

CHEYENNE RIVER SIOUX TRIBAL COURT
CHEYENNE RIVER SIOUX TRIBE
CHEYENNE RIVER INDIAN RESERVATION

IN SUPERIOR COURT

RONNIE and LILA LONG,
Plaintiffs,

vs.

THE BANK OF HOVEN AND
ED MACIEJEWSKI,
Respondents.

RESPONSE OF BANK OF HOVEN
TO PLAINTIFFS' PETITION
FOR TEMPORARY RESTRAINING
ORDER

Comes now Bank of Hoven, one of the Respondents in the above-entitled matter, by and through its attorney, David A. Von Wald and in response to plaintiffs' Complaint states as follows:

1. Plaintiff fails to state a cause of action upon which relief can be granted.
2. The Bank of Hoven is a South Dakota Banking Corporation not located within the boundaries of the Cheyenne River Sioux Reservation, and the party that the Bank of Hoven entered into a lease with, Long Family Land & Cattle Company, Inc., is a South Dakota Corporation. The Bank did not enter into any lease agreement with Ronnie Long or Lila Long, plaintiffs in this action. Therefore, this Court lacks jurisdiction in this matter.
3. That the lease agreement with Long Family Land & Cattle Company, Inc., has expired December 5, 1998, and is no longer in effect.
4. That Ronnie Long and Lila Long, plaintiffs, have never had any legal ownership or lessees' interest in the real estate described in plaintiffs' Complaint, which is the subject matter of this litigation. Therefore, the Permanent Restraining Order requested should be denied.

Wherefore, respondents pray that plaintiffs' Complaint be dismissed, and that this Court order that the Permanent Restraining Order be denied and further that this Court order that plaintiffs, Ronnie Long and Lila Long, be restrained from

entering upon the land which is the subject matter of
plaintiffs' Complaint.

Dated this 13th day of July, 1999.

BANK OF HOVEN

By:

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bank/response/long