: Lower Brule Indian Reservation
Eagle Butte, SD

September 7, 2015

Sonny Ziegler

Witnessed this 7th day of September, 2015

My commission expires the __ day of _____, 201_.

[Seal]