RESOLUTION OF THE NAVAJO NATION COUNCIL

23RD NAVAJO NATION COUNCIL -- Fourth Year, 2018

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF FIFTY-FIVE THOUSAND SEVEN HUNDRED AND EIGHTY FIVE DOLLARS (\$55,785.00) TO THE NAVAJO NATION DEPARTMENT OF HEALTH FOR PAYMENT OF THE OUTSTANDING BALANCE IN THE SETTLEMENT AGREEMENT AS ORDERED BY THE NAVAJO NATION LABOR COMMISSION

BE IT ENACTED:

Section One. Authority

- A. The Navajo Nation established the Health, Education and Human Services Committee as a Navajo Nation Council standing committee and as such gave the Committee oversight over matters impacting the health of the Diné. 2 N.N.C. §§ 401(B)(1).
- B. The Navajo Nation established the Budget and Finance Committee (BFC) as a Navajo Nation Council standing committee and as such empowered BFC to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. §§ 164 (A)(9), 300 (A), 301 (B)(2).
- C. The Navajo Nation Council established the Naabik'iyáti' Committee as a Navajo Nation standing committee and as such proposed legislation that requires final action by the Navajo Nation Council shall be assigned to the Naabik'iyáti' Committee. 2 N.N.C. §§ 164 (A)(9), 700 (A).
- D. The Title 12 Appropriations Act Supplemental Appropriation requirements include:
 - When the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. 12 N.N.C. § 820(L).
 - Supplemental appropriations made from nonrecurring revenues shall only be made for nonrecurring operations or purposes, as set forth at § 820(F). The Controller of the Navajo Nation shall

be responsible for designating recurring and nonrecurring revenues. 12 N.N.C. § 820(L).

3. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. 12 N.N.C. § 820(M).

Section Two. Findings

- A. This is a funding request for a supplemental appropriation to the Navajo Nation Department of Health to provide the balance amount owed on a \$111,570 Settlement Agreement as ordered by the Navajo Nation Labor Commission No. NNLC-2013-097.
- B. The Navajo Nation Department of Health has previously made payment in the amount of \$55,785 utilizing FY 2017 Department of Health Executive Office general funds.
- C. This supplemental appropriation is needed to pay the balance of the Settlement Agreement due to the budget constraints hindering the Department of Health.
- D. The supplemental funding request forms are attached as Exhibit A.
- E. The Office of Management and Budget has been informed of this request.
- F. The Office of the Controller has provided a memorandum dated February 14, 2018, indicating the balance in the Unreserved, Undesignated Fund Balance as of February 14, 2018, is \$27,717,798. This memorandum is provided to meet the requirements of 12 N.N.C. 820 (L), however the Controller of the Navajo Nation has not designated the funds as recurring or non-recurring. This memorandum is attached as Exhibit B.
- G. The Navajo Nation finds it in the best interest of the Navajo people to approve this supplemental appropriation request.

Section Three. Approving the Supplemental Appropriation from the Unreserved, Undesignated Fund Balance in the Amount of \$55,785.00 to the Navajo Nation Department of Health for payment of outstanding balance of Settlement Agreement as ordered by the Navajo Nation Labor Commission:

A. This supplemental appropriation of \$55,785.00 shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller and to Business Unit Number 113001. B. The Navajo Nation hereby approves the supplemental appropriation from the Unreserved, Undesignated Fund Balance to the Navajo Nation Department of Health for Business Unit 113001 for \$55,785.00.

Section Four. Effective Date

The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 07 in favor and 06 opposed, on this 16^{TH} day of February 2018.

Bates, Speaker LoRenzo C. 23rd Navajo Nation Council 23.2018

Date

Motion: Honorable Benjamin L. Bennett Second: Honorable Kee Allen Begay, Jr.

Speaker Bates not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

 I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. \$1005 (c)(10), on this 3 day of March 2018.

