



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Cherokee Agency
Cherokee, North Carolina 28719

IN REPLY REFER TO.

Michell Hicks, Principal Chief
Eastern Band of Cherokee Indians
P.O. Box 455
88 Council House Loop Cherokee, NC 28719

Dear Chief Hicks:

Attached is signed Tribal Council Resolution/Ordinance No. 864 introduced on September 8, 2011 and **Passed** on September 8, 2011. Should you have any questions regarding this matter please contact me at (828) 497-9131 extension 227.

Sincerely,

Superintendent

Date: SEP 08 2011

PASSED

RESOLUTION NO. 864 (2011)

WHEREAS, the Eastern Band of Cherokee Indians has the sovereign authority to exclude persons from lands of the Eastern Band in order to protect the integrity, law and order on Tribal lands and territory or the welfare of the members of the Tribe; 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, Steel Eugene Frazier a/k/a Buck Frazier is not a member of the Eastern Band of Cherokee Indians and is currently entering or residing on Tribal lands; and

WHEREAS, a Temporary Exclusion Resolution was passed, amended, and ratified on July 14, 2011, by the Tribal Council of the Eastern Band of Cherokee Indians, and

WHEREAS, Tribal Council has good reason to believe that Steel Eugene Frazier is a threat to the integrity, law and order on Tribal lands and territory or the welfare of its members by engaging in certain conduct such as telephone harassment, communicating threats, larceny, receiving or possessing stolen property, and Grand Larceny; 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 that Steel Eugene Frazier a/k/a Buck Frazier is hereby permanently excluded from all Tribal lands and IS HEREBY NOTIFIED AND ORDERED TO VACATE ALL TRIBAL LANDS and to remove all personal property from Tribal lands within 48 hours from the date this resolution is ratified. Any personal property remaining on Tribal lands after that period shall become the property of the Tribe.

BE IT FURTHER RESOLVED that if Steel Eugene Frazier a/k/a Buck Frazier is found on Cherokee lands at any time after being excluded, he shall be treated as a trespasser and law enforcement personnel shall arrest him and take other appropriate legal action against him.

BE IT FURTHER RESOLVED that this exclusion prohibits Steel Eugene Frazier a/k/a Buck Frazier from entering or being present on Tribal lands for any purpose EXCEPT

AS REQUIRED BY A SUBPOENA issued by the Cherokee Tribal Court or Cherokee Tribal Council by an officer of the Tribe with authority to issue subpoenas.

BE IT FINALLY RESOLVED that this resolution shall be effective upon ratification by the Principal Chief.

Submitted by: The Cherokee Police Department.

Chapter 2 EXCLUSION POWERS OF TRIBE*

*Cross references: Civil procedure, ch. 1; exclusion or rejection of individuals for Tribal gaming, § 16-9.01 et seq.; enrollment, ch. 49; Tribal government, ch. 117.

Sec. 2-1. Power to exclude.

Sec. 2-2. Tribal Council proceedings.

Sec. 2-3. Notice and legal defense rights.

Sec. 2-4. Terms of exclusion.

Sec. 2-5. Votes required for exclusion.

Sec. 2-6. Enrolled members; permanent exclusion.

Sec. 2-7. Request for exclusion action.

Sec. 2-8. List of convictions for which exclusion is a punishment.

Sec. 2-9. Emergency temporary exclusion.

Sec. 2-1. Power to exclude.

- (a) The Tribal Council shall have the power to exclude enrolled Tribal members for sexual offenses against minors and for convictions for trafficking in controlled substance under Chapter 14 of the Cherokee Code. Tribal Council shall also have the authority to exclude enrolled Tribal members for violations of state and federal law where such offenses would constitute trafficking in controlled substance under the Cherokee Code if committed within the territory of the Eastern Band of Cherokee Indians.
- (b) The Tribal Council shall have the power to exclude other persons from Cherokee trust lands when necessary to protect the integrity and law and order on Tribal lands and territory or the welfare of its members.
- (c) The Tribal Council shall have the power to exclude from or prohibit operation of a business on Cherokee trust lands or specific locations thereon, if the business threatens the health, safety or welfare of Tribal members or Tribal natural resources due to spills, accidents, illegal dumping, or other unauthorized releases of hazardous materials into the environment.

Notwithstanding any other provision of law, the Tribe reserves its sovereign immunity and shall not be liable for claims of loss, damage or injury resulting from exclusions.

(Ord. No. 92, 5-5-1994; Ord. No. 271, 7-24-1996; Ord. No. 630, 2-1-2007; Ord. No. 589, Art. III, 2-8-2007)

Sec. 2-2. Tribal Council proceedings.

