

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION CONFIRMING THE NOMINATION OF TROY WAYNE POTEETE
AS A JUSTICE OF THE CHEROKEE NATION SUPREME COURT**

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in behalf of the Cherokee people; and

WHEREAS, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America; and

WHEREAS, Justices of the Supreme Court are authorized in Article VIII Section 1 of the Constitution of the Cherokee Nation; and

WHEREAS, according to Article VIII Section 2 of the Constitution, the Justices shall be appointed by the Principal Chief and confirmed by the Council of the Cherokee Nation; and

WHEREAS, the terms of office of the justices have been determined by opinion of Judicial Appeals Tribunal in JAT-05-04, dated June 7, 2006; and

WHEREAS, the term of office for the Justice of Seat (4) four of the Supreme Court expired on December 31, 2006; and

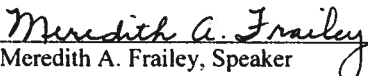
WHEREAS, the Principal Chief has appointed Troy Wayne Poteete as a Justice of the Supreme Court of the Cherokee Nation, Seat 4, to fulfill the duties of Justice as articulated Article VIII of the Constitution; and

WHEREAS, Troy Wayne Poteete is duly qualified to fill this position.


BE IT RESOLVED BY THE CHEROKEE NATION, that Troy Wayne Poteete is hereby confirmed as a Justice of the Supreme Court of the Cherokee Nation, Seat 4, to fulfill the duties of Justice as specified in Article VIII of the Constitution of the Cherokee Nation for a term beginning January 1, 2007 and ending December 31, 2016.

CERTIFICATION

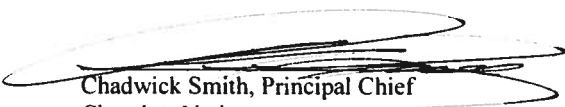
The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 10th day of September, 2007, having 17 members present, constituting a quorum, by the vote of 12 yeas; 5 nays; 0 abstaining.


Meredith A. Frailey, Speaker
Council of the Cherokee Nation

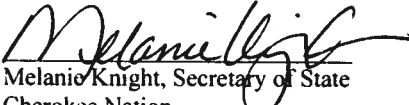
ATTEST:


Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 13th day of September, 2007.


Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:


Melanie Knight, Secretary of State
Cherokee Nation

Administrative Clearance

Program/Project Manager

Signature/Initial _____ Date _____

Department Director:

WJ 8/20/2007

Signature/Initial _____ Date _____

Executive Director:

Signature/Initial _____ Date _____

Controller: (If Needed)

Signature/Initial _____ Date _____

Government Resources Dept:

Lita Morgan 9/20/07

Signature/Initial _____ Date _____

Administration Approval:

Signature/Initial _____ Date _____

Legislative Clearance

Legislative Aide:

Brittain 8/20/07

Signature/Initial _____ Date _____

Standing Committee:

Rules

8/30/07

Next Meeting Date

Chairperson:

M. Bradley

Signature/Initial _____ Date _____

Returned to Presenter: _____

Date

**Cherokee Nation
Act /Resolution Proposal Form**

Act

Resolution

TITLE: A Resolution Confirming the Nomination of Troy Wayne Poteete as Justice of the Cherokee Nation Supreme Court

DEPARTMENT CONTACT: Chad Smith

RESOLUTION PRESENTER: CHAD SMITH

SPONSOR: _____

NARRATIVE:

The Supreme Court was created and authorized by Article VIII, Section 1 of the Cherokee Nation Constitution;

The Principal Chief is authorized to select the justices subject to majority vote of the Council of the Cherokee Nation;

The term of office of the five justices are set out in JAT-05-04.

Seat4 was vacated on December 31, 2006; and

Troy Wayne Poteete is duly qualified to fill this vacancy.