

Tribal Council of the Cherokee Nation of Oklahoma

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Article XIII. Oath

Section 1. All officers elected or appointed shall, before entering upon the duties of their respective offices, take and subscribe to the following oath or affirmation:

"I do solemnly swear, or affirm, that I will faithfully execute the duties of _____ of the Cherokee Nation, and will, to the best of my ability, preserve, protect and defend the Constitutions of the Cherokee Nation, and the United States of America. I swear or affirm further, that I will do everything within my power to promote the culture, heritage and traditions of the Cherokee Nation."

Section 2. The foregoing oath shall be administered by any person authorized by the Council to administer oaths. The oath shall be filed in the Office of the Secretary-Treasurer.

Executive Branch



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Chad Smith
Principal Chief

He lives outside of the Cherokee Nation in Sapulpa, OK. Which is in violation to Cherokee Law.

Tribal Council Representatives working for the Cherokee people today.



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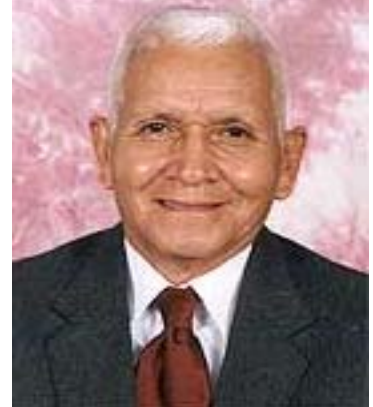
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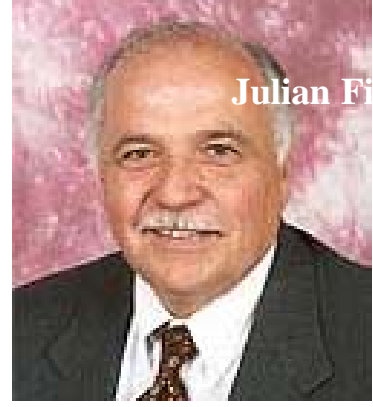
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The Cherokee people voted to have the tribal council represent the Cherokees in their district. Not just their personal view or opinion or what the Chief tells them to do.



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Judge to Review CNO Motion in Federal Freedmen suit

the Court to permit them to file a response to the motion to dismiss. The document filed by the Freedmen shows that the Bureau of Indian Affairs had no opposition to the filing, but the Cherokee Nation was opposed.

The Freedmen response, if accepted by the Court, could be very damaging to the Cherokee Nation's position that sovereign immunity prevents the suit from moving forward. The tribe claims that it is immune and cannot be sued without its

permission.

However, the plaintiff's response claims that the Treaty of 1866 waives the sovereign immunity of the Cherokee Nation regarding the rights of the Freedmen. The document also cites federal cases where the U.S. Courts have found that Congress did not intend that sovereign immunity could be used to avoid court jurisdiction for violations of the 13th Amendment to the U.S. Constitution.

The 13th Amendment forever abolished slavery in the United

States and any badges of slavery that existed or might exist in the United States and all of its territories. The Federal Courts have consistently held that limitations on voting rights, particularly in the southern states of the old Confederacy, were in fact, badges of slavery and were unconstitutional. The plaintiff's filing cites federal Indian law in which the courts have held that badges of slavery are not permitted by Indian tribes and the 13th Amendment applies, notwithstanding sovereign immunity.

Freedmen have long contended that the limitation on their voting rights in the Cherokee Nation was nothing more than an outgrowth of the slave status of their ancestors and is therefore, a badge of slavery imposed upon them by the leadership of the Cherokee Nation of Oklahoma.

No timeline for a determination on whether the court will accept the Freedmen's response to the CNO motion to dismiss or when the motion to dismiss might be decided.

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