The Tribal Council shall exercise its power to exclude persons from Cherokee trust lands only in open session of the Council. Nothing in this section shall prohibit the issuance of Writs of Emergency Temporary Exclusion under 2-9 or the exclusion of persons under 2-3(f).

(Ord. No. 92, 5-5-1994; Ord. No. 589, Art. III, 2-8-2007)

Sec. 2-3. Notice and legal defense rights.

- (a) The Tribal Council shall provide reasonable notice to all persons over whom it exercises the power of exclusion, together with hearing before the Tribal Council.
- (b) The Tribal Council shall provide not less than ten calendar days written notice to such persons prior to hearing. For good cause shown, the Council can waive the ten-day period and exclude immediately.
- (c) Such persons shall be provided with a written statement of the grounds for the proposed exclusion at the same time notice of the hearing is served upon them.
- (d) Such persons shall have the right to appear in person before the Tribal Council, to be represented by legal counsel before the Tribal Council, to require all testimony to be under oath at such hearing, to subpoena witnesses in their behalf for such hearing, to confront or question witnesses bringing exclusion actions against them to the Tribal Council or testifying against them in such hearing.
- (e) Notice of exclusion hearings shall specify the duration of exclusion proposed for each individual.
- (f) Any person convicted of trafficking in controlled substance under Chapter 14 of the Cherokee Code shall not be allowed to enter the territory of the Eastern Band of Cherokee Indians until a hearing on exclusion is held by the Tribal Council. Such hearing shall, if possible, be held prior to their release from custody.

(Ord. No. 92, 5-5-1994; Ord. No. 271, 7-24-1996; Ord. No. 589, Art. III, 2-8-2007)

Sec. 2-4. Terms of exclusion.

The Tribal Council may exclude persons from Cherokee trust lands for limited periods of time, indefinite periods of time or permanently.

(Ord. No. 92, 5-5-1994)

Sec. 2-5. Votes required for exclusion.

- (a) Exclusion of any person from Cherokee trust lands for a limited period of time not exceeding 90 days shall require a majority vote of the entire Tribal Council.
- (b) Exclusion of any person from Cherokee trust lands for more than 90 days or for an indefinite period of time shall require a two-thirds vote of the entire Tribal Council.
- (c) Permanent exclusion of any person from Cherokee trust lands shall require a three-fourths vote of the entire Tribal Council.
- (d) In this section, "a vote of the entire Tribal Council" means that the vote shall be calculated in the proportion of the number of Tribal Council members present at the exclusion hearing; provided, however, that not all Tribal Council members have to be present or vote at the hearing to satisfy this section, so long as not fewer than seven Council members are present and voting.

(Ord. No. 92, 5-5-1994; Ord. No. 530, 1-6-2005)

Sec. 2-6. Enrolled members; permanent exclusion.

If an enrolled Tribal member is permanently excluded from Cherokee trust lands, then the member's name shall be removed from the membership roll of the Tribe, and all privileges pertaining thereto shall immediately be suspended indefinitely. The removal of the person's name from the roll shall be submitted to the Superintendent of the Eastern Cherokee Agency for approval by the Secretary of the Interior or his authorized representative.

(Ord. No. 271, 7-24-1996)

Sec. 2-7. Request for exclusion action.

The persons with standing to bring a request to the Tribal Council for an exclusion action against a person who is subject to this Chapter are:

- (1) The Principal Chief.
- (2) The Vice Chief.
- (3) Members of the Tribal Council.
- (4) The Chief of the Cherokee Police Department.
- (5) The Tribal Prosecutor.

(Ord. No. 271, 7-24-1996; Ord. No. 757, 5-16-2001; Ord. No. 589, Art. III, 2-8-2007)

Sec. 2-8. List of convictions for which exclusion is a punishment.

The Clerk of Cherokee Court shall semiannually provide Tribal Council with a list of all persons convicted of crimes during the preceding six months in which banishment is provided by statute. The list shall be transmitted no later than January 31, 2007 and every six months thereafter. The initial list shall include all persons convicted since April 1, 2000.

(Ord. No. 589, Art. III, 2-8-2007)

Sec. 2-9. Emergency temporary exclusion.