Russell Begaye,

Navajo Nation

2. I hereby veto the foregoing
legislation, pursuant to 2 N.N.C.
\$1005 (c)(11), on this _____ day
of _____ 2018 for
reason(s) expressed in the
attached letter to the Speaker

Russell Begaye, President Navajo Nation

3. I hereby exercise line item veto pursuant to the 2010, certified Initiative, over the supplemental appropriations approved herein by the Navajo Nation Council; on this ______ day of ______2018.

> Russell Begaye, President Navajo Nation

						Tabbies
ART I.	Business Unit No.:	113001	Program Title:	Navaj	o Department of	Health
	Division/Branch:	Dept of Health/Exec	Amount Requested: \$	55,785.23	Phone No.:	928-871-6350/
	Prepared By:	Isabelle Yazzie, Sr. Acct	Email Address	Isabell	e.Yazzie@nn	doh.orġ
PART II.	To pay in full the a 2013-097. The full	QUEST AND STATEMENT amount of \$55,785.23 for a Il settlement amount was \$ eneral funds (BU # 113001	settlement agreement or 111,570.47 which NDOH	I made partital paym	ent of \$55,785.24	ion Labor Commission, No. NNLC- (50%) utilizing FY 2017 NDOH of settlement agreement.
ART III		AN IF REQUEST IS NOT eneral Fund Account 1130		of prior year expens	5 8 .	
PART IV		UNDING SOURCES BEING		her source available		
		PROVIDED THAT THE P BRANCH CHIEF RECOMM		ON IS COMPLETE A	AND ACCURATE	AND THE
PART V. Dr.	Glorinda Segay, Ex				V IMAA	

Column B - A) (143,717) (C) Difference (138,492) (24, 707)Page 1 of 3. **BUDGET FORM 1** (000'6) (2,650)(4,300)35,432 0 0 0 0 0 0 0 Isabelle.Yazzie@nndoh.org NDOH/Exec tor/Branch Chief's Signature and Date Proposed Budget 00 BOVED BY: Division Director/Branch Chief's Printed Name 55,786.00 55,786.00 2 Ű 0 Ô 0 d Clara Pratte, OPVP Chief of Staff Division/Branch: 90 (A) NNC Approved **Original Budget** \$199,503.00 138,492 20,354 24,707 9,000 4,300 2,650 ē Division Direc et a TOTAL Total # of Positions Budgeted: Total # of Permanently Assigned Vehicles: PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE. Email Address: Fund Type Code Adr APPROVED BY: 5500 Communications and Utilities Navajo Department of Health - Admin PART IV. POSITIONS AND VEHICLES PROGRAM BUDGET SUMMARY 6000 Repairs and Maintenance 6500 Contractual Services 7000 Special Transactions 2001 Personnel Expenses THE NAVAJO NATION PART III. BUDGET SUMMARY 3500 Meeting Expenses 5000 Lease and Rental 8000 Public Assistance 3000 Travel Expenses 9500 Matching Funds 9000 Capital Outlay 9500 Indirect Cost 928-871-6350 4000 Supplies 2/16/18 100% % of Total 100% SUBMITTED BY: Program Manager's Signature and Date SUBMITTED BY: Program Manager's Printed Name Phone No.: Dr. Glorinda Segay, NDOH Executive Director 55,785.23 \$55,785.23 Program Title: Amount warn TOTAL: Isabelle Yazzie, Sr. Acct Fiscal Year Term 10/1/17-9/30/18 113001 242 PART II. FUNDING SOURCE(S) Business Unit No.: Prepared By: PART I. FY 2018 UUFB

