

Stealing Sovereignty: Identity Theft, The Creation of False Tribes

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Federal Recognition

- **DOI – BIA Branch of Acknowledgement & Research**
- **“Indian Entities Recognized and Eligible to Receive Services From the United States Bureau of Indian Affairs” (BIA List)**
- **Section 8 and Amendment 10 U.S. Constitution**
 - ✓ **‘Indian Commerce Clause’**
- **Exclusive Federal Right**



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Exclusive Federal Right

- **Section 8 - Powers of Congress**

To regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes;

- **Amendment 10 - Powers of the States and People**

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.



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Texas AG Opinion

- **1979 Opinion MW-49, Exhibit 2 (Mark White)**
- **“The state may not, in the absence of federal authorization, enact laws benefiting these Indians and since there has been no federal authorization in this instance, section 11A is unconstitutional on its face.”**



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Arkansas AG Opinion

- **No. 2005-285 (Mike Beebe)**
- **“In my judgment, the subject matter [Lost Cherokees of Arkansas] of your proposed constitutional amendment is not reserved to the people of the State of Arkansas by the 10th Amendment to the U.S. Constitution.”**



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Federal Recognition Process

- **American Indian Entity Since 1900**
 - **Distinct Community Existing Since Historical Times Until Present**
 - **Maintained Political Influence/Authority as Autonomous Entity**
 - **Governing Documents Including Membership Criteria**
- 25 CFR Part 83**



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Recognition...cont'd

- **Members Descend From Historical Tribe(s)**
- **Not Already Members of Other Tribes**
- **No Congressional Legislation Terminating or Forbidding Federal Relationship**

25 CFR Part 83



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Federal Recognition History

- **Pre-NIGA**
 - ✓ **Average 5 Per Year**
- **Post-NIGA**
 - ✓ **Average 10 Plus Per Year**
- **‘Cherokee’ Applications**
 - ✓ **Currently, 30 ‘Cherokee’ Applicants**



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Fraudulent Tribe Methods

- IRS 501(c)3
- Internet Presence
- State Recognition
- Recipient of Federal Funds
- Trademarks



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Program Back-Doors

‘Validation’

- **HHS**
- **IHS**
- **DoEd**
- **Administration for Native Americans (\$6M)**
- **NIH**
- **22+ Federal Agencies**
- **“Indian” Scholarships**
- **Government “Box Checkers”**



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U.S. Indian Arts & Crafts Act

“Under the Act, an Indian is defined as a member of any federally or State recognized Indian Tribe, or an individual certified as an Indian artisan by an Indian Tribe.”

<http://www.doi.gov/iacb/act.html>



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‘Membership’

Schedule A (Form 990 or 990-EZ) 2006 **ECHOTA CHEROKEE TRIBE OF ALABAMA** 63-1142216 Page 4

Part IV-A **Support Schedule** (Complete only if you checked a box on line 10, 11, or 12.) **Use cash method of accounting.**
Note: You may use the worksheet in the instructions for converting from the accrual to the cash method of accounting.

Calendar year (or fiscal year beginning in) ►	(a) 2005	(b) 2004	(c) 2003	(d) 2002	(e) Total
15 Gifts, grants, and contributions received (Do not include unusual grants. See line 20.)	6,629.	4,920.	9,136.	10,891.	31,576.
16 Membership fees received	32,645.	24,882.	29,227.	22,916.	109,670.
17 Gross receipts from admissions, merchandise sold or services performed, or furnishing of facilities in any activity that is related to the organization's charitable, etc., purpose	12,899.	10,880.	13,267.	10,699.	47,745.
18 Gross income from interest, dividends, amounts received from payments on securities loans (section 512(a)(5)), rents, royalties, and unrelated business taxable income (less section 511 taxes) from businesses acquired by the organization after June 30, 1975	42.		54.	7,158.	7,254.
19 Net income from unrelated business activities not included in line 18					

guidestar.org



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Dept. of Education Fraud

- **‘Lost Cherokee Nation’ – Arkansas**
- **Indian Education Act Program (Title VII) Funds**
- **Kept 5% ‘Overhead’ for ‘Enrolling Members’**
- **Schools Forced to Pay Back Monies**



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Indian Child Welfare Fraud

- ‘Cherokee River Indian Community’
- Kidnapped Arizona Child During Custody Battle
- Fake Tribal Judge
- Fraudulent ICW Claims



