

LUMBEE TRIBE OF NORTH CAROLINA

CLLO-2023-0615-01

DATE: JUNE 15, 2023

"ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA"

WHEREAS, The Lumbee Tribe of North Carolina ("Lumbee Tribe") is a recognized American Indian Tribe of the State of North Carolina, subject to the Constitution of the Lumbee Tribe of North Carolina ("Tribal Constitution") and its inherent powers and self-government, and;

WHEREAS, Article VII, Section 1 of the Tribal Constitution delegates all legislative authority to the Tribal Council of the Lumbee Tribe of North Carolina ("Tribal Council"), and;

WHEREAS, The Tribal Council of the Lumbee Tribe of North Carolina takes oath to preserve for all time the Lumbee way of life and community, while promoting the educational, cultural, social and economic well-being of the Lumbee Tribe, and strive to secure justice and freedom for the Lumbee People, and;

WHEREAS, The Tribal Council of the Lumbee Tribe of North Carolina supports the use of the Tribal Seal of the Lumbee Tribe by enrolled tribal members as a way to promote cultural pride and heritage in a way that honor Lumbee traditions and customs, and;

WHEREAS, The Tribal Council of the Lumbee Tribe of North Carolina seeks to provide an equitable and uniform procedure for enrolled tribal members to petition for consideration the use of the Tribal Seal of the Lumbee Tribe on goods and service, while protecting the strength and integrity of the Seal, and;

WHEREAS, The Tribal Council of the Lumbee Tribe of North Carolina desires to protect the trademarked Tribal Seal of the Lumbee Tribe and has adopted OFFICAL TRIBAL SEAL Ordinance No. **CLLO-2023-0615-01**, and;

WHEREAS, The Tribal Council of the Lumbee Tribe hereby enacts the civil offenses and penalties for persons and/or entities who/that violate the Official Tribal Seal Ordinance No. **CLLO-2023-0615-01** in Section 1, and,

THEREFORE, be it resolved, the Tribal Council of the Lumbee Tribe of North Carolina does hereby enact the **"ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA"**.

SECTION 1: CIVIL OFFENSES AND PENALTIES

1. Any persons and/or entities who/that violates any provision of Official Tribal Seal Ordinance No. **CLLO-2023-0615-01** and any provision contained within the Ordinance to "Govern Use of the Seal of the Lumbee Tribe of North Carolina" **CLLO-2023-0615-01** shall be liable for a civil fine of a minimum of \$10,000.00 and revocation of future use of the Tribal Seal of the Lumbee Tribe.
2. In enforcing any infraction provisions of this ordinance, the trademark rights, and Official Tribal Seal Ordinance No. **CLLO-2023-0615-01**, the Lumbee Tribe of North Carolina shall initiate legal action against a person and/or entity for violation of such provisions in any court of competent jurisdiction.
3. Furthermore, the Lumbee Tribe of North Carolina shall seek possession of all property bearing facsimiles, reproductions or impressions of the Tribal Seal produced or manufactured in violation of this ordinance and the trademark, as well as any monies derived from the sale of such property by legal action.

SECTION 2: APPLICATION FOR CONSIDERATION

1. This section authorizes the Tribal Administration to design an application for enrolled tribal members to petition commercial use of the seal in accordance with the provisions outlined in Official Tribal Seal Ordinance **CLLO-2023-0615-01** and the "Ordinance to Govern Use of the Seal of the Lumbee Tribe of North Carolina".
2. This standard application to include tribal enrollment number, details containing commercial use with graphic illustrations shall be submitted to the Economic Development Committee for review and Tribal Council approval. Authorization belongs specifically with the Tribal Council of the Lumbee Tribe.

CERTIFICATION

THIS **CLLO-2023-0615-01** "ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA", ADOPTED AT A MEETING OF THE TWENTY-ONE (21) MEMBER TRIBAL COUNCIL OF THE LUMBEE TRIBE OF NORTH CAROLINA WHERE 19 MEMBERS WERE PRESENT, CONSTITUTING A QUORUM, THIS THE 15TH DAY OF JUNE, 2023 BY A VOTE OF 19 YES, 0 NO, AND 0 ABSTENTION(S) 0 RECUSE(S).

Sharon Hunt
ATTEST: SHARON HUNT
Speaker, Tribal Council of the Lumbee Tribe of North Carolina

6/15/23
DATE

Nancy Locklear
ATTEST: NANCY LOCKLEAR
Secretary, Tribal Council of the Lumbee Tribe of North Carolina

6/15/23
DATE

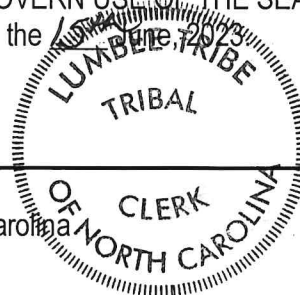
John L. Lowery
ATTEST: JOHN L. LOWERY
Chairman, Lumbee Tribe of North Carolina

6/15/23
DATE

POSTING

THIS **CLLO-2023-0615-01** "ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA", duly posted on the

Belinda Brewer
ATTEST: BELINDA BREWER
Tribal Clerk Designee, Lumbee Tribe of North Carolina



6/15/23
DATE



Lumbee Tribe of North Carolina
The Desk of the Tribal Clerk

Record of Posting

Tribal Ordinance: CLLO-2023-0615-01 "ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA"


Posted Date: 06/15/2023


Presented to Tribal Chairman for Review: 06/15/2023 VIA EMAIL


Signature or Veto date: _____

Reason for Veto: _____

Other: _____

 _____ 6/15/23
John L. Lowery Date
Tribal Chairman of the Lumbee Tribe of North Carolina

 _____ 6/15/23
Belinda Brewer Date
Tribal Clerk Designee of the Lumbee Tribe of North Carolina



ROLL CALL VOTE RESULTS TO ADOPT

CLLO-2023-0615-01 "ORDINANCE TO GOVERN USE OF THE SEAL OF THE LUMBEE TRIBE OF NORTH CAROLINA"

19 FOR, 0 AGAINST, 0 ABSTENTION(S) 0 RECUSE(S)

District 1:	Billy Oxendine	YES
District 2:	Sharon Hunt	YES
	Gerald Goolsby	YES
District 3:	Harold Smith	YES
	Pam Hunt	YES
District 4:	Jody Bullard	YES
District 5:	Wendy Moore	ABSENT
	Carrington Locklear	YES
District 6:	Kristie Hunt	YES
	Richard Jones	YES
District 7:	Nanci Locklear	YES
	Yvonne Dial	ABSENT
	Rudy Locklear	YES
District 8:	Kathy Hunt	YES
District 9:	Dewey J McNeill	YES
District 10:	Bobby Emanuel	YES
District 11:	Chocajuana Oxendine	YES
District 12:	Josephine Doss	YES
	Annie Taylor	YES
District 13:	Alex Baker	YES
District 14:	Homer Fields	YES