

PUBLIC NOTICE & AGENDA
TO: ALL CHEYENNE AND ARAPAHO TRIBAL MEMBERS
(18 YEARS AND OLDER ON OR BEFORE MARCH 24TH, 2018)

Special Tribal Council Meeting
Saturday March 24th, 2018 @ 10:00 am
Concho Community Hall – Concho, OK

In accordance with the Cheyenne & Arapaho Tribes' Constitution, pursuant to Article V. Sec. 3 (b) Special Meetings of the Tribal Council may be called by five members of the Legislature. On February 9th, 2018 a resolution was submitted from the Legislative Office to call a Special Tribal Council meeting. The resolution was sponsored by A3 Legislator Patrick Spottedwolf and C2 Legislator George Woods.

Breakfast and lunch will be provided and the Tribes shall provide bus transportation for members of the Tribes to attend the Annual Meeting.

The Special Tribal Council Meeting is being held on Saturday, March 24th, 2018, at 10:00 am. The Special Tribal Council meeting shall be held at the Concho Community Building, Concho, OK. The agenda of the Special Tribal Council Meeting is listed below.

The purpose of this meeting shall be to vote on the following resolutions:

- 1. To remove Jennifer Plummer, the Tribal Council Coordinator**
- 2. Appoint an Acting Coordinator to fulfill the remaining term, until the October 6th, 2018 Annual Meeting**

Any resolution is available to the public.

Office of the Tribal Council:
Jennifer Plummer
Tribal Council Coordinator
Cell Phone 405-246-8175
Office phone: 405-422-7430
P.O. BOX 38, Concho, Okla. 73022



PUBLIC NOTICE
for the
SPECIAL MEETING
of the
TRIBAL COUNCIL

Special Meeting of the Tribal Council
called by the
Seventh Legislature of the Cheyenne and Arapaho Tribes
Saturday, March 24, 2018 at 10:00 a.m.
Concho Community Hall, Concho, OK

Article V, Section 3, subsection (b) of the Cheyenne and Arapaho Tribe's Constitution reads in part, "Special Meetings of the Tribal Council may be called by five (5) members of the Legislature."

At the Seventh Legislature Public Hearing held on February 8, 2018, six (6) of the eight (8) Legislators signed Resolution Number 7L-SMTC-2018-0208-001, calling for a Special Meeting of the Tribal Council at 10:00 a.m., on Saturday, March 24, 2018 at the Concho Community Hall, Concho, Oklahoma.

Article VI, Section 5, subsection (a) of the Tribe's Constitution reads in part, "the Legislature shall have the power to make laws and resolutions in accordance with the Constitution which are necessary and proper for the good of the Tribes."

Article V, Section 3, subsection (b) of the Constitution reads in part, "The purpose of the Special Meeting shall be indicated in the request for the Special Meeting and no other business shall be conducted at the Special Meeting."

The purpose of the Special Meeting shall be for the Tribal Council from the floor to: (1) Remove Jennifer Plummer, Tribal Council Coordinator; and (2) Appoint an Acting Coordinator to fulfill the remaining term, until the October 6, 2018 Annual Meeting.

C1- Burl Buffalomeat, Assistant Speaker

C2- George Woods

C3- VACANT

C4 – Byron Byrd

Seventh Legislature

A1- Billie Sutton

A2 – Kendrick Sleeper

A3- Patrick Spottedwolf, Speaker

A4 – Winslow Sankey

March 24, 2018
Cheyenne Arapaho Tribes Special Tribal Council Meeting
Concho Community Hall

A Quorum was established and meeting started at 10am.
Nominations for Meeting Chair were Chris YellowEagle and Albert Old Crow.
Albert won the majority vote as Chairman.

Nominations for meeting secretary were Gloria Tallbull and LaRenda Morgan.
LaRenda won the majority vote.

Chairman Old Crow calls for reading of the resolution by author.
Janet Garrett makes a motion to not accept the meeting agenda.
The motion is seconded by Darrell Flyingman.

Chairman Old Crow calls for vote.
83 Votes to not accept the meeting agenda.
77 votes to accept the meeting agenda.

Chairman Oldcrow calls for motion to adjourn.

Janet Garrett makes a motion to adjourn, Darrell Flyingman seconds the motion.
Chairman Old Crow adjourns the meeting.

End.


Chairman, Cheyenne & Arapaho Tribes
Special Tribal Council Meeting

ATTEST:

Secretary, Cheyenne & Arapaho Tribes of Oklahoma
Special Tribal Council Meeting

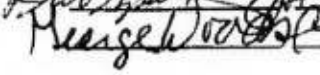
(SEVENTH LEGISLATURE
OF THE
CHEYENNE AND ARAPAHO TRIBES
Special Meeting of the Tribal Council
March 24, 2018
Concho, OK

RESOLUTION: A Resolution to call for a Special Meeting of the Tribal Council, at 10:00 a.m., on Saturday, March 24, 2018 at the Concho Community Hall, Concho, Oklahoma.

RESOLUTION NO: 7L-SMTC-2018-0208-001

DATE INTRODUCED: February 6, 2018

SPONSOR:  District

CO-SPONSOR:  District

SUBJECT: A Resolution to call for a Special Meeting of the Tribal Council, at 10:00 a.m., on Saturday, March 24, 2018 at the Concho Community Hall, Concho, Oklahoma; and

WHEREAS: The Cheyenne and Arapaho Tribes are a Federally recognized Indian Tribe organized in accordance with Article XVII of the Tribe's Constitution and By-Laws and Section 3 of the Oklahoma Indian Welfare Act of June 26, 1936 (49 Stat. 1967), under an amended Constitution ratified on April, 2006 and approved by the Secretary of Interior on May 17, 2006; and

WHEREAS: The Cheyenne and Arapaho Constitution Article V, Section 3, subsection (b) grants the People the power to call for a Special Meeting of the Tribal Council.

"Special Meeting of the Tribal Council may be called by five members of the Legislature or by petition signed by one hundred fifty members of the Tribes. All requests for a Special Tribal Council shall be submitted to the Coordinator of the Office of the Tribal Council.

Upon receipt of a Valid petition, the Coordinator of the Office of the Tribal Council shall call the Special Meeting," and

WHEREAS: On January 20, 2018, a VALID petition signed by **189 Enrolled Tribal Members** was submitted to the Tribal Council Coordinator at the Office of the Tribal Council. The Petition had been certified as Valid by the Department of Enrollment on December 27, 2017; and

WHEREAS: On December 29, 2017, via Memorandum, Jennifer Plummer, Tribal Council Coordinator, refused to call a Special Tribal Council meeting, in clear violation of Article V, Section 3, subsection (b); and

WHEREAS: On February 1 18 Members from the petition signed 189 Enrolled Tribal Members submitted this Resolution to the Seventh Legislature requesting that they call a Special Meeting of the Tribal Council; and

WHEREAS: Article V, Section 3, subsection (b) of the Constitution reads in part, "Special Meetings of the Tribal Council may be called by five (5) members of the Legislature;" and

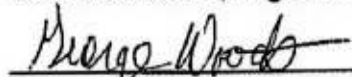
WHEREAS: Article V, Section 3, subsection (b) of the Constitution reads in part, "The purpose of the Special Meeting shall be indicated in the request for the Special Meeting and no other business shall be conducted at the Special Meeting;" and

WHEREAS: Article V, Section 3, subsection (a) of the Constitution reads in part, "An Annual Meeting of the Tribal Council shall be held on the first Saturday in October;" and

WHEREAS: The purpose of the Special Meeting shall be for the Tribal Council from the floor to: (1) Remove Jennifer Plummer, Tribal Council Coordinator; and (2) Appoint an Acting Coordinator to fulfill the remaining term, until the October 6, 2018 Annual Meeting; and

NOW, THEREFORE BE IT RESOLVED, that the undersigned members of the Seventh Legislature of the Cheyenne & Arapaho Tribes calls for a Special Meeting of the Tribal Council at 10:00 a.m., on Saturday, March 24, 2018 at the Concho Community Hall, Concho, Oklahoma; and the purpose of the Special Meeting shall be for the Tribal Council from the floor to: (1) Remove Jennifer Plummer, Tribal Council Coordinator; and (2) Appoint an Acting Coordinator to fulfill the remaining term, until the October 6, 2018 Annual Meeting.

