				2021 FOIA REQUESTS
DATE of	FILE	REQUESTED	INFORMATION	RESPONSE:
REQUEST:	NUMBER:	BY:	REQUESTED:	
			<u>#1</u>	
1/8/2021	21-0001	Wes Nofire Tribal Councilor District 3	Request for information pertaining to the list of all individuals applying for assistance for Program AU3222221 to include the following information: 1) Who was approved; 2) Who referred them; 3) Description of need and 4) Amount distributed. In the event that the list must be created, request the excel spreadsheet, word document, Xoho report of other electronic tracing means for this program in its entirety with no redactions.	In response to the above-mentioned FOIA, the following information from the Cherokee Nation Treasurer's office answers and fulfills your request: There are no responsive documents. This information is exempt from disclosure under Cherokee Nation Legislative Act 16-14 §105(A)(2) which states in part: "[a] public body may, but is not required to, exempt from disclosure[i]nformation of a personal nature where the public disclosure thereof would constitute unreasonable invasion of personal privacy." The response was sent via email.
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1/8/2021	21-0002	Wes Nofire Tribal Councilor District 3	Request for inventory list of vehicles owned by CNE with vehicle description (make, model, year, and color) VIN number, Cherokee tag number and to which employee it is assigned and any sub- or co- assignments.	In response to the FOIA request, the following information from Cherokee Nation Businesses includes a list of vehicles owned by CNE with corresponding vehicle description which includes the make, model, year, VIN number and color. This information answers and fulfills your request. However, pursuant to Cherokee Nation Legislative Act LA-16-14 (FOIA), the additional information you requested relating to employee assignment(s) and license plate(s) has been withheld according to the following exemptions under said Act §105: a. Personal and vehicle identifiers are sensitive business information to the entity under Exemption A(1), which exempts trade secret/competitive information; b. Exemption A(6) exempts "all salary compensation paid by public bodies to individuals" The use of a company vehicle is part of the employee compensation package; and c. Exemption A(2) exempts "information of a personal nature where public disclosure thereof would constitute unreasonable invasion of personal privacy". Providing the license plate and employee identifier information pursuant to a FOIA request is the release of confidential information and creates a safety concern for employees that drive company vehicles. The response was sent via email.
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1/8/2021	21-0003	Wes Nofire Tribal Councilor District 3	Request for inventory list of vehicles owned by CNI with vehicle description (make, model, year, and color) VIN number, Cherokee tag number and to which employee it is assigned and any sub- or co- assignments.	In response to the FOIA request, the following information from Cherokee Nation Businesses answers and fulfills your request: There are no responsive documents as CNI does not own any vehicles. The response was sent via email.
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1/8/2021	21-0004	Wes Nofire Tribal Councilor District 3	Request for inventory list of vehicles owned by Cherokee Federal with vehicle description (make, model, year, and color) VIN number, Cherokee tag number and to which employee it is assigned and any sub- or co-assignments.	In response to the FOIA request, the following information from Cherokee Nation Businesses answers and fulfills your request: There are no responsive documents as Cherokee Federal is not a legal entity and therefore does not own any vehicles. The response was sent via email.
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1/8/2021	21-0005	Wes Nofire Tribal Councilor District 3	Request for inventory list of vehicles owned by CNB with vehicle description (make, model, year, and color) VIN number, Cherokee tag number and to which employee it is assigned and any sub- or co- assignments.	In response to the FOIA request, the following information from Cherokee Nation Businesses includes a list of vehicles owned by CNB with corresponding vehicle description which includes the make, model, year, VIN number and color. This information answers and fulfills your request. However, pursuant to Cherokee Nation Legislative Act LA-16-14 (FOIA), the additional information you requested relating to employee assignment(s) and license plate(s) has been withheld according to the following exemptions under said Act §105: a. Personal and vehicle identifiers are sensitive business information to the entity under Exemption A(1), which exempts trade secret/competitive information; b. Exemption A(6) exempts "all salary compensation paid by public bodies to individuals" The use of a company vehicle is part of the employee compensation package; and c. Exemption A(6) exempts "information of a personal nature where public disclosure thereof would constitute unreasonable invasion of personal privacy". Providing the license plate and employee identifier information pursuant to a FOIA request is the release of confidential information and creates a safety concern for employees that drive company vehicles. The response was sent via email.

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2/22/2021	21-0006	Lindsey Bark Cherokee Phoenix	Request for any and all information pertaining to land leases in 2020 by the Cherokee Nation to whom, for what purpose, how much land was leased in acres, cost of lease, in what county or district was land leased. Pertains to leases in the Cherokee Nation reservation.	Request rescinded.