FY 2018



Page 2 of 3. BUDGET FORM 2

PART I. PROGRAM INFORMATION:	
Business Unit No.: 113001 Program Name/Title:	Navajo Department of Health Admin
PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE: CO-50-14: The Navajo Department of Health is hereby established as a Department within the Executive Branch of the Navajo Nation Government. The purpose of the Navajo Department of Health is to ensure that quality comprehensive and culturally relevant health care and public health services are provided on the Navajo Nation.	In of the Navajo Nation Government. The purpose of the Navajo Department of Health is to ensure that Nation.
PART III. PROGRAM PERFORMANCE CRITERIA:	1 1st OTR 2nd OTR 3nd OTR 1 4th OTR
	ctual Goal Actual Goal Actual Goa
1. Program Performance Area:	
to pay program debt as soon as possible so not to accrue any late rees and/or penaity charges. Goal Statement:	
Pay 50% remaining balance of settlement agreement (\$55,785.23) in the 2nd quarter.	
2. Program Performance Area:	
Goal Statement:	
3. Program Performance Area:	
Goal Statement:	
4. Program Performance Area:	
Goal Statement:	
5. Program Performance Area:	
Goal Statement:	
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED. Dr. Glorinda Segay, NDOH Executive Director Program Manager's Phinted Name Program Manager's Signature and Date	EWED. Clara Pratte, OPVP Chief of Staff Division Director/Beanch Chief's Printed Name Out of the bank of the bank of the bank of the banksion Director/Branch Chief's Signature and Date

FY 2018

1

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3. BUDGET FORM 4

PART I. PRO	PART I. PROGRAM INFORMATION: Program Name/Title:	Navajo Department of Health - Admin	Business Unit No.:	113001	
PART II. DET (A)	PART II. DETAILED BUDGET: (A)	(B)		(C)	(Q)
				Total by	Total by
(LOD 6)		Object Code Description and Justification		Object Code	Object Code
	7000 SPECIAL TRANSACTIONS				55,786
7310	Contingencies & Losses 7350 - Judgments/Settlements: Settlements of \$111	Contingencies & Losses 7350 - Judgments/Settlements: Settlement payment of \$55,785.23 (50% of total settlement agreement of of \$111,570.47). Navejo Labor Commission No. NNLC-2013-097.		55.786	
				1, 11	
				TOTAL 55,786	55 786



THE NAVAJO NATION

MEMORANDUM

TO: DIVISION DIRECTORS and STAFF THE NAVAJO NATION

FROM:

Clara L. Pratte, Chief of Staff OFFICE OF THE PRESIDENT AND VICE PRESIDENT

DATE: November 13, 2017

SUBJECT: STANDING DELEGATION OF AUTHORITY

Please be advised that the personnel listed below, in order of succession, will be delegated in the capacity of *Chief of Staff* of the Navajo Nation Office of the President and Vice President when I am unavailable.

This delegation is for administrative purposes only and does not re-delegate Navajo Nation policy authority reserved for the Navajo Nation President and Vice President. Your adherence to this delegation is appreciated. Should you have any questions, please call (928) 871-7000.

ACKNOWLEDGED:

1. Joshua L. Butler, Deputy Chief of Staff

OFFICE OF THE PRESIDENT AND VICE PRESIDENT

2.

Lonette Lee, Executive Staff Assistant OFFICE OF THE PRESIDENT AND VICE PRESIDENT

3. Dr. James J. Davis, Jr., Executive Staff Assistant OFFICE OF THE PRESIDENT AND VICE PRESIDENT

CC: Navajo Nation Office of the Speaker, Navajo Nation Judicial Branch, Navajo Nation Office of the Controller, File



THE NAVAJO NATION

MEMORANDUM

то :

FROM :

ALL GONCERNED

Dr/Glorinda Segay, Executive Director Navajo Department of Health

DATE : January 5, 2018

SUBJECT: STANDING DELEGATION OF AUTHORITY

Please be advised that effective this date, the Navajo Department of Health Standing Delegation is hereby revised. Appropriate personnel listed below, in order of succession, will be delegated the authority to perform the duties and responsibilities of the Executive Director during my absence from the Office. This delegation shall supersede all prior delegations.

The authorized delegation will include all routine duties of the Executive Director, with the exception of certain documents the designee recommends for my review, decision and signature. Thank you for your cooperation.