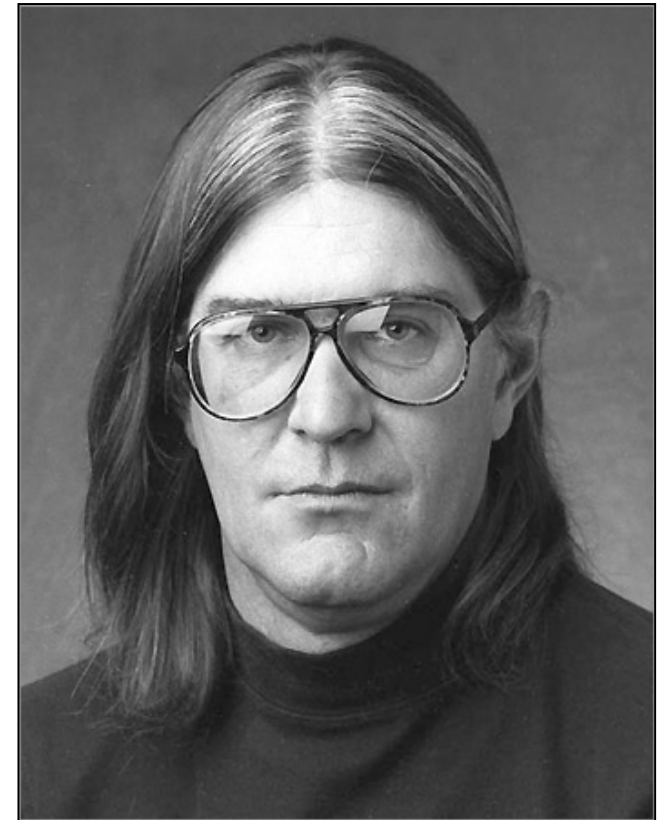
Actual Video Footage



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Ward Churchill

- Pretends to be UKB/CN Citizen
- Appropriates Cherokee Culture
- So-Called Academic ‘Playing Indian’



<http://www.pubtheo.com/images/churchill-ward.jpg>



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Robin McBride Scott



- **So-Called Cherokee Basketweaver**
- **Appropriating Cherokee Culture**
- **‘Playing Indian’ for Academics**
- **Taking NMAI Artist Monies**



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Kansas 'Tribe' & Illegal Immigrants



Malcolm L. Webber
(a.k.a. Grand Council Chief
Thundercloud IV)

- **Illegal immigrants paid \$50-\$1400 for "tribal" membership thus US citizenship**
- **Documented since 1975 when Webber listed himself as Principal Chief of the Etowah Cherokee Nation of Georgia**
- **Known publisher of the Cherokee Nation Times and Etowah American Indian News**
- **Self-declared Chief of Kaweah Indian Nation**



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Samples of 'State Recognition'

- Alabama
- *Connecticut*
- *Delaware*
- Georgia
- *Louisiana*
- South Carolina
- Tennessee
- *Massachusetts*
- **Missouri**
- *New York*
- *New Jersey*
- North Carolina
- *Ohio*
- Virginia

<http://www.wikipedia.org>



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‘Un’recognized Cherokee Tribes

- **Alabama**
- **Arkansas**
- **California**
- **Florida**
- **Georgia**
- **Indiana**
- **Kansas**
- **Kentucky**
- **Missouri**
- **New Jersey**
- **New York**
- **North Carolina**
- **Ohio**
- **Oklahoma**
- **Oregon**
- **South Carolina**
- **Tennessee**
- **Texas**
- **Virginia**
- **West Virginia**



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Actions Requested

- **Federal Ban of ‘State’ Recognition of Groups Claiming to be Cherokee**
- **Cut-off Federal Funds to non-Federally Recognized ‘Tribes’**
- **IRS 501(c)3 Regulations Preventing ‘Pseudo Tribes’**
- **GAO Report Accounting of Federal \$**



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Actions Requested...

- **Changes to NCAI's Membership Policy – Not Allowing Groups Claiming to be Cherokee**
- **Ensure U.S. Fish & Wildlife Following Federal Guidelines**
- **Lobby for Federal Laws Making Impersonation of Tribes and Tribal Citizens a Felony (Identity Theft)**



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Actions Requested...

- **Public Relations Campaign – Educate Media and Public**
- **Actively Prosecute ‘Cherokee’ Frauds**
- **Exposure of ‘Cherokee’ Frauds in Academia**
- **Amend Federal Indian Arts & Crafts Act to Exclude ‘State’ Recognized Tribes**



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**Principal Chief : Michael "ManFox" Buley & Mother
Southern Cherokee Nation**



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Chief Buffy Red Feather Brown
Southeastern Cherokee Confederacy of PA



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**John Eaglespirit
Campbell,
"principal chief"**

**Tennessee Band of
Eastern Cherokee**



**Chief Justice of
the Supreme
Court of the
Confederated
Tribes of
Original People**



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**Chief Red Arrow (Sandy Pouncey)
Bird Clan of East Central Alabama
Free Cherokee**



