

FILED

IN THE SUPREME COURT OF THE CHEROKEE NATION

IN RE: Legislative Act 39-05
(Election Code)

Cherokee Nation and
Cherokee Nation Tribal Council

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Case No. SC-07-01

2008 AUG -7 AM 8:39

CHEROKEE NATION
SUPREME COURT
KENDALL BIRD, COURT CLERK

ORDER

NOW on this 6th day of August, 2008, the Petitioners Motion to Reconsider or in the Alternative Motion for Rehearing comes on for consideration by the Court; the Court after examining the file and records, finds and orders:

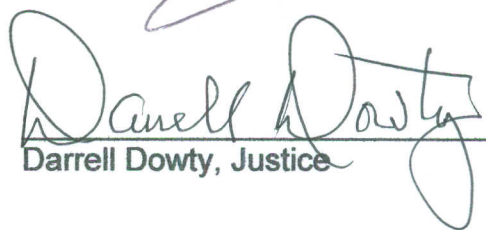
The Court finds that this Court entered its order vacating the opinion by the District Court and remanding with instructions to dismiss on March 20, 2007.

The Court further finds that the Petitioners untimely filed their Motion to Reconsider or in the Alternative Motion for Rehearing on April 18, 2008.

IT IS THEREFORE ORDERED by the Court that the Petitioner's Motion to Reconsider or in the Alternative Motion for Rehearing is stricken.

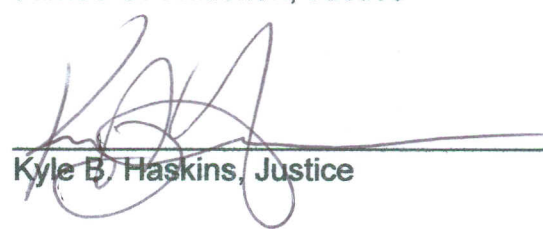


Darrell R. Matlock, Jr., Chief Justice

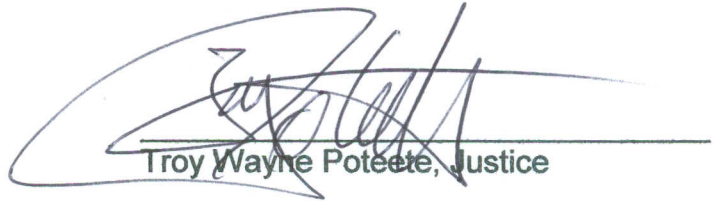


Darrell Dowty, Justice

James G. Wilcoxen, Justice



Kyle B. Haskins, Justice



Troy Wayne Poteete, Justice

CERTIFICATION OF MAILING

I certify that a true and correct copy of the foregoing document, Order, was mailed and/or transmitted via facsimile on this 6th day of August, 2008 to the following:

Bill Shaw, fax # (918) 343-1230
Todd Hembree, fax # (918) 458-9898
Diane Hammons, fax # (918) 458-5099



Kendall Bird, Court Clerk
Supreme Court
