

**CHEROKEE COUNCIL HOUSE
CHEROKEE, QUALLA BOUNDARY (NC)**

Date: _____

RESOLUTION NO. _____ (2019)

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 this Eastern Band at Chapter 2 of the Cherokee Code; and

WHEREAS, JEFFERY COTTON with a date of birth of 12/04/1987 is a not an enrolled member of the Eastern Band of Cherokee Indians; and

WHEREAS, on 4/12/2019, JEFFERY COTTON was charged with:
 Possession of a controlled substance;
 Trafficking;
 Manufacturing, selling, delivering a controlled substance;
 All of which were committed on the territory of the Eastern Band of Cherokee Indians; and

WHEREAS, most recently, on or about 6/13/2019, JEFFERY COTTON plead guilty to the following offense on Tribal lands of the Eastern Band of Cherokee Indians:

Manufacturing, selling, delivering a controlled substance;

WHEREAS, JEFFERY COTTON received a sentence from the Cherokee Court of 180 days active incarceration for which he will be release from Cherokee Detention Facility on 10/09/19; and

WHEREAS, the power to banish JEFFERY COTTON for his conviction lies solely within the power of Tribal Council under Cherokee Code Chapter 2; and

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians assembled, at which a quorum is present and with the number of votes required by Tribal law, that JEFFERY COTTON is hereby permanently excluded from all Tribal lands and is hereby notified and ordered to vacate all Tribal lands on 10/09/2019.

BE IT FURTHER RESOLVED that this permanent exclusion prohibits JEFFERY COTTON 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 JEFFERY COTTON is found improperly on Tribal lands at any time after the effective date of this resolution (10/09/2019), he shall be treated as a trespasser and appropriate legal action shall be taken against him.

BE IT FINALLY RESOLVED that all resolutions that are inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.

Submitted by the Tribal Prosecutor pursuant to Cherokee Code Chapter 2.