IN THE HUALAPAI TRIBAL COURT HUALAPAI INDIAN RESERVATION, ARIZONA

FES 2 19

HETTARYTTPIC L COURT
FENCH SPRINGS, AZ

IN THE MATTER OF:

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Jeremiah C. Blount, DOB: 01/19/10 Kaydi R. Blount, DOB: 02/19/13

Minor Children

TEMPORARY CUSTODY ORDER

Case No.: 2019-CC-004

This matter came before the court on February 26, 2019 on an Ex-Parte 3rd Party Petition for Temporary Child Custody. The maternal grandparents filed this petition with the Court and the Court finds:

- This Court has exclusive jurisdiction over children who are enrolled tribal members of the Hualapai Tribe pursuant to Chapter 13, Section 13.3 B & D and 13.24 of the Hualapai Law and Order Code.
- 2. The Petitioners are the maternal grandparents, Gretna M. Whatoname and Wilfred Whatoname Jr., who are enrolled members of the Hualapai Tribe.
- 3. The minor children's parents are the mother, Gretchen Whatoname Blount, who is deceased and the father, Justin Blount, who resides as 100 N. Wallace Drive, Apt.156, Las Vegas, Nevada.
- 4. The petition alleges that the minor children are in danger of further neglect and abuse as defined in the Hualapai Tribe Code, section 13.5 (F) and section 13.5(M). The allegations are Justin Blount and his spouse, Stephanie Pavlu-Blount, abused and harmed the minor child Jeremiah Blount that results in neglect and children in need proper care. Additionally, Mrs. Pavlu-Blount is attempting to adopt the minor children. Finally, Justin Blount has a history of domestic violence against the deceased, Gretchen Whatoname Blount.

5. It is in the best interest of the minor children that the Court issues an Ex-Parte Temporary Legal and Physical Custody in accordance with the Hualapai Law and Order Code, section 13.5.

IT IS THEREFORE ORDERED that Gretna M. Whatoname and Wilfred Whatoname Jr. are granted the temporary legal and physical custody of the minor children, Jeremiah C. Blount, DOB: January 19, 2010, and Kaydi R. Blount, DOB: February 19, 2013. Mr. and Mrs. Whatoname have the full authority and effect to provide the care, control, and protection of the minor children. This Order shall remain in full effect until the court vacates, extends, or modifies the Order.

IT IS FURTHER ORDERED the Mr. and Mrs. Whatoname shall arrange for the educational needs and to consent to all necessary medical or surgical procedures and reasonable psychological/psychiatric and/or behavioral or mental health evaluation and therapy of the children.

FINALLY, IT IS ORDERED the father, Justin Blount, shall not interfere with the custody pending the final determination of this case.

SO ORDERED this 27th day of February 2019.

Begay-McCabe, Pro Tem Judge

Hualapai Tribal Court

1 IN THE SUPREME COURT OF THE STATE OF NEVADA 2 Electronically Filed 3 IN THE MATTER OF THE No.: 76831 Mar 25 2019 07:35 p.m. VISITATION OF THE PERSONS OF: MOTION TO STAN Promise Court J. C. B.; K. R. B.; L. B. B.; and L. A. B., 4 MINORS. 5 PAULA BLOUNT, 6 7 Appellant, 8 VS. 9 JUSTIN CRAIG BLOUNT, 10 Respondent. 11 Appellant, Paula Blount, by and through her counsel, F. Peter James, Esq., 12 who hereby moves this Honorable Court for a stay of the appeal pending further 13 proceedings in the district court in a related, but collateral matter. Dated this 25th day of March, 2019 14 15 /s/ F. Peter James 16 LAW OFFICES OF F. PETER JAMES F. Peter James, Esq. 17 Nevada Bar No. 10091 3821 W. Charleston Blvd., Suite 250 18 Las Vegas, Nevada 89102 702-256-0087

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Counsel for Appellant

POINTS AND AUTHORITIES

Appellant is requesting that the Court stay the appeal pending further proceedings in the district court in a related, but collateral matter. Requests for relief must be made by motion absent another way prescribed by rule. *See* NRAP 27(a)(1).

This is an appeal from a denial due to purported lack of jurisdiction as to a grandparent visitation petition. Appellant is the paternal grandmother of the minor children at issue. Appellant is informed and believes that the maternal grandparents of the deceased mother have obtained child custody over the two older children at issue in this matter. The temporary custody order is attached hereto.

The details of the maternal grandparents obtaining custody are recent and are just unfolding. If the maternal grandparents obtain custody of the older children, the appeal might become moot.

Appellant is requesting that the Court stay the appeal for 120 days to see how the collateral matter in the district court unfolds. At that time, Appellant should be required to inform the Court as to the status of the collateral lower court proceedings and if there is a need to extend the stay. There is no prejudice to Respondent as the district court matter on appeal has been dismissed.

1	Appellant is also requesting that the briefing be stayed pending resolution
2	of this Motion.
3	CONCLUSION
4	Based on the foregoing, Appellant requests a stay of the appeal for 120
5	days so the proceedings in the collateral district court matter may unfold. At such
6	time, Appellant should be required to notify the Court as to the status and if a
7	further extension is being requested and if it is warranted. Appellant also requests
8	that the briefing by stayed pending resolution of this Motion.
9	Dated this 25 th day of March, 2019
10	/s/ F. Peter James
11	LAW OFFICES OF F. PETER JAMES F. Peter James, Esq.
12	Nevada Bar No. 10091 3821 W. Charleston Blvd., Suite 250
13	Las Vegas, Nevada 89102 702-256-0087
14	Counsel for Appellant
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CERTIFICATE OF SERVICE

The following are listed on the Master Service List and are served via the
Court's electronic filing and service system (eFlex):

Bradley Hofland, Esq. Counsel for Respondent