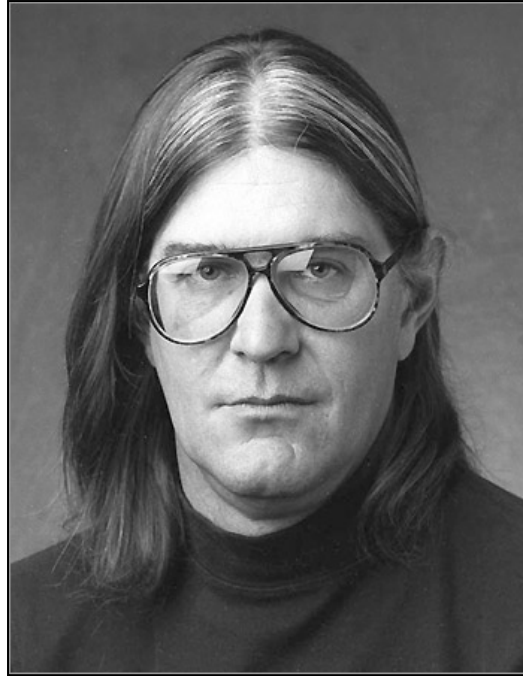
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Robin McBride Scott
Claiming Cherokee



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Ward Churchill
Claiming Cherokee



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Malcolm L. Webber
(a.k.a. Grand Council Chief Thundercloud IV)



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Principle Chief Desert Wolf
Deer Council of Free Cherokees – New York



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Western Cherokee Nation of Arkansas and Missouri

Southeast Kituwah Nation



Georgia Tribe of Eastern Cherokee



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Cherokees of California

United Cherokee Nation Arizona & Georgia



Cherokee Tribe of Northeast Alabama



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Arkansas Cherokee Nation

**Echota Cherokee Tribe
of Alabama**



**Cherokee Indians of Georgia
Illegally Using The Cherokee Nation Seal**



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Northern Cherokee Nation of the Old Louisiana Territory



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Alabama



- **Cher-O-Creek Intertribal Indians**
- **Cherokees of Northeast Alabama (formerly Cherokees of Jackson County, Alabama)***
- **Echota Cherokee Tribe of Alabama**
- **Piqua Shawnee Tribe**
- **United Cherokee Ani-Yun-Wiya Nation (formerly United Cherokee Intertribal)**



***Seeking Federal Recognition**

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Alabama

- **Cherokee Nation of Alabama***
- **Cherokee River Indian Community**
- **Cherokees of Southeast Alabama***
- **Eagle Bear Band of Free Cherokees**
- **The Langley Band of the Chickamogee Cherokee Indians of the Southeastern United States***
- **Phoenician Cherokee II - Eagle Tribe of Sequoyah**
- **Wolf Creek Cherokee Tribe, Inc. of Florida.**



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Arkansas

- **The Arkansas Band of Western Cherokee (formerly Western Arkansas Cherokee Tribe)***
- **Arkansas White River Cherokee (a.k.a. Chickamauga Cherokee Nation - White River Band)**
- **Central Tribal Council**
- **Cherokee Nation West of Missouri & Arkansas (formerly Cherokee Nation West - Southern Band of the Eastern Cherokee Indians of Arkansas and Missouri)***
- **Cherokee-Choctaw Nation of St. Francis & Black Rivers**
- **Lost Cherokee of Arkansas & Missouri***



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Arkansas...cont'd

- **Northern Cherokee Tribe of Indians of Missouri and Arkansas***
- **The Old Settler Cherokee Nation of Arkansas***
- **Ozark Mountain Cherokee Tribe of Arkansas and Missouri***
- **Sac River and White River Bands of the Chickamauga-Cherokee Nation of Arkansas and Missouri Inc. (formerly Northern Chickamauga Cherokee Nation of Arkansas and Missouri)***
- **Western Cherokee of Arkansas/Louisiana Territories***
- **Western Cherokee Nation of Arkansas and Missouri***



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Florida

- **Indian Creek Band, Chickamauga Creek & Cherokee Inc.**
- **Tuscola United Cherokee Tribe of Florida, Inc. (formerly Tuscola United Cherokees of Florida & Alabama, Inc.)***
- **Wolf Creek Cherokee Tribe, Inc. of Florida**



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Georgia

- **Cherokee Indians of Georgia, Inc.***
- **Georgia Tribe of Eastern Cherokees, Inc. (a.k.a. Dahlonega or Cane Break Band)***
 - ✓ **Unrecognized tribe with same name ‘Georgia Tribe of Eastern Cherokees, Inc.’ (II) exists.**



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Georgia

- **American Cherokee Confederacy**
- **Cane Break Band of Eastern Cherokees**
- **Chickamauga Cherokee Band of Northwest Georgia**
- **Georgia Band of Chickasaw Indians (formerly Mississippi Band of Chickasaw Indians)**
- **Southeastern Cherokee Confederacy, Inc. (American Cherokee Confederacy & Southeastern Cherokