

FILED

IN THE DISTRICT COURT OF THE CHEROKEE NATION

2007 MAY 14 PM 4:11

RAYMOND NASH, et al.,)

Plaintiff,)

vs.)

Case Nos. CV-07-40, CV-07-41,
CV-07-42, CV-07-43, CV-07-44,
CV-07-45, CV-07-46, CV-07-47,
CV-07-48, CV-07-49, CV-07-50,
CV-07-53, CV-07-56, CV-07-65,
CV-07-66

CHEROKEE NATION REGISTRAR,)

Defendant.)

CHEROKEE NATION
DISTRICT COURT
KRISTI MONCOOYEA
COURT CLERK

TEMPORARY ORDER AND TEMPORARY INJUNCTION

This matter comes before the Court on this 14th day of May, 2007, upon the Application for Temporary Order and Temporary Injunction filed by Nathan H. Young, III, the Court appointed attorney for the Plaintiffs in this action. On behalf of Plaintiffs, and all similarly situated persons commonly known as Cherokee Freedmen, Mr. Young asks this Court to issue a Temporary Order and Preliminary Injunction against Defendant, Lela Ummerteskee, from enforcing the Constitutional amendment adopted March 3, 2007, and seeking the reinstatement to citizenship of Plaintiffs and those similarly situated former Cherokee citizens referred to as the Cherokee Freedmen. The Attorney General for the Cherokee Nation, A. Diane Hammons, representing Defendant Lela Ummerteskee, in her position as Cherokee Nation Registrar, has informed the Court that she has no objection to this Order.

Plaintiffs assert that a temporary injunction should lie, reinstating their citizenship, during the pendency of this action, so that they will not be deprived of those essential rights that they previously held as citizens, including the right to vote in the upcoming

Cherokee national election.

Plaintiffs' underlying claims assert that Defendant has wrongfully removed their status as Cherokee citizens, and that the March 3rd Constitutional Amendment changing citizenship requirements for the Cherokee Nation was flawed and cannot be enforced. Should Plaintiffs ultimately prevail, and no injunction were to be entered, they will have been improperly expatriated from the Cherokee Nation for a period of time, and will have been denied one of the most fundamental rights of a citizen - the right to vote for governmental leaders.

Upon weighing the positions of each side, and finding agreement of the parties, the Court finds, orders, adjudges, and decrees that Defendant, Lela Ummerteskee, shall immediately reinstate to full citizenship within the Cherokee Nation the Plaintiffs and all similarly situated persons commonly known as "Cherokee Freedmen." This order shall remain in effect until the Court reaches a decision on the merits of Plaintiffs' claims in these actions, or until further order.

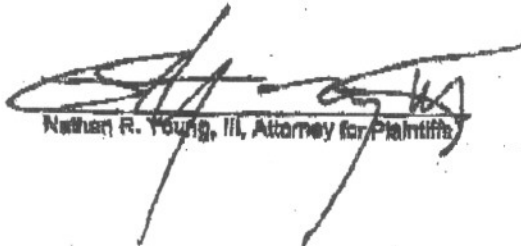
Dated this 14th day of May, 2007.

IT IS SO ORDERED.



John Chippa, District Judge

APPROVED AS TO FORM AND CONTENT:



Nathan R. Young, III, Attorney for Plaintiffs



A. Diane Hammons, Attorney General