



THE SUPREME COURT OF THE LUMBEE TRIBE OF NORTH CAROLINA

Justice Mark Brooks
Justice Tona Jacobs

Justice Eric Freeman
Justice Paul Locklear

Daniel Cummings,)
)
 PETITIONER,)
)
 v.)
)
 Bradley Locklear,)
 Lumbee Housing Director)
 RESPONDENT,)
)
)
)

Case No.: 2024-004
RULING

IN THIS MATTER, a Petition was filed on July 16th, 2024, alleging a “violation of rights,” particularly the Respondent’s denial of the Petitioner’s application for rental assistance. The Petitioner specifically alleges that the Respondent has “undermined” his rights as a “Lumbee member’ and has “questioned his integrity without proper investigation.” Pursuant to Article IX of the Lumbee Constitution, this Supreme Court shall have jurisdiction over “all cases and controversies arising under the Lumbee Constitution and all ordinances of the Lumbee Tribe.” The Petitioner has failed to properly state a claim upon which this Supreme Court can afford any relief. It feels important to note that the purpose of this Court is not to govern the day to day operations of other branches or agencies within the Lumbee Government, or to substitute its

judgment for those other branches or agencies when they are exercising their respective tribal authority. Rather, the purpose of this court is to exercise full judicial review over acts which if proven true would amount to a violation of tribal law. The Petitioner has failed to allege any such violation as defined in the Lumbee Constitution. THEREFORE, the Petitioner's case is DISMISSED.

Per the decision and on behalf of the Court in Conference.

Signed this the 6th Day of August 2024

A handwritten signature in black ink, appearing to read 'Mark Brooks', written over a horizontal line.

Mark Brooks, Chief Justice