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**STOCKBRIDGE-MUNSEE COMMUNITY
TRIBAL COURT OF APPEALS**

Murphy Family,

Case No. AP-2006-AA-0001

Plaintiffs, Appellants,

v.

**Stockbridge-Munsee Tribal
Council, Enrollment Committee
Director-Manager,
Defendants-Appellees.**

**DECISION AND ORDER ON
MOTION FOR RECONSIDERATION**

On July 21, 2008, this court dismissed the appeal of the Appellants for failure to file a timely appeal. On August 1, 2008, the Appellants filed a Motion to Reconsider the court's decision.

As a basis for their motion, counsel for the Appellants alleges that he attempted to file the appeal timely but that the clerk of court was not present in his office to accept the appeal. It is strange that the court first hears of this issue on August 1, 2008, the date this Motion was filed. Had there been difficulties experienced in filing the appeal, why didn't counsel bring this to the attention of the court immediately, or at least when the appeal was first filed. In the alternative, counsel could have come back when the clerk was present. Counsel did neither of these things and this argument must fall.

Counsel also claims that he did not know he could have filed for an enlargement of time pursuant to Rule 1.29(C) of the Tribal Court Code. The answer to this is that failure to know the law is no excuse under the law and this argument must fall. It must also be stated that the court looks with disfavor on motions for reconsideration and requests for enlargement of time.

For the reasons stated above, the court **DENIES** Appellants Motion to Reconsider.

So Ordered this 23rd Day of September, 2008.


Marianne Higgins, Stockbridge-Munsee Tribal Judge

Leland Wigg-Ninham, Judge Pro Tem


Robert Kittencon, Judge Pro Tem



STOCKBRIDGE MUNSEE CT.


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So Ordered this 23rd Day of September, 2008.

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Robert Kitecon, Judge Pro Tem