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3/4/2021	21-0007		Request for the following information: 1. What are the policies for denial and review process for Cherokee Nation apartments? What are the other eligibility requirements that are not listed on website? (This is info listed on website https://www.haen.org/Rental-Assistance Cherokee Nation housing. Other eligibility requirements apply according to the Rental Properties Program Policy.) 2. What are the policies for denial and review process for Cherokee housing rental voucher? What are the other eligibility requirements that are not listed on website and Cherokee Nation housing policies in regards to criminal background. Selection criteria, eligibility requirements. Cherokee Nation housing policies? This is what is listed on website https://www.haen.org/Rental-Assistance for Rental assistance voucher (Other eligibility requirements must meet all eligibility and selection criteria, and they must comply with the unit's lease agreement and the Housing Authority of the Cherokee Nation's housing policies.)	In response to the request the Housing Authority has provided the attached policies, which include the HACN RAP – Admission Occupancy Policy; HACN Illegal Drug Use, Violent, and Criminal Activity Policy and their Grievance Policy. The information provided answers and fulfills your request. The response was sent via email.
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3/8/2021	21-0008	Cherokee Citizen	Request for all campaign disclosure reports (financial disclosures too), to date for all At-Large Tribal Council candidates for the 2021 election. The candidates are Wallace Ryan Craig, Mary Charlotte Grayson, Kyle Haskins, Shawna Johnson, Johnny Jack Kidwell, Marilyn Vann, Robin Mayes and Matthew Benjamin Scraper.	In response to your request, the following information from the Cherokee Nation Election Commission answers and fulfills your request: The Cherokee Nation Election Commission (CNEC), as a separate entity of the Tribe, has an Information Request form for candidate financial information. Please find attached the CNEC form, along with the Reproduction Fee List. In order to receive the information you have requested in your FOIA request, you will need to fill out the form and send it to the Election Commission at the email or mailing address listed on the form. They will, in turn, respond to your request. The response was sent via email.
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4/6/2021	21-0009	Deborah Reed Cherokee Citizen	Request for all Cherokee Nation Election Commission (CNEC) meeting minutes from their regular meetings, special meetings, and any minutes from their executive sessions from January 2011 to the present day.	In response to the FOIA request, the following information from the Cherokee Nation Election Commission (CNEC) answers and fulfills your request: The current Regular Meeting Minutes and Special Meeting Minutes for 2020 and 2021 are available for viewing on the Election Commission Website, https://election.cherokee.org/. Older minutes may be viewed at the Election Commission offices MOnday through Friday from 8am to 5pm. Pursuant to Article V, Section 3 of the CNEC Bylaws, Executive Session is closed to the public; howoever, any action from an Executive Session will be noted in the meeting minutes. The response was sent via email.
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4/19/2021	21-0010		Request for any and all public information concerning the arrest in Roland, OK of Justin Shapr on April 15 by the Cherokee Nation Marshal's Service, including the marshal's arrest affidavit (report), where the report was filed and any court notes concerning future court appearances of Justin Sharp.	In response to the request, the following information from the Cherokee Nation Court answers and fulfills the request: Per CNCA title 67 sec 105(A)(14), which states: "any public documents in possession fo the court clerk are exempt from the FOIA disclosure process as all public court documents are already publicly available. If anyone wishes to review a public court record they will need to request it from the court clerk." The response was sent via email.
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4/23/2021	21-0011	Rusty Henson Cherokee Citizen	Request for all/any policies regarding CCO organizations, particularly those policies concerning board member eligibility/or restrictions, specifically which policy addresses attached restrictions for CCO organizations.	In response to the request, the information contained in the following email, ("EXHIBIT A"), from the Cherokee Nation Community and Cultural Outreach Department answers and fulfills the request: EXHIBIT A - From: Kevin Stretch Sent: Tuesday, July 06, 2021 7:53 AM To: Gwen Terrapin Subject: FOIA Response Siyo Gwen, Please send the entire body of email below to Mr. Henson: On February 8, 2021, I emailed all active CCO-participating community organizations concerning a policy dealing with tribal elections and politics. In that email I stated boards who include "CN tribal candidate(s) will not be allowed funding throughout the duration of the campaign, nor continue funding if that individual remains on the board upon election." This has been the policy at CCO long before I became Director, and, though I had never seen the actual written policy there was a general understanding among employees that was standard procedure. We never questioned it because it seemed fair and reasonable, and provide a level of protection to the organizations. Squares there is the restriction-of-political-campaign-intervention-by- section-501c3-tax-exempt-organizations. The federal document specifies that individuals can engage in political activity as long as they aren't representing themselves as organization officials engaging on behalf of their organizations and individuals is in the BCC: (Blind Carbon Copy) line, to allow anonymity to those who don't wish their email addresses to be revealed. Again, this is standard practice, although we aren't perfect. So, when you receive an email from CCO and you don't see your 'TO:' address it's because we're sending out a mass email. I hope this clarifies things a little.
