IN THE COURT OF APPEALS FOR THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICAN INDIANS AT BOWLER, WISCONSIN

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|--------------------------------------|-------------------------|---|
| AARON MILLER, Petitioner/Appellee, |) Appeal I) Judge G | No.: 2020-CV-0014 arold Smith FILED |
| vś. |) | NO.: 2020-CV-0014 arold Smith FILED STOCKBRIDGE-MUNSEE TRIBAL COURTS STOCKBRIDGE-MUNSEE INDIAN RESERVATION |
| THOMAS GARDNER, Defendant/Appellant |) | JUL 2 1 2021 |
| ORDER DISM | MISSING APPEAL | BRITTANY A KROENING DEPUTY CLERK OF COURT |

This matter came before the Court upon a <u>pro se</u> notice from Defendant/Appellant, Thomas Gardner, to the Associate Clerk of this Court, seeing to withdraw his appeal. The document included multiple profanities, but clearly indicated an intent by Appellant to abandon this appeal. The Court acknowledges that litigation is emotion-filled, but sending a cursing rant to the Court Clerk is not the most effective way to endear oneself to the Court. <u>See</u>, <u>U.S. v. Dial</u>, 694 Fed. Appx. 368, 370 (6th Cir. 2017). Future acts, such as the April 9, 2021 at 10:23 a.m. email to the Clerk of this Court, may result in contempt. **WHEREFORE**, **PREMISES CONSIDERED**;

IT IS ORDERED that this appeal is dismissed with prejudice and court cost associated with this appeal, if any, are assessed against Defendant/Appellant, Thomas Gardner, for which execution may immediately issue.

Entered this 21st day of July, 2021.

Gregory D. Smith

Chief Justice

Cc: All parties