

**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; and

WHEREAS, WAYNE NELSON HARRIS is not a member of the Eastern Band of Cherokee Indians and is or has been entering or residing on Tribal lands; and

WHEREAS, WAYNE NELSON HARRIS was temporarily excluded on September 21, 2016 incident to an arrest for violation of Cherokee Criminal Code for the following drug related offenses:

a. Cherokee Code 14-95.5(a): Possessing a controlled substance classified in Schedule II, specifically for possession of Methamphetamine 250 grams;

b. Cherokee Code 14-95.6(b): Manufacturing, selling or delivering, or possessing with intent to manufacture sell or deliver a Schedule II substance;

c. Cherokee Code 14-95.9: Trafficking Methamphetamine;

d. Cherokee Code 14-95.10: Transporting controlled substances onto EBCI; and

WHEREAS, Tribal Council has good reason to believe that WAYNE NELSON HARRIS is a threat to the law and order on Tribal lands and a threat to the welfare of enrolled members by engaging in drug related conduct.

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 WAYNE NELSON HARRIS is hereby permanently excluded from all Tribal lands and is hereby notified and order to vacate all tribal lands.

BE IT FURTHER RESOLVED that this permanent exclusion prohibits WAYNE NELSON HARRIS 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 WAYNE NELSON HARRIS 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BE IT FINALLY RESOLVED that all resolutions inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.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 The Cherokee Indian Police Department Chief of Police pursuant to Cherokee Code Chapter 2*