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	21-0011		<u>#11 - CONTINUED:</u>	RESPONSE CONTINUED:
				Below was the email 1 referenced above: From: Kevin Stretch A: kevin-stretch@choreke.org> Sent: Monday, February 8, 2021 3:59 PM To: CommunityCulturalOutreach Ce: Chuck Hoskin Jr, Bryan Warner, Tima Glory-Jordan Subject: CCO Policy and Tribal Elections Siyo nigada, As a reminder of Cherokee Nation Community & Cultural Outreach policies regarding tribal elections: Cherokee community organizations' focus is on the maintaining non-political gathering place and event centers for all Cherokees and local residence to feel welcome, and for transparence and fairness. In order to preserve that emphasis CCO-participating community organizations whose board includes CN tribal candidate(s) will not be allowed funding throughout the duration of the campaign, nor continue funding if that individual remains on the board upon election. Irrespective of a Cherokee Nation-participating Organization's 501(c)(3) status, all organizations are encouraged to use the following guidance from the Internal Revenue Service as a best practice: From IRS gov "Under the Internal Revenue Code, all section 501(c)(3) organizations are absolutely prohibited from directly or indirectly participating in, or intervening in, any political campaign on behalf of (or in opposition to) any candidate for lective public office. Contributions to political campaign funds or public statements of position (vertal or written) made on behalf of the organization in favor of or in opposition to on y candidate for public office clearly violate the prohibition against political campaign activity. Violating this prohibition reverse us in denial or revocation of tax- exempt status and the imposition of certain excise taxes. Certain activities or expenditures may not be prohibited depending on the facts and circumstances. For example, certain voter education activities (including presenting public forums and publishing voter ducation guides) conducted in a non- partisan manner, on the other hand, voter education in ergistration ancivities with evidence
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5/13/2021	21-0012		Request for the official transcript of the hearing held before the election commission on or around April 18, 2019 regarding Wanda Hatfield.	In response to the request, the following information from the Cherokee Nation Election Commission (CNEC) answers and fulfills the request: The transcript can be made available to you from the Election Commission. The cost to reproduce the transcript would be \$57.55. 136 pages at \$0.25/page, \$15 research fee and estimated \$8.55 mailing cost. You may pay by check or money order made payable to the Cherokee Nation Election Commission or CNEC. You may also contact the original court reporter, Ms. Shelley Ottwell, 918-441-0071, for
				reproduction of the transcript; however, her reproduction will not contain the exhibits. The response was sent via email.
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6/15/2021	21-0013	Derek Geasland Cherokee Citizen	Request for the Attorney General's Office investigation report, submitted to the Election Commission, concerning Lisa Cookson and potential election fraud in the 2021 District 2 General Election.	In response to the request, Exhibit(s) A & B from the Cherokee Nation Attorney General's Office answered and fulfilled the request. The response was sent via email.
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7/15/2021	21-0014	Federal Defender District of NM	Request for any and all documents; reports; supplimental reports; audio and video recordings; photographs; CADs recording and printouts; and any other materail produced by the Cherokee Nation Marshal Service and Deputy Preston Oosahwee for an incident involving Aram Catron, on or about 1/26/2018 at about 1:00pm that resulted in a fatal accident at the intersection of West and Choctaw in Tahlequah, OK. We are also requesting a copy of the Cherokee Nation Marshal Service Standard Operating Procedures. We also request any copies of case reeports and court filings by the Cherokee Nation Attorney General Office for the same mentioned case.	The information was provided to Mr. Herrera as a courtesy.
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10/27/2021	21-0015			In response to the request, information in an attached exhibit titled "2021 Election Cycle Fines" from the CN Election Commission, answered and fulfilled the request. The information wa sent via email.
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	<u>├</u>	// I	TOTAL NUMBER OF FOIA REQUESTS: 15	
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DATE of	FILE	REQUESTED	INFORMATION	RESPONSE:
REQUEST		BY:	REQUESTED:	
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30-Aug-21	21-1001	Council Member D-3	Request for financial information for fiscal years ending in 2018, 2019, 2020 and 2021 related to the following: 1) All financial contributions	
30-Aug-21	21-1001	Council Member D-3	Request for financial information for fiscal years ending in 2018, 2019, 2020 and 2021 related to the following: 1) All financial contributions made to nonprofit 501c3, 501c4, 501c5 and 501c6 status entities by CNB and/or any of its affiliated companies; 2) Information request to provide, dates, individual amounts, organization name, organization	only available at the AG's Office for viewing during regular business hours, Monday through Friday 8am to 5pm, pursuant to 19 C.N.C.A. Section 45 (E) and Coates v. Baker, SC-2014-
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