

**Cherokee Council House
Cherokee, Qualla Boundary (NC)**

Date: _____

RESOLUTION NO. _____ (2016)

- 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 of those lands and 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 (C.C.); and
- WHEREAS, MARQUIS GWAN FORD, date of birth of 09/14/1980, is not a member of the Eastern Band of Cherokee Indians, and is currently incarcerated at the Cherokee Detention Center; and
- WHEREAS, most recently, on or about August 13, 2016, MARQUIS GWAN FORD was charged with Criminal Mischief (DV) in violation of C.C. 14-10.9, Second Degree Trespass (DV) in violation of C.C. 14-10.16 and Assault on a Female (DV) in violation of 14-40.56; and
- WHEREAS, due to these charges pending in Cherokee Court and his extensive criminal history in Cherokee Court including but not limited to convictions for: Willful violation of a Court Order; Simple Assault (DV); and Assault on a Female (DV), the Tribal Council has good reason to believe that MARQUIS GWAN FORD is a threat to the law and order on Tribal lands and a threat to the welfare of enrolled members.
- NOW THEREFORE, BE IT RESOLVED by the Tribal Council, in Annual Council assembled with a quorum present and with the number of votes required by Tribal law, that upon release or transfer from the Cherokee Detention Center, MARQUIS GWAN FORD is hereby permanently excluded from all Tribal lands and is hereby notified and ordered to vacate all tribal lands upon such release or transfer.
- BE IT FURTHER RESOLVED that this permanent exclusion prohibits MARQUIS GWAN FORD from entering on or being present on Tribal lands for any purpose except as required by a subpoena issued by Tribal Council or Tribal Court.
- BE IT FURTHER RESOLVED that if MARQUIS GWAN FORD is found improperly on Tribal lands at any time after the effective date of this resolution or upon his release or transfer from the Cherokee Detention Center, whichever is later, 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- BE IT FINALLY RESOLVED that all resolutions inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.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 The Cherokee Indian Police Department Chief of Police pursuant to Cherokee Code Chapter 2.