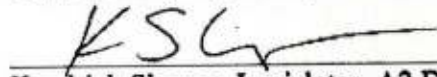

Burl Buffaloe, Legislator, C1 District

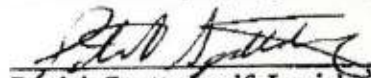

George Woods, Legislator, C2 District

VACANT, Legislator, C3 District


Byron Byrd, Legislator, C4 District


Billie Sutton, Legislator, A1 District


Kendrick Sleeper, Legislator, A2 District


Patrick Spottedwolf, Legislator, A3 District


Winslow Sankey, Legislator, A4 District

IN THE DISTRICT COURT OF THE CHEYENNE AND ARAPAHO TRIBES

IN RE THE INVALIDITY OF THE
SPECIAL TRIBAL COUNCIL
MEETING SET FOR MARCH 24TH, 2018

Jennifer Plummer, Tribal Council Coordinator
Plaintiff

vs.

Seventh Legislature of the Cheyenne &
Arapaho Tribes
Defendants

CIV-2018-18
CHEYENNE & ARAPAHO TRIBES
OF OKLAHOMA
FILED MAR - 7 2018
IN THE TRIAL COURT
DOCKET _____ PAGE _____
FILM _____ IMAGE _____

COURT CLERK
DEPUTY

PETITION FOR EMERGENCY DECLATORY
JUDGEMENT AND INJUNCTION ON THE
VALIDITY OF THE SPECIAL TRIBAL COUNCIL

Jennifer Plummer, Coordinator of the Office of Tribal Council for the Cheyenne and Arapaho Tribes, submits this complaint for an Emergency Temporary Restraining Order and an Emergency Declaratory Judgement. The Special Tribal Council Meeting set for Saturday March 24th, 2017 in Clinton, OK is invalid based on previous tribal court rulings establishing the unconstitutional appointment of the Tribal Council Coordinator and the procedural deficiencies in calling the meeting by the Seventh Legislature.

The Facts set forth in this matter are as follows:

1. On February 8th, 2018 a resolution was submitted to the Legislature in a Public hearing to call a Special Tribal Council Meeting for Saturday March 24th, 2018. Two items were listed on the resolution 1) Removal of the current Tribal Council Coordinator and 2) appointment of a New Tribal Council Coordinator. Five Legislators signed the resolution to call a Special Tribal Council Meeting. **Exhibit A**
2. Special Tribal Council Meetings in the past have been called by "Legislative Orders" and not Legislative Resolutions. Legislative Resolutions are subject to the 30-day Legislative Process per the constitution, Article VI - Section 7, and this resolution to call a meeting was not put on the Legislative agenda for 30 days. The Resolution signed was dated February 6th, 2018 and signed on February 8th, 2018. In the Tribal Council Policy and Procedures established in 2008 page 1 (2a) *Special Meetings of the Tribal Council may be called by five members of the Legislature. A formal request signed by five members of the Legislature shall be submitted to the Coordinator and shall include purpose of the Special Meeting with proposed resolutions attached in proper format as indicated by the rules and order of procedure of the Tribal Council.* **Exhibit B & C**
3. At the Public Hearing scheduled on February 8th, 2018 the Legislature refused to give the Office of Tribal Council a copy of the resolution to call a Special Tribal Council Meeting and proceeded

to call a Special Tribal Council Meeting without going thru the Office of the Tribal Council per the constitutional required procedure and the Tribal Council Policy and Procedures. A Public notice was sent out by the Executive Office calling for a Special Tribal Council Meeting that day and was not in compliance with the constitutional requirements of going thru the Office of the Tribal Council. **Exhibit D**

