

1 Edward K. Duckworth  
2 DUCKWORTH LAW OFFICE, P.C.  
3 11 Main St. S.E.  
4 Ronan, MT 59864  
(406) 676-3395

5 ATTORNEY FOR SHEILA CARPENTIER

6  
7 IN THE APPELLATE COURT OF THE CONFEDERATED SALISH AND KOOTENAI  
8 TRIBES OF THE FLATHEAD RESERVATION, PABLO, MONTANA

---

9  
10 MARY CHARLO-GARDIPE, ) CAUSE NO. AP-00-117-CV  
11 )  
12 Plaintiff-Appellant, )  
13 )  
14 v. )  
15 )  
16 SHEILA CARPENTIER, an Individual, )  
17 and THE GUARDIAN LIFE INSURANCE )  
18 COMPANY OF AMERICA, )  
19 )  
20 Defendants-Appellees. )

---

**STIPULATION AND  
ORDER OF DISMISSAL**

21 Plaintiff-Appellant Charlo-Gardipe and Defendant-Appellee Carpentier have  
22 agreed to resolve this case, which is on appeal from a judgment in Tribal Court Cause  
23 No. 00-117-CV, as follows:

24 1. Distribution of the life insurance proceeds:

- 25 (a) \$10,000.00 to Mary Charlo-Gardipe to be used for payment of debts  
of the Estate of William J.E. Gardipe;
- (b) \$90,000.00 plus accrued interest to Sheila Carpentier;

1 (c) each party to be responsible for their own attorney fees and costs.

2 2. Plaintiff Mary Charlo-Gardiipe agrees to dismiss her appeal in Tribal  
3 Appellate Cause No. AP-00-117-CV.

4 3. Guardian shall as soon as practicable distribute the life insurance proceeds  
5 in accordance with the provisions set forth herein, or as otherwise agreed.  
6

7 SO ORDERED this 22nd day of February, 2001.



8  
9 Patrick L. Smith  
10 PATRICK L. SMITH  
11 Chief Justice

12 APPROVED AS TO FORM AND CONTENT:

13  
14 DUCKWORTH LAW OFFICE, P.C.  
15 11 Main St. S.E.  
16 Ronan, MT 59864  
(406) 676-3395

HUMPHREY LAW OFFICE  
P.O. Box 1708  
Polson, MT 59860  
(406) 883-1400

17 By Edward K. Duckworth  
18 Edward K. Duckworth

17 By Dave Humphrey  
18 Dave Humphrey

19 ATTORNEY FOR SHEILA CARPENTIER

ATTORNEY FOR CHARLO-GARDIPE

20  
21 ALEXANDER HOPKINS WHITEAKER  
22 7 Hanover Square, 23<sup>rd</sup> Floor  
New York, NY 10004

23 By Alexander Hopkins Whiteaker  
24 Alexander Hopkins Whiteaker

25 ATTORNEY FOR THE GUARDIAN LIFE INS. CO.

**CERTIFICATE OF MAILING**

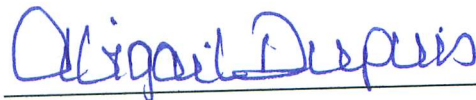
**I, Abigail Dupuis, Appellate Court Administrator, do hereby certify that I mailed true and correct copies of the Stipulation and Order of Dismissal to the persons first named therein at the addresses shown below by depositing same in the U.S. Mail, postage prepaid at Pablo, Montana, or hand-delivered this 27th day of February, 2001.**

**David C. Humphrey  
ATTORNEY AT LAW  
P.O. Box 1708  
Polson, Montana 59860**

**Edward K. Duckworth  
DUCKWORTH LAW OFFICE, P.C.  
11 Main Street SE  
Ronan, Montana 59864**

**Alexander H. Whiteaker  
The Guardian Life Insurance  
Company of America  
7 Hanover Square, 23<sup>rd</sup> Floor  
New York, New York 10004**

**Clerk of the Tribal Court  
Confederated Salish and  
Kootenai Tribes  
Post Office Box 278  
Pablo, Montana 59855**



**Abigail Dupuis  
Appellate Court Administrator**