

AMENDED
PASSED

CHEROKEE COUNCIL HOUSE
CHEROKEE, QUALLA BOUNDARY, NC

Date: January 9, 2025

RESOLUTION NO. 386 (2024)

A resolution to exclude Javaunte Keauna Ware from the lands of the Eastern Band of Cherokee Indians.

WHEREAS, the Eastern Band of Cherokee Indians (“EBCI” or “Tribe”) has the sovereign authority to exclude persons from lands of the Eastern Band to protect the integrity, law and order of the lands, and the welfare of Tribal members; and

WHEREAS, the Tribal Council has codified its authority to exclude persons from the lands of the Eastern Band at Chapter 2 of the Cherokee Code; and

WHEREAS, the power to exclude is an inherent and essential part of Tribal sovereignty that is indispensable to the Tribe's autonomy and self-governance; and

WHEREAS, JAVAUNTE KEAUNA WARE (Date of Birth: 04/06/1996) is not a member of the Eastern Band of Cherokee Indians, but is said to be residing in and around the Qualla Boundary; and

WHEREAS, WARE has a lengthy criminal history and is a convicted felon. WARE has been charged with multiple felonies which include Attempted Murder, Kidnapping, Grand Larceny, 2 counts of Possession of a Firearm during a Violent Crime, 3 counts of Discharging a Firearm into an Occupied Vehicle, and 18' Degree Domestic Violence and Cruelty to Children; and

WHEREAS, WARE has also been charged with other malicious charges such as multiple Breach of Peace, multiple Malicious Injury to Property, multiple Disorderly Conduct, multiple Assault/Battery Aggravated, multiple Resisting Arrest. WARE shows in his history that he has no regard for the law and shows he is unable to comply with orders. WARE has multiple charges for Violation of Court Orders, and multiple charges for Giving False Information; and

WHEREAS, WARE has also been charged in Tribal Courts for the following: (11/09/2024) Domestic Violence Assault on Female (11/09/2024) Elder Abuse; and

NOW THEREFORE, BE IT RESOLVED by the Tribal Council, in Council assembled with a quorum present, and with the number of votes required by Tribal law, JAVAUNTE KEAUNA WARE is hereby PERMANENTLY EXCLUDED from all Tribal lands and is hereby notified and ordered to vacate all tribal lands.

1 BE IT FURTHER RESOLVED that this permanent exclusion prohibits
2 JAVAUNTE KEAUNA WARE from entering or being present on Tribal
3 lands for any purpose except as required by Tribal Council or Tribal Court.
4

5 BE IT FURTHER RESOLVED that if JAVAUNTE KEAUNA WARE is found improperly on
6 Tribal lands at any time after the effective date of this resolution, he shall be
7 treated as a trespasser and appropriate legal action shall be taken against him.
8

9 BE IT FINALLY RESOLVED that all resolutions inconsistent with this resolution are rescinded,
10 and that this resolution shall become effective when ratified by the Principal
11 Chief.
12

13 *Submitted by Chief of Police Carla Neadeau.*

AMENDED
PASSED

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA
JANUARY 9, 2025

AMENDMENT to RESOLUTION No. 386 (2025):
Amend the year from "2024" to "2025"

The attached Resolution/Ordinance 386 dated JANUARY 9, 2025 was:

PASSED (X)

KILLED ()

and ratified in open Council on JANUARY 9, 2025 by 93 voting for the act and 0 members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT
Richard French				X
Perry Shell	X			
Boyd Owle	X			
Bucky Brown	X			
Tom Wahnetah	X			
David Wolfe	X			
Adam Wachacha	X			
Mike Parker	X			
Bo Crowe	X			
Jim Owle	X			
Dike Sneed	X			
Michael Stamper	X			
	93	0	0	7

Mike Parker
 TRIBAL COUNCIL CHAIRMAN

Myrtle Johnson
 ENGLISH CLERK

Michael Stiles
 PRINCIPAL CHIEF

APPROVED () VETOED ()

VETO UPHELD () VETO DENIED ()

DATE: 1-16-25

I hereby certify that the foregoing act of the Council was duly:

PASSED ()

KILLED ()

and ratified in open Council after the same has been interpreted by the Official Interpreter and has been fully and freely discussed.

 INTERPRETED ()

 OMITTED ()