(a) *Definitions.* For the purpose of this section the following definitions shall apply:

- (1) *Officer:* A sworn law enforcement officer of the Cherokee Police Department or any other law enforcement officer with the responsibility of enforcing Cherokee Law under authority of this code or a mutual aid agreement.
- (2) *Cherokee Officer:* A sworn law enforcement officer of the Cherokee Police Department only.
- (3) *Drug Offense:* Any act which would violate the provisions of Article XVI of Chapter 14 of the Cherokee Code committed within the territorial jurisdiction of the Eastern Band of Cherokee Indians, whether or not the Cherokee Court has jurisdiction over the individual committing the offense. Considering all appropriate aggravating factors which may be present, the term "Drug Offense" shall not include any act which would be punished as a class D offense under Cherokee law.
- (4) *Non-member:* Any person not officially enrolled as a tribal member in the Eastern

Band of Cherokee Indians

- (5) *Designated Official*: An individual designated by Cherokee Law to enforce the provisions of this section by issuing Writs of Emergency Temporary Exclusion. Any magistrate of the Cherokee Court shall be a designated official for the purposes of this Chapter.
 - (6) *Writ of Emergency Temporary Exclusion (Writ)*: A legally binding order issued by the designated official exercising the power of exclusion of Tribal Council excluding a non-member from the Cherokee Trust lands. The Writ shall clearly state on its face the date, time and location of the next scheduled Tribal Council session. Unless renewed by a vote of the Tribal Council in open council, the Writ shall expire at the end of the next regularly scheduled Tribal Council meeting following its issuance.
- (b) When a Law Enforcement Officer has probable cause to believe that a non-member has committed a Drug Offense, the officer shall bring the non-member before the designated official without unnecessary delay to determine whether a Writ of Emergency Temporary Exclusion is necessary to protect the integrity and law and order on Tribal lands and territory or the welfare of its members. The commission of any Drug Offense by a non-member shall constitute a per se threat to the integrity and law and order on Tribal lands and territory or the welfare of its members.
 - (c) The officer shall complete a sworn, written application for Writ of Emergency Temporary Exclusion. The application shall contain a written statement of the essential facts constituting the Drug Offense. If the application establishes probable cause to believe that a Drug Offense has been committed by a non-member, the designated official must issue Writ of Emergency Temporary Exclusion. Without exception, a copy of the application and Writ and any appropriate information considered by the Designated Official shall be transmitted to the English Clerk of Tribal Council no later than the beginning of the next scheduled Tribal council or 72 hours after the application was considered, whichever is sooner.
 - (d) Any Cherokee Officer shall be authorized to execute a Writ of Emergency Temporary Exclusion upon a named non-member. The Cherokee Officer shall execute the Writ by serving a copy of the Writ and application upon the non-member and transporting the non-member to any location outside the territorial jurisdiction of the Eastern Band of Cherokee Indians.
 - (e) The issuance and execution of a Writ of Emergency Temporary Exclusion shall be independent of any criminal charges filed against the non-member in Cherokee Court or any other jurisdiction.
 - (f) Regardless of whether a writ is issued, the non-member shall be given notice of the next scheduled meeting of Tribal Council and the application and writ shall be placed upon the agenda. A decision by the Designated Official regarding probable cause shall not be binding on Tribal Council and hearing before Council shall require a de novo review of all appropriate facts and determinations. If no Writ is issued upon application, the Tribal Council may review the facts and hold a proceeding for non-emergency exclusion. At the designated meeting or any subsequent scheduled meeting, Tribal Council may renew the Writ until the next scheduled session, complete the process of formal exclusion under this chapter, or decline to take further action.



EASTERN BAND OF CHEROKEE INDIANS
 CHEROKEE TRIBAL COURT
 CHEROKEE, NORTH CAROLINA

Tribal Court Record Check (since 1/1/2000)

Criminal Record Report By Roll Number

Roll Number: **SEF1**

Name: FRAZIER, STEEL

DOB: 6/26/1987
 EUGENE

Roll Number: **SEF1**

Name: FRAZIER, STEEL

DOB: 6/26/1987
 EUGENE

Conviction Date 8/31/2011 Sentencing Date Date of Offense: 9/29/2009

Case #: CR 09-1397 PV Charge: Obstructing Justice
 Section: 14-70.17 Obstructing Justice

Verdict: Guilty/Responsible Consolidated with CR 10-934-

Jail time: 90 Days Suspended Probation Period/ Suspended for: 12 Months

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): 14 Days Credit for Time served in days: 10

\$250.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): 100 EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimium Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 9/29/2009

