



## **CHEROKEE NATION ELECTION COMMISSION**

Ph: 918-458-5899 | TF: 800.353.2895 | F: 918.458.6101

### **CHEROKEE NATION ELECTION COMMISSION**

Special Meeting Minutes – Hearing on District 2 Candidate Bobby Slover

August 2<sup>nd</sup>, 2021

#### **I. Call to order**

- The Special Meeting of the Cherokee Nation Election Commission for August 2<sup>nd</sup>, 2021 was called to order by Chairperson Shawna Calico at 1:30pm.

#### **II. Roll call**

- Election Commission Secretary Rick Doherty called roll and a quorum was established with the following Commissioners present:

Shawna Calico – Chairperson

Pamela Sellers – Vice Chairperson

Rick Doherty – Secretary/Treasurer

Randy Campbell – Commissioner

Elizabeth Ballew – Commissioner

- Office staff present was: Marcus Fears
- Election Commission Attorney Harvey Chaffin was present

#### **III. Current Items**

- Hearing pursuant to CNCA Title 26 Section 11. C. 18; CNCA Title 26 Section 38; CNCA Title 26 Section 45; CNCA Title 26 Section 47; and CNCA Title 26 Section 104 of the election code for District 2 Candidate Bobby Slover.
  - i. During opening statements, Attorney for Mr. Slover, AJ Ferate presented to the Commission, Deputy Attorney General Chrissi Nimmo and the Court Reporter a signed Affidavit by Darrell Trammel alleging bias for a particular Candidate. **(Attachment 1)**
  - ii. Rick Doherty made a motion seconded by Elizabeth Ballew to enter **Executive Session** at 1:37pm. The motion was approved by all Commissioners.
  - iii. Randy Campbell made a motion seconded by Rick Doherty to **Exit Executive Session** at 1:44pm.
  - iv. **Action from Executive Session** - Pam Sellers stated for the record that she did not have bias for a particular Candidate, but would excuse herself from the Hearing.
  - v. Chairperson Shawna Calico read a statement that notice of the hearing was given provided by law to the Candidate, that this was a public hearing and everyone was made aware of what would be expected of the attendees in this public meeting.



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- vi. The Commission made a part of the Record the Notice of Hearing, the Memo to the Election Commission, CNEC Rules and Regulations, the Hearing Procedure and any Responses by the Challenger and Candidate.
- vii. Both the Deputy Attorney General Chrissi Nimmo and the Candidate through his Attorney AJ Ferate were given the opportunity to present evidence in support of their case, cross examine any witness called; and, both the Deputy Attorney General Chrissi Nimmo and Candidate through his Attorney AJ Ferate were given the opportunity to respond and give closing arguments.

### **IV. Executive Session**

- Rick Doherty made a motion seconded by Randy Campbell to enter Executive Session at 3:43pm. The motion was approved by all Commissioners.
- Randy Campbell made a motion seconded by Elizabeth Ballew to Exit Executive Session at 5:25pm. The motion was approved by all Commissioners.

### **V. Action from Executive Session**

- In the Hearing No.: 2021-5, Cherokee Nation v. Bobby Slover, District 2 Tribal Council Candidate, IT IS THEREFORE THE DECISION OF THE CHEROKEE NATION ELECTION COMMISSION that Bobby Slover, is disqualified as a candidate for District 2 Tribal Council for the 2021 General Election and assessed a civil penalty of \$3,000.00, all pursuant to Section 104 of the Cherokee Nation Election Code. Randy Campbell made a motion seconded by Elizabeth Ballew to accept the decision as read. The motion was approved by all Commissioners. **(Attachment 2)**

### **VI. Announcements**

- During the hearing, it was brought to the attention of the Election Commission of a financial deficiency made by a Candidate in the 2019 election. Pursuant to Section 11. C. 18. the Election Commission forwarded the financials to the Attorney General's Office and to the Marshal Service for investigation.

