

Cherokee Nation Code Annotated

Title 1: Administrative Procedure

Chapter 4: Adjudication

§ 412. Conversion

Cite as: 1 CNCA § 412

A. The adjudication in a disputed case of one type may be converted to an adjudication of another type under this chapter provided that:

1. the adjudication at the time of conversion no longer meets the requirements under this chapter for adjudication of the type for which it was originally commenced; and

2. at the time it is converted it meets the requirements under this chapter for the type of adjudication to which it is being converted.

B. To the extent practicable and consistent with the rights of the parties and the requirements of this chapter relative to the new proceeding, the record of the original proceeding must be used in the new proceeding.

C. The agency may adopt rules to govern the conversion of one type of proceeding under this chapter to another. The rules may include an enumeration of the factors to be considered in determining whether and under which circumstances one type of proceeding will be converted to another.

Historical Data

LA 13–07, eff. March 19, 2007.