

Cherokee Nation Code Annotated

Title 1: Administrative Procedure

Chapter 5: Judicial Review

§ 503. Rules of procedure

Cite as: 1 CNCA § 503

A. Subject to this section, judicial review of agency action may be taken only by proceeding as provided by Cherokee Nation Rules of Civil Procedure.

B. A petition for review must be filed with the Clerk of the Court.

C. Fees shall be paid as established by the Court.

D. A petition for review must set forth:

1. the name and mailing address of the petitioner;
2. the name and mailing address of the agency whose action is at issue;
3. identification of the agency action at issue, together with a duplicate copy, summary, or brief description of the agency action;
4. identification of persons who were parties in any adjudicative proceedings that led to the agency action;
5. facts to demonstrate that the petitioner is entitled to obtain judicial review;
6. the petitioner's reasons for believing that relief should be granted; and
7. a request for relief, specifying the type and extent of relief requested.

E. A petition for review must be served by personal delivery or first-class mail with evidence of delivery on the agency, the Office of the Principal Chief, and all other parties in any adjudicative proceedings that led to the agency action.

Historical Data

LA 13–07, eff. March 19, 2007.