### **VII. Adjourn**

- Randy Campbell made a motion to adjourn at 5:28pm. The meeting was adjourned.

Minutes submitted by Rick Doherty, Secretary/Treasurer

**AFFIDAVIT**

STATE OF OKLAHOMA

COUNTY OF Cherokee

} ss.

COMES NOW Danell Trammel, of lawful age and sound mind, and do

hereby affirm the following facts:

ON OR Around June 1<sup>st</sup> Around six PM. John + Pam  
Sellers Pull up UNSOLICITED AND John said I came by  
to campaign you but I see you have a Glover sign in your  
Yard. I told him I told Bobby before I knew anyone else  
was running I would help him. John told me he didn't know Candesa  
Tehee was kin to him until she filed. Pam and I spoke  
about the precinct change from Lowrey to Peggs. Then they  
drove off

Further Affiant Sayeth Naught.

Danell Trammel

SUBSCRIBED AND SWORN to before me this 1 day of August, 2021.

[Signature]  
Notary Public

My Commission Expires:

4/26/25





BEFORE THE CHEROKEE NATION ELECTION COMMISSION  
OF THE CHEROKEE NATION

Cherokee Nation

v.

Bobby Slover, District 2  
Tribal Council Candidate

Hearing No. 2021 - 5

DECISION

Now on this 2nd day of August, 2021, this matter came on for hearing before the Cherokee Nation Election Commission and the Cherokee Nation appears by and through the Office of Attorney General of the Cherokee Nation, by Cherokee Nation Assistant Attorney General Chrissi Nimmo; and the Candidate Bobby Slover, appears in person and through his attorney AJ Ferate.

The Commission, after hearing the evidence of witnesses, sworn and examined, examining exhibits introduced, the written charges, hearing arguments of counsel and the Candidate and after full deliberation, finds that Notice of this Hearing was given and served as provided by law; finds that the Findings of Fact and Conclusions of Law attached hereto are incorporated herein by this reference; and, that the Candidate, Bobby Slover, should be disqualified as a candidate for District 2 Tribal Council for the 2021 General Election and assessed a civil penalty of \$3,000.00, all pursuant to Section 104 of the Cherokee Nation Election Code.

IT IS THEREFORE THE DECISION OF THE CHEROKEE NATION ELECTION COMMISSION that Bobby Slover, is disqualified as a candidate for District 2 Tribal Council for the 2021 General Election and assessed a civil penalty of \$3,000.00, all pursuant to Section 104 of the Cherokee Nation Election Code.

Dated this 2nd day of August, 2021.

Cherokee Nation Election Commission

BY: \_\_\_\_\_

Shawna Calico, Chairperson and Member

BY: Recused

Pamela Sellers, Vice Chairperson and Member

BY: \_\_\_\_\_

Rick Doherty, Secretary/Treasurer and Member

BY: \_\_\_\_\_

Elizabeth Ballew, Member

BY: \_\_\_\_\_

Randy Campbell, Member



# Cherokee Nation Election Commission – Special Meeting Hearing Sign-In Sheet

Monday, August 2, 2021, 1:30PM

[illegible]

# CHEROKEE NATION ELECTION COMMISSION

   REGULAR MEETING

  X   SPECIAL MEETING

COMMISSION PRESIDED BY: Shawna Calico

MEETING DATE: 8-2-21 at 1:30 PM at the CNEC Office

Commission Member: Present/Absent

Shawna Calico

Present/Absent

Pamela Sellers

Present/Absent

Randy Campbell

Present/Absent

Rick Doherty

Present/Absent

Elizabeth Ballew

Present/Absent

Quorum Established:

YES / NO

CNEC Attorney: Harvey Chaffin ☒

Staff Present: ☒ Marcus Fears ☒ Connie Parnell ☐ Kendal Bishop ☐ Charlene Keys

Visitors:

See list

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