ACKNOWLEDGEMENT:

Curtis Briscoe, Delegated Frogram Supervisor I Breast and Cervical Cancer Program

Henry Haskie, Program Manager II Women, Infant and Children

Theresa Galvan, Health Services Administrator (BH) Department of Behavioral Health Services

xc: DISTRIBUTION



RUSSELL BEGAYE PRESIDENT JONATHAN NEZ VICE-PRESIDENT

Memorandum

Date: February 14, 2018

To: Honorable Russell Begaye, President Office of the President/Vice President

> Honorable Lorenzo Bates, Speaker Navajo Nation Council

Honorable JoAnn Jayne, Chief Justice Judicial Branch

From:

Office of the Controller

Subject: Controller's Financial Update As of January 31, 2018

I am pleased to present to you the following information related to General Fund financial data up to January 31, 2018.

The General Fund Financial data is as follows:

The gross General Fund Revenues (see Exhibit "A") as of January 31, 2018 is \$99,205,877, and the total set asides total \$33,057,058. The Net Revenue for the General Fund is \$66,148,819, which is 44.45% of the projection.

The total expenditures by branch are shown on Exhibit "B".

- The Legislative Branch has expenditures of \$4,736,197, encumbrances of \$540,894 with a remaining budget of \$11,563,745.
- The Executive Branch expenditures are \$60,501,243 encumbrances are \$5,813,170 with a remaining budget of \$109,189,810.
- The Judicial Branch expenditures are \$3,933,787 with zero encumbrances and remaining budget of \$9,914,134.
- Total General Fund expenditures are \$69,171,228; total encumbrances are \$6,354,064 with an overall remaining budget of \$130,667,690.

The updated UUFB as of February 14, 2018 is \$27,717,798 (see Exhibit "C"). There have been two supplemental appropriations during Fiscal Year 2018 in the total amount of \$3,909,557.

If you should have any questions, you can contact me at Tribal extension X6308.

Controller's Report- Special Session February 2018



General Fund Revenue Schedule THE NAVAJO NATION 21 00 21 2018 (Unaudited)

FY 2018

				January 31, 2018	2018	:	1		
					Act	Actual Revenue	R	Revenue to be	% Revenue of
GENERAL FUND REVENUE	Ō	Original Budget	Re	Revised Budget		Received		collected	Total
TNN: ROYAL; GAS; OIL	ŝ	25,378,000	ŝ	25,378,000	ŝ	9,327,940	Ş	16,050,060	36.76
TNN: COAL REVENUES		45,381,000		45,381,000		13,027,475		32,353,525	28.71
TNN:OTR MINERALS REV						14,807		(14, 807)	
TNN: LAND REVENUES		62,644,000		62,644,000		44,562,838		18,081,162	71.14
TNN: BUSINESS FEES						24,995		(24,995)	
TNN: INTEREST INCOME		2,500,000		2,500,000		2,247,521		252,479	89.90
TNN: TAX REVENUES		62,965,000		62,965,000		28,568,428		34,396,572	45.37
COURT FINES + FEES		400,000		400,000		136,722		263,278	34.18
TNN: OTHER REVENUES		750,000		750,000		1,142,582		(392,582)	152.34
BIA: ROYAL; GAS; OIL						106,680		(106, 680)	
BIA: COAL REVENUES						26		(26)	
BIA:OTR MINERALS REV						1		ł	
BIA: LAND REVENUES						45,863		(45,863)	
TOTAL REVENUE	s	200,018,000	s	200,018,000		99,205,877	(1) \$	100,812,123	49.60
LESS:SET ASIDES									
CAPITAL OUTLAY MATCH	Ş	(2,000,000)	Ş	(2,000,000)		(2,000,000)	Ş	,	100.00
LAND FUND TRANSFER		(4,000,000)		(4,000,000)		(1,984,118)		(2,015,882)	49.60
PERMANENT FUND TRNSF		(24,002,000)		(24,002,000)		(11,904,705)		(12,097,295)	49.60
WATER RIGHTS CLAIM FU		(2,000,000)		(2,000,000)		(2,000,000)		ı	100.00
DINE' HIGHER EDUCATIO		(11,200,000)		(11,200,000)		(11,200,000)		ŝ	100.00
VETERANS TRUST FUND S		(8,001,000)		(8,001,000)		(3,968,235)		(4,032,765)	49.60
TOTAL SET ASIDE	ŝ	(51,203,000)	\$	(51,203,000)	Ş	(33,057,058)	(2) \$	(18,145,942)	64.56
SUB TOTAL	\$	148,815,000	s	148,815,000	s	66,148,819	(3) \$	82,666,181	44.45
PERMANENT FUND INCOME TRANSFER	¢.	10.881.000	•	10.881.000	<i>•</i> .	10.881.000	(4) \$	3	100.00
ADD: PF FIVE-YEAR CONTINGENCY	ŀ	2,885,000	•	2,885,000	ŀ	2,885,000			100.00
TOTAL PFI TRANSFER	s	13,766,000	s	13,766,000	\$	13,766,000	s	P	100.00
NET PFI TRANSFER	s	13,766,000	s	13,766,000	s	13,766,000	s	•	100.00
GRAND TOTAL	s	162,581,000	s	162,581,000	s	79,914,819	(9) \$	82,666,181	49.15

Prepared by: General Accounting 2/15/2018

Controller's Report-Special Session-February 2018

(5) Permanent Fund Income allocation reserve (CO-54-16) (4) Permanent Fund Income allocation to General Fund

(6) Grand total General Fund Revenues

(2) Total Set Asides for General Fund Revenue

(3) Net General Fund Revenue

(1) Gross General Fund Revenues

EXHIBIT "A"

3.4

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FY 2018 EXHIBIT "B"

The Navajo Nation Budget Status_Income Statement As of January 31, 2018

Branch / Object Account	0	riginal Budget	R	evised Budget	ļ	Actual Expenses		En	cumbrances		Bu	dget Available		% Available
LEGISLATIVE BRANCH														
2001 - Personnel Expenses	\$	10,202,527		11,839,705		3,512,857					\$	8,326,848		70.33
3000 - Travel Expenses		1,500,400		1,431,847		472,450			39,034			920,363		64.28
3500 - Meeting Expenses		258,642		362,097		117,727			-			244,370		67.49
4000 - Supplies		295,427		450,263		169,613			37,874			242,775		53.92
5000 - Lease & Rental		222,665		226,788		79,109			45,480			102,199		45.06
5500 - Communications & Utilities		144,602		144,850		33,157						111,693		77.11
6000 - Repairs & Maintenance		71,281		125,726		66,720			649			58,357		46.42
6500 - Contractual Services		499,854		1,437,403		153,074			271,827			1,012,502		70.44
7000 - Special Transactions		369,412		382,308		130,778			14,087			237,443		62.11
8000 - Assistance		-		-		-			-					
9000 - Capital Outlay		217,412		439,849		711			131,943			307,196		69.84
9500 - Matching & Indirect Cost		-		-		-			-					
Total LEGISLATIVE BRANCH	\$	13,782,222	\$	16,840,836	\$	4,736,197	(1a)	\$	540,894	(1b)	\$	11,563,745	(1c)	68.66
EXECUTIVE BRANCH														
2001 - Personnel Expenses		80,000,411		83,204,401		23,095,938					\$	60,108,463		72.24
3000 - Travel Expenses		9,602,678		9,472,050		2,935,764			3,580			6,532,706		68.97
3500 - Meeting Expenses		922,101		536,613		47,314			-			489,299		91.18
4000 - Supplies		5,051,048		5,188,141		1,218,528			522,644			3,446,969		66.44
5000 - Lease & Rental		2,905,239		4,431,047		2,115,269			130,093			2,185,684		49.33
5500 - Communications & Utilities		6,405,226		7,138,720		1,712,530			518,303			4,907,887		68.75
6000 - Repairs & Maintenance		4,881,542		6,653,922		1,774,347			1,432,554			3,447,021		51.80
6500 - Contractual Services		5,462,198		9,106,568		584,079			2,951,390			5,571,099		61.18
7000 - Special Transactions		10,247,095		10,282,575		3,790,524			141,339			6,350,713		61.76
8000 - Assistance		32,211,358		33,940,942		21,463,857			72,584			12,404,502		36.55
9000 - Capital Outlay		1,067,855		1,265,866		167,851			40,685			1,057,331		83.53
9300 - Other Income and Expense														
9500 - Matching & Indirect Cost		4,283,378		4,283,378		1,595,243			-			2,688,135		62.76
Total EXECUTIVE BRANCH	\$	163,040,129	\$	175,504,224	\$	60,501,243	(28)	\$	5,813,170	(2b)	\$	109, 189, 810	(2c)	62.21
MUNCHAL SPRANCH					-		-	-		-	-			and the second se
2001 - Personnel Expenses	\$	12,487,393		12,492,946		3,681,025					\$	8,811,921		70.54
3000 - Travel Expenses		367,211		438,932		64,362			-			374,570		85.34
3500 - Meeting Expenses		27,250		45,250		1,410			-			43,840		96.88
4000 - Supplies		226,217		297,219		43,215			-			254,004		85.46
5000 - Lease & Rental		9,805		14,592		9,819			-			4,773		32.71
5500 - Communications & Utilities		98,802		108,030		20,025			-			88,005		81.46
6000 - Repairs & Maintenance		50,211		183,801		44,067			-			139,734		76.02
6500 - Contractual Services		5,050		11,550		3,592			-			7,958		68.90
7000 - Special Transactions		161,958		255,603		66,272			-			189,330		74.07
8000 - Assistance						-						-		
9000 - Capital Outlay		-				-						-		
9300 - Other Income and Expense												-		
Total JUDICIAL BRANCH		13,433,897		13,847,922		3,933,787	(3a)	\$	-	(3b)	\$	9,914,134	(3c)	71.59
GRAND TOTAL:	\$		\$	206,192,982	\$	69,171,228	(4a)	s	6,354,064	(4b)	5	130,667,690	(4c)	63.37
STRATE ISTOR.	2	19010-0010-00	×		×	WY 17 1,64.0	1 TWI	×	019471947	N.T.W.	×	1903997 1999		

