



DELAWARE TRIBE SECRETARIAL ELECTION
BUREAU OF INDIAN AFFAIRS
EASTERN OKLAHOMA REGION
EASTERN OKLAHOMA REGIONAL OFFICE

Secretarial Election: May 26, 2009
Certificate of Results of Election

BACKGROUND: On March 27, 2009, members of the Delaware Tribe of Indians (Tribe) were notified of a Secretarial Election to be held on May 26, 2009, for the purpose of voting to ratify or reject the Tribe's 1982 Constitution, as amended through November 1, 2008, subject to the October 24, 2008 Memorandum of Agreement between the Delaware Tribe of Indians and the Cherokee Nation. The election was conducted by the Bureau of Indian Affairs in accordance with Part 81 of Title 25 of the Code of Federal Regulations (25 CFR Part 81) on May 26, 2009. This election was not a Tribal election and was not conducted under Tribal election procedures.

RESULTS OF THE ELECTION: Attached is the Certificate of Results of the Delaware Tribe Secretarial Election held on May 26, 2009 by absentee ballot. The count of the ballots was conducted by and is certified by the Secretarial Election Board.

CAN THE ELECTION BE CONTESTED? In accordance with 25 CFR 81.22, "any qualified voter, within three days following the posting of the results of an election, may challenge the election results by filing with the Secretary through the officer in charge the grounds for the challenge, together with substantiating evidence. If in the opinion of the Secretary, the objections are valid and warrant a recount or new election, the Secretary shall order a recount or a new election. The results of the recount or new election shall be final."

WHO IS A QUALIFIED VOTER? A qualified voter is any voter who was listed on the official Eligible Voter List for the May 26, 2009 Delaware Secretarial Election.

WHAT IF YOU WANT TO CHALLENGE OR CONTEST THE ELECTION? If you are a qualified voter (as noted above) for the Delaware Secretarial Election and wish to challenge/contest the election, your challenge must be in writing to the Secretarial Election Board Chairperson, who is also the Secretary's representative. Challenges must be received **in writing** no later than June 2, 2009 at 5:00 P.M. CST at the following address: Bureau of Indian Affairs, Eastern Oklahoma Region, Eastern Oklahoma Regional Office, P.O. Box 8002, Muskogee, Ok 74402. There are **NO EXCEPTIONS** to this deadline.

IF YOUR CHALLENGE IS DENIED, DO YOU HAVE OTHER OPTIONS? No, the decision of the Secretary is final.

CERTIFICATE OF RESULTS OF ELECTION

Pursuant to a Secretarial Election authorized by the Deputy Assistant Secretary for Policy and Economic Development on March 27, 2009, delegated to the Director, Bureau of Indian Affairs, by the Act of June 26, 1936 (49) Stat. 1967, re-delegated to the Regional Director by 130 D.M. and Bureau of Indian Affairs Policy Memorandum dated October 11, 2006, the attached Constitution and Bylaws of the Delaware Tribe of Indians subject to the October 24, 2008 Memorandum of Agreement between the Delaware Tribe of Indians and the Cherokee Nation was submitted to the qualified voters of the Tribe on May 26, 2009. The Constitution and Bylaws was duly ratified by a vote of 1,136 for and 19 against, and 53 cast ballots found spoiled or mutilated. At least thirty (30) percent of the 1,555 members entitled to vote cast their ballots in accordance with the Oklahoma Indian Welfare Act of June 26, 1937.

 5.27.09

Jeanette Hanna, Chairperson of the Election Board



Mary Jo Peterson, Election Board Member



Darrell Glenn, Election Board Member

Date of Election
May 26, 2009