4. The resolution was submitted to the Office of the Tribal Council finally. The Tribal Council Coordinator tried to reserve the Concho Community Hall. The Concho Community hall was not available for the March 24th date at Concho. The Clinton Community Hall was available. The Legislature failed to check availability of the venue before calling a meeting and did not respond in timely when contacted about venue so a meeting was called for Clinton, OK by the Tribal Council Coordinator. **Exhibit E**
5. Emails were made to the Legislators about the unavailability of the Community and no response from any of the Legislator except from C4 Legislator Byron Byrd. **Exhibit E**
6. A meeting was called by the Office of Tribal Council for March 24th, 2018 for Clinton Community Hall. Resolution states Concho Community Hall. The Tribal Council Policy and Procedures states the resolutions submitted must have correct time, date and location of the meeting. The Legislature failed to provide an updated resolution to the Tribal Council Office. **Exhibit F**
7. On February 14th, 2018 an email from the Legislative Attorney requests that the Meeting be called for April 7th, 2018 instead of March 24th, 2018. No other documentation was received on changing the date or a new resolution. A reply was made to the attorney. **Exhibit G**
8. The Tribal Tribune published public notice with the Special Meeting of the Tribal Council venue for Clinton and met the 30-day constitutional deadline of publication. However, the current resolution still states Concho. **Exhibit H**
9. On March 1st, 2018 the Legislative Clerk sent out a memo from the Speaker of the Legislature that the meeting is to be held at Concho. This meeting has already been called for Clinton, OK and is not meeting the constitutional requirements of calling a meeting **Exhibit I**

The Cheyenne and Arapaho court has previously ruled that Tribal Members have the right to attend a constitutionally validly called Special Tribal Council Meeting. The items on the agenda for the Special Tribal Council Meeting have been ruled unconstitutional in a previous ruling by the Supreme Court. Not once, but several times. The appointment of a coordinator at a Special Tribal Council Meeting has been deemed unconstitutional in previous rulings. (George Old Crow vs. Rachel Lynn, Tribal Council Coordinator **Exhibit J**)

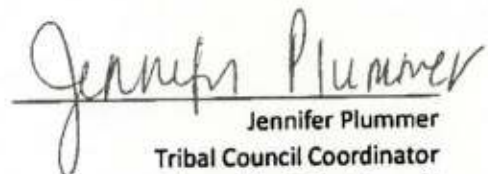
It is clear there is potential harm to Tribal members who attend an invalidly called Special Tribal Council Meeting with unconstitutional items on the agenda. Time, money and resources would be wasted to attend an invalidly called meeting with unconstitutional items on the agenda to vote on. The changing up of dates and times have been mentioned before in prior court cases that the Tribal Council should not have to guess where Tribal Council Meetings are being held. (Spottedwolf, Hoffman vs. Rachel Lynn SC-2009-01 **Exhibit K**) The appointment of a new coordinator is unconstitutional as the Cheyenne and Arapaho Constitution specifically outlines in Article V, Section 5 (a) *An Office of the Tribal Council is hereby established. A Coordinator for the Office of the Tribal Council shall be selected by the Tribal Council at the Annual Meeting of the Tribal Council or at a Special Meeting of the Tribal Council as needed. Members of the Tribes interested in serving in the position of Coordinator shall submit an*

application at least thirty days prior to the Tribal Council Meeting. All applicants for the Coordinator shall be published at least thirty days to the Tribal Council Meeting.

In the case of Rachel Lynn vs. David Bearshield, CNA-SC-07-04 **Exhibit L** the opinion and order states the Tribal Council Coordinator, not the speaker of the Tribal Legislature, must therefore perform functions assigned to the Tribal Council Coordinator by the Tribal Constitution. The Legislature submitting a public notice to call a meeting is unconstitutional. Previous court cases prevent the Legislature from confusing the Tribal Council about location, date and times of their Special Tribal Council Meetings they have called.