Footnotes:

Legislative Branch

(1a) Legislative Expenses

(1b) Legislative Encumbrances

(1c) Legislative Budget Available

Executive Branch

(2a) Executive Expenses

(2b) Executive Encumbrances

(2c) Executive Budget Available

Judicial Branch

(3a) Judicial Expenses

(3b) Judicial Encumbrances

(3c) Judicial Budget Available

Total General Fund

(4a) General Fund Expenses

(4b) General Fund Encumbrances

(4c) General Fund Budget Available

Prepared By. General Accounting 2/15/2018



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Undesignated, Unreserved, Fund Balance (UUFB) February 14, 2018

09-30-17 UUFB balance (Un-Audited)		31,627,355
Less Supplementals:		
CD-72-17 Grazing, Farm Board, Land Board	2,452,257	
CD-73-17- UNM Housing	1,457,300	
Total Supplementals		3,909,557
UUFB -unaudited 02/14/18		27,71 7,798

RCS# 1010		NAVAJO NATION		2/16/2018
KC3# 1010		Special Session		09:00:12 PM
Amo MOT Bennett	to Amd#	Legislation No. 0436-17 NN Dept of Health for Pa		PASSED
SEC Begay, K		of the outstanding balan amount of \$55,785.00 -	ce in	
Yea :	7 Nay	6 Excused :	3 Not Voting : 8	
Yea : 7				
Begay, K Begay, S	BeGaye, . Chee	N Hale Perry	Tso	
Nay : 6				
Bennett Damon	Slim Smith	Withers	poon Yazzie	
Excused : 3				
Tsosie	Shepherd	Brown		
Not Voting : 8				
Bates Begay, NM	Crotty Daniels	Filfred Jack	Pete Phelps	