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**CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA**

Resolution No. _____ (2022)

WHEREAS, I have exercised my right to participate in Tribal Elections according to Cherokee Tribal Law, and,

WHEREAS, I have paid the required filing fees to participate in Tribal Elections and I have been certified as a candidate in the following Tribal Elections;

- 2003 – Certified Yellowhill Tribal Council Candidate (Paid \$350 filing fee)
- 2011 – Certified Principal Chief Candidate (Paid \$500 filing fee)
- 2015 - Certified Principal Chief Write-In Candidate (Paid \$700 filing fee)
- 2017 – Certified Yellowhill Tribal Council Candidate (Paid \$500 filing fee)

WHEREAS, I was denied certification for candidacy for Principal Chief in the 2019 Tribal Elections and I paid the \$700.00 filing fee, and,

WHEREAS, on April 3, 2019 I filed an official request for a hearing with the EBCI Board of Elections and their decision to deny certification of my candidacy for Principal Chief, and,

WHEREAS, I requested information as to the name(s) of the individual/individuals who initiated the investigation to deny certification of my candidacy and,

WHEREAS, On May 3, 2019 I received an official letter from the EBCI Board of Elections stating that, “I was not entitled to know” the names of the indivual/individuals who initiated the investigation and,

WHEREAS, the official letter I received from the EBCI Board of Elections dated May 3, 2019 is a direct violation of Cherokee Tribal Law, and Cherokee Code Chapter 132 Public Records and a direct violation of my constitutional rights under the Indian Civil Rights Act and

my right to freedom of information, my right to due process and my right to privacy

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians in Council assembled at which a quorum is present that the Tribal Council Chairman, Mr. Richard French shall schedule a hearing within five (5) working days for evidence to be presented and an inquiry and investigation as to the names of the individual/individuals who initiated the investigation to deny my candidacy for Principal Chief in the 2019 Tribal Election and an inquiry and investigation as to who authored the official letter from the EBCI Board of Elections dated May 3, 2019 stating that I was not entitled to know

BE IT FURTHER RESOLVED that Tribal Council shall reimburse me in the amount of \$2,750.00 for all filing fees that I paid in good faith to participate in the Tribal Elections

BE IT STILL FURTHER RESOLVED that this resolution shall be carried out by the Chairman of Tribal Council, Mr. Richard French and this resolution shall become effective upon ratification by the Principal Chief

Submitted by: Mary Ella Crowe