In Yellowman vs. Wilkinson (Plummer) SC-2016-006 the courts issued a restraining order on the Special Tribal Council meeting for being invalidly called by the Tribal Council Coordinator. **Exhibit M** The case stated there was procedural defects in calling the Meeting. This meeting for March 24th has been invalidly called by the Legislature, has procedural defects and has created confusion amongst the Tribal Council. The Office of the Tribal Council is asking the Court to protect the interests of the Tribal Council and call this meeting invalid due to the unconstitutional items on the agenda and the invalid calling of the Special Meeting of the Tribal Council.

The petitioner prays the Court will determine the Special Tribal Council meeting scheduled for March 24th, 2018 does not meet the standards set forth in the constitution, therefore the Special Meeting is unconstitutional. No good cause or good cause beyond a reasonable doubt is provided in the petition for removal of the Tribal Council Coordinator or for the actions taken by the Legislative body. A Due Process affords other branches of government in Article XII of the Cheyenne and Arapaho Constitution. No official of any branch of Government may exercise power over another branch of government.



Jennifer Plummer
Tribal Council Coordinator
Office of the Tribal Council
Cheyenne and Arapaho Tribes

IN THE TRIAL COURT
CHEYENNE-ARAPAHO TRIBES OF OKLAHOMA
P.O. BOX 102
CONCHO, OKLAHOMA 73022

In Re: The Invalidity of the
Special Tribal Council Meeting set for
March 24th, 2018

Jennifer Plummer, Tribal Council Coordinator
Plaintiff

vs

Seventh Legislature of the Cheyenne &
Arapaho Tribes

Defendants

CHEYENNE & ARAPAHO TRIBES
OF OKLAHOMA
FILED MAR - 8 2018
IN THE TRIAL COURT
DOCKET PAGE
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COURT CLERK
DEPUTY

Case No. CIV-2018-18

NOTICE OF HEARING

The above-styled case is hereby set for a hearing in the Trial Court of the Cheyenne-Arapaho Tribes
on the 14th day of MARCH, 2018 at 10:00 A.M. O'clock, in the Courtroom, 700 Black Kettle Boulevard,
Concho, Oklahoma

YOU ARE HEREBY NOTIFIED TO APPEAR, on the above date and time indicated above.

Dated at the Trial Court of the Cheyenne-Arapaho Tribes this 8TH day of MARCH, 2018.

Copies:

Jennifer Plummer

Seventh Legislature of the
Cheyenne & Arapaho Tribes

By: Rebekah Trojan
Rebekah Trojan, Deputy Court Clerk
Cheyenne & Arapaho Trial Court

* get thru entire packet :
have response

IN THE SUPREME COURT
OF THE CHEYENNE AND ARAPAHO TRIBES
P.O. BOX 1012 - 700 BLACK - KETTLE BOULEVARD, CONCHO OKLAHOMA
TELEPHONE: (405) 422-7450; (405) 422-7558; (405) 422-7451 FAX: 405-422-8259

JENNIFER PLUMMER, TRIBAL
COUNCIL COORDINATOR

VS

SEVENTH LEGISLATURE OF THE
CHEYENNE & ARAPHO TRIBES

CHEYENNE & ARAPAHO
SUPREME COURTS OF OKLA.
CASE NO. SC-2018-01 FILED MAR 16 2018
IN THE SUPREME COURT
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COURT ORDER

Justice Daniel G. Webber
Justice John Ghostbear
Justice Richard Goralewicz

Date: 3/16/18

Matter comes on for hearing on the Appeal Petition
for Emergency Declaratory Judgment & Injunction on the
Validity of the Special Tribal Council filed by
P Jennifer Plummer, who appears pro se; 7th Legislature
appears by Joseph H. Morrette, Legal Counsel. The
court inquires as to certain issues and finds that
1. Mr Plummer appears as a representative of the
Tribal Council by virtue of her office as Tribal Coordinator
2. Ms Plummer is seeking relief as follows:

IT IS SO ORDERED:

CHIEF JUSTICE OF THE SUPREME COURT

JUSTICE OF THE SUPREME COURT JUSTICE OF THE SUPREME COURT

IN THE SUPREME COURT
OF THE CHEYENNE AND ARAPAHO TRIBES
P.O. BOX 1012 - 700 BLACK - KETTLE BOULEVARD, CONCHO OKLAHOMA
TELEPHONE: (405) 422-7450; (405) 422-7558; (405) 422-7451 FAX: 405-422-8259

Jennifer Plummer

Vs

Case No. SC-2018-01

Seventh Legislature

COURT ORDER

Justice Daniel G. Webber
Justice John Ghostbear
Justice Richard Goralewicz

Date: 3/16/18

- a. a Temporary Restraining Order enjoining and prohibiting the Special Meeting called for the Tribal Council to be held at Concho on the 24th of March 2018, and
- b. an order determining that the resolutions placed before the Legislature are unconstitutional based upon the Court's prior ruling in the case SC 2010-0004 commonly referred to as OLD CROW v. LYNN
3. Article V Sect. 5 of the Constitution of the tribes does not prevent the removal of a Tribal Coordinator or the replacement thereof by the Tribal Council in a Special Meeting called by the Legislature.

IT IS SO ORDERED:

CHIEF JUSTICE OF THE SUPREME COURT

JUSTICE OF THE SUPREME COURT JUSTICE OF THE SUPREME COURT

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IN THE SUPREME COURT
OF THE CHEYENNE AND ARAPAHO TRIBES
P.O. BOX 1012 - 700 BLACK - KETTLE BOULEVARD, CONCHO OKLAHOMA
TELEPHONE: (405) 422-7450; (405) 422-7558; (405) 422-7451 FAX: 405-422-8259

Jennifer Plummer

Vs

Case No. SC-2018-01

Seventh Legislature

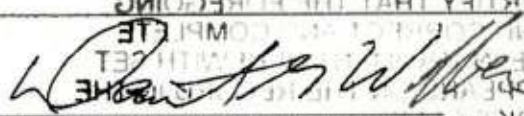
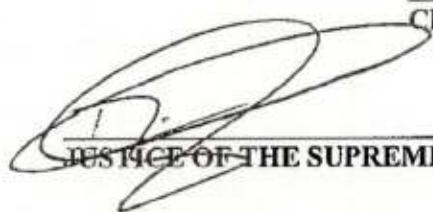
COURT ORDER

Justice Daniel G. Webber
Justice John Ghostbear
Justice Richard Goralewicz

Date: 3/16/18

Further, after consideration of argument
presented the Court finds, orders, adjudges
and decrees that the appeal is denied
for lack of standing of Mr Plummer and
that the issues complained of are not
yet ripe for adjudication.

IT IS SO ORDERED:



CHIEF JUSTICE OF THE SUPREME COURT

JUSTICE OF THE SUPREME COURT JUSTICE OF THE SUPREME COURT

AMOH
SUPREME COURT OF OKLAHOMA
I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT COPY OF THE
ORIGINAL FILED IN THE COURT CLERK'S
OFFICE ON THIS 16th DAY OF MARCH 2018.
WITNESS MY HAND AND SEAL OF THE COURT
AT CONCHO, OKLAHOMA, THIS 16th DAY OF MARCH 2018.
BY _____
(SEAL)

CHEYENNE - ARAPAHO
SUPREME COURTS OF OKLAHOMA
I HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE AND CORRECT AND COMPLETE
COPY OF THE INSTRUMENT HERewith SET
OUT AS IT APPEARS ON THE RECORD IN THE
COURT CLERK'S OFFICE.

Witness my hand and seal this 16 day
of March, 20 18

BY Rebekah Lujan
COURT CLERK
DEPUTY
(SEAL)