Case #: CR 09-1397PV

Charge: Obstructing Justice

Section: 14-70.17

Obstructing Justice

Verdict: Guilty/Responsible

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 7/30/2010

Case #: CR 10-0934

Charge: Telephone Harassment

Section: 14-5.3

Telephone Harassment

Verdict: Guilty/Responsible

Consolidated with CR 09-1397

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$500

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 7/30/2010

Case #: CR 10-0934PV

Charge: Telephone Harassment

Section: 14-5.3

Telephone Harassment

Verdict: Guilty/Responsible

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$500

Minimium Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 7/30/2010

Case #: CR 10-0935

Charge: Communicating Threats

Section: 14-5.2

Communicating Threats

Verdict: Guilty/Responsible

Consolidated with CR 09-1397

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 6m/\$500

Minimium Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 7/30/2010

Case #: CR 10-0935pv

Charge: Communicating Threats

Section: 14-5.2

Communicating Threats

Verdict: Guilty/Responsible

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 6m/\$500

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: Frazier

, Steel

E

Conviction Date 5/21/2008

Sentencing Date

Date of Offense: 10/14/2007

Case #: CR 07-1523

Charge: Purchasing, Attempt to Purchase, Possession or Consumption of Alcoholic Bevera

Section: 14-15.6(b)

Purchasing, Attempt to Purchase, Possession or Consumption of Alcoholic Beverages by Per

Verdict: Guilty/Responsible

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for: 6 Months

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$50.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): 72 EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$1,000.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc by incident

Minimum Sentenc by incident

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: Frazier, Steel

E

Conviction Date 5/21/2008

Sentencing Date

Date of Offense: 10/14/2007

Case #: CR 07-1523PV

Charge: Purchasing, Attempt to Purchase, Possession or Consumption of Alcoholic Beverage

Section: 14-15.6(b)

Purchasing, Attempt to Purchase, Possession or Consumption of Alcoholic Beverages by Per

Verdict: Guilty/Responsible

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc by incident

Minimum Sentenc by incident

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL

EUGENE

Conviction Date 10/20/2010

Sentencing Date

Date of Offense: 7/30/2010

Case #: CR 10-0936

Charge: Harassment

Section: 14-25.13

Harassment

Verdict: Dismissed upon Plea

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 3m/\$250

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 9/1/2010

Sentencing Date

Date of Offense: 9/29/2009

Case #: CR 09-1395

Charge: Drugs: Manufacturing Selling or Delivering, Possessing with intent to sell or deliv

Section: 14-95.6(b)

Drugs: Manufacturing Selling or Delivering, Possessing with intent to sell or deliver schedul

Verdict: Dismissed upon Plea

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offes DV Related offes DR/ALC related offense

Maximum Sentenc Drug Class B

Minimum Sentenc 6 m/ \$3,000 no EHC

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 9/1/2010

Sentencing Date

Date of Offense: 9/29/2009

Case #: CR 09-1396

Charge: Perjury in the Second Degree

Section: 14-70.2

Perjury in the Second Degree

Verdict: Dismissed upon Plea

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offes DV Related offes DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 6/9/2011

Case #: CR 11-0822

Charge: Larceny

Section: 14-10.60

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offn H2H Related offns DV Related offns DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 6/9/2011

Case #: CR 11-0823

Charge: Receiving or Possessing Stolen Property

Section: 14-10.61

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offn H2H Related offns DV Related offns DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 6/9/2011

Case #: CR 11-0824

Charge: Grand Larceny (> \$1,000)

Section: 14-10.60(c)

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

EUGENE

Conviction Date 8/31/2011

Sentencing Date

Date of Offense: 6/9/2011

Case #: CR 11-0825

Charge: Receiving or Possessing Stolen Property

Section: 14-10.61

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL

E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0903 Charge: Criminal Conspiracy

Section: 14-2.2

Verdict: Consolidated with

Jail time: Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aesessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc Minimum Sentenc Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL

E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0904 Charge: Burglary

Section: 14-10.40

Verdict: Consolidated with

Jail time: Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aesessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000 Minimum Sentenc 3m/\$250 Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0905 Charge: Larceny
Section: 14-10.60 GRAND
Verdict: [] Consolidated with

Jail time: [] Suspended Probation Period/ Suspended for:
[] Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): [] Credit for Time served in days:

\$0.00 Fine: [] Pay Costs [] Pay Attorney Cost Amount Atty: \$0.00
[] Resitution ordered Amount: \$0.00 Paid to: [] Heart to Heart fine
[] Community Service work Duration (Hrs): EHC []
[] No use or possess Alcohol [] Obtain SAA by: [] DARE Assessment Amount: \$0.00
[] Obtain Batter's Program Assesment by:
[] No contact with Complainant or witnesses [] Remain Gainfully Employed

Other:

Charge Details:

[] Three Strikes Realted Offen [] H2H Related offens [] DV Related offens [] DR/ALC related offense
Maximum Sentenc 1y/\$5000 Minimum Sentenc Infraction []

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0906 Charge: Receiving or Possessing Stolen Property
Section: 14-10.61 GRAND
Verdict: [] Consolidated with

Jail time: [] Suspended Probation Period/ Suspended for:
[] Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): [] Credit for Time served in days:

\$0.00 Fine: [] Pay Costs [] Pay Attorney Cost Amount Atty: \$0.00
[] Resitution ordered Amount: \$0.00 Paid to: [] Heart to Heart fine
[] Community Service work Duration (Hrs): EHC []
[] No use or possess Alcohol [] Obtain SAA by: [] DARE Assessment Amount: \$0.00
[] Obtain Batter's Program Assesment by:
[] No contact with Complainant or witnesses [] Remain Gainfully Employed

Other:

Charge Details:

[] Three Strikes Realted Offen [] H2H Related offens [] DV Related offens [] DR/ALC related offense
Maximum Sentenc 1y/\$5000 Minimum Sentenc Infraction []

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

E

Conviction Date

Sentencing Date

Date of Offense: 6/20/2011

Case #: CR 11-0907

Charge: Criminal Mischief

Section: 14-10.9

GRAND

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER

, STEEL

E

Conviction Date

Sentencing Date

Date of Offense: 6/20/2011

Case #: CR 11-0908

Charge: Burglary

Section: 14-10.40

GRAND

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc 3m/\$250

Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL

E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0909 Charge: Larceny

Section: 14-10.60

Verdict: Consolidated with

Jail time: Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000 Minimum Sentenc Infraction

Roll Number: SEF1

DOB: 6/26/1987

Name: FRAZIER, STEEL

E

Conviction Date Sentencing Date Date of Offense: 6/20/2011

Case #: CR 11-0910 Charge: Receiving or Possessing Stolen Property

Section: 14-10.61

Verdict: Consolidated with

Jail time: Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation): Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Assessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000 Minimum Sentenc Infraction

Conviction Date

Sentencing Date

Date of Offense: 6/20/2011

Case #: CR 11-0911

Charge: Criminal Mischief

Section: 14-10.9

Verdict:

Consolidated with

Jail time:

Suspended Probation Period/ Suspended for:

Supervised Probation until Fine Paid, Community Service Performed and Assessment Recommendations complete

Active Jail (Probation):

Credit for Time served in days:

\$0.00 Fine: Pay Costs Pay Attorney Cost Amount Atty: \$0.00

Resitution ordered Amount: \$0.00 Paid to: Heart to Heart fine

Community Service work Duration (Hrs): EHC

No use or possess Alcohol Obtain SAA by: DARE Assessment Amount: \$0.00

Obtain Batter's Program Aessment by:

No contact with Complainant or witnesses Remain Gainfully Employed

Other:

Charge Details:

Three Strikes Realted Offen H2H Related offens DV Related offens DR/ALC related offense

Maximum Sentenc 1y/\$5000

Minimum Sentenc

Infraction

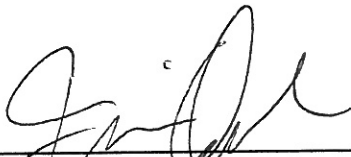
The attached Resolution/Ordinance No. 864 dated September 8, 2011 was:

PASSED (X)


KILLED ()

and ratified in open Council on September 8, 2011 by 93 voting for the act and 0__ members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT	TABLE
Teresa McCoy				X	
Perry Shell	X				
Gene Crowe	X				
Mike Parker	X				
David Wolfe	X				
Alan Ensley	X				
Jim Owle	X				
Diamond Brown	X				
Adam Wachacha	X				
Bill Taylor	X				
Terri Henry	X				
Tommye Saunooke	X				
	93			7	



 TRIBAL COUNCIL CHAIRMAN



 PRINCIPAL CHIEF



 CLERK

APPROVED (✓)

VETOED ()

VETO UPHeld () VETO DENIED ()

DATE: 9-8-11

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

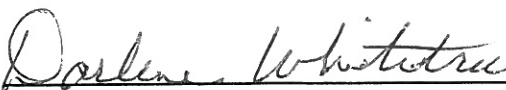
PASSED (X)

KILLED ()

and ratified by Council Chairperson, Clerk, and Principal Chief of the Eastern Band of Cherokee Indians.

In testimony, whereof, I have hereunto set my hand and affixed the seal of the said Band of Indians. Superintendent, Cherokee Indian Agency.

 INTERPRETED ()



 OMITTED ()