



# Council of the Cherokee Nation

Cherokee Nation Tribal  
Council  
17763 S. Muskogee Ave.  
Tahlequah, OK 74464

## Legislation Details (With Text)

**File #:** 12-120      **Version:** 2      **Name:** N/A  
**Type:** Resolution      **Status:** Passed  
**File created:** 8/15/2012      **In control:** TRIBAL COUNCIL  
**On agenda:** 9/17/2012      **Final action:** 9/17/2012  
**Enactment date:** 9/17/2012      **Enactment #:** R-85-12  
**Title:** A RESOLUTION AUTHORIZING THE FILING OF A FRIENDLY SUIT AGAINST THE ELECTION COMMISSION SEEKING A DECLARATORY JUDGMENT REGARDING THE VOTER DISTRICT AMENDMENT ACT OF 2012  
**Sponsors:** Tina Glory Jordan, Chuck Hoskin Jr., Jodie Fishinghawk  
**Indexes:** Constitution, Redistricting, Voters  
**Code sections:** N/A - Not Applicable  
**Attachments:** 1. R-85-12

Date	Ver.	Action By	Action	Result
9/21/2012	2	OFFICE OF THE CHIEF	Signed	
9/17/2012	2	TRIBAL COUNCIL	Approved	Pass
8/30/2012	2	RULES COMMITTEE	Approved and Forwarded to Council	Pass

### **A RESOLUTION AUTHORIZING THE FILING OF A FRIENDLY SUIT AGAINST THE ELECTION COMMISSION SEEKING A DECLARATORY JUDGMENT REGARDING THE VOTER DISTRICT AMENDMENT ACT OF 2012**

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

**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;

**WHEREAS**, the Council of the Cherokee Nation passed the Voter District Amendment Act of 2012 at the July, 2012, Tribal Council Meeting; and,

**WHEREAS**, to determine the Constitutionality of the Provisions, the Tribal Council seeks authorization to initiate a friendly suit in against the Cherokee Nation Election Commission seeking a declaratory judgment for the constitutionality of the legislation so that the election Commission can move forward with their plans and statutory duties for the 2013 Cherokee Nation Elections.

**BE IT RESOLVED BY THE CHEROKEE NATION**, that the Tribal Council shall file a friendly suit against the Cherokee Nation Election Commission seeking a declaratory judgment for the constitutionality of the Voter District Amendment Act of 2012 to determine the constitutionality of the legislation so that the election commission can move forward their the plans and statutory duties for the 2012 Cherokee Nation Elections.

**BE IT RESOLVED BY THE CHEROKEE NATION**, that the Council of the Cherokee Nation, by its attorney Dianne Barker Harrold, shall file this legal action on behalf of the Council.

