

PASSED

CHEROKEE COUNCIL HOUSE
CHEROKEE, QUALLA BOUNDARY, NC

Date: FEB 05 2026

RESOLUTION NO. 133 (2026)

A resolution to exclude Durwood Chase Fox 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, DURWOOD CHASE FOX (Date of Birth: 05/24/2000) 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, on November 26, 2025, CIPD officers arrested FOX and charged him with Trafficking in Fentanyl and Trafficking in Methamphetamine; and
- WHEREAS, these charges include controlled substance weights of 7.7 grams of fentanyl and 51 grams of methamphetamine; and
- WHEREAS, FOX has a criminal history including being on probation in Pender County NC. For exhibiting harmful material to minors and civil citations for marijuana have been issued.; and
- WHEREAS, FOX does not appear to have any legitimate business on the Qualla Boundary and it is believed that he poses a threat to the health, safety, and welfare of the members of the Eastern Band of Cherokee Indians and the EBCI territory; 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, DURWOOD CHASE FOX is hereby PERMANENTLY EXCLUDED from all Tribal lands and is hereby notified and ordered to vacate all tribal lands.
- BE IT FURTHER RESOLVED that this permanent exclusion prohibits DURWOOD CHASE FOX from entering or being present on Tribal lands for any purpose except as required by Tribal Council or Tribal Court.

BE IT FURTHER RESOLVED that if DURWOOD CHASE FOX

is found improperly on Tribal lands at any time after the effective date of this resolution, he shall be treated as a trespasser and appropriate legal action shall be taken against him.

BE IT FINALLY RESOLVED that all resolutions inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.

Submitted by Chief of Police Carla Neadeau.

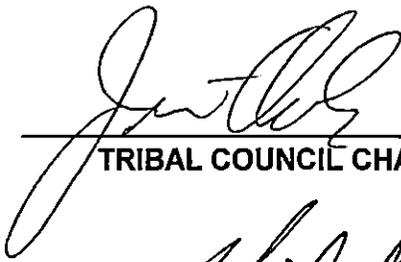
The attached Resolution/Ordinance 133 dated FEBRUARY 5, 2026 was:

PASSED (X)

KILLED ()

and ratified in open Council on February 5, 2026 by 100 voting for the act and 0 members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT
Lavita Hill	X			
Venita Wolfe	X			
Boyd Owle	X			
Michael Smoker	X			
Shennelle Feather	X			
David Wolfe	X			
Adam Wachacha	X			
Mike Parker	X			
Bo Crowe	X			
Jim Owle	X			
Shannon Swimmer	X			
Michael Stamper	X			
	100	0	0	0



TRIBAL COUNCIL CHAIRMAN



ENGLISH CLERK



PRINCIPAL CHIEF

APPROVED () VETOED ()

VETO UPHeld () VETO DENIED ()

DATE: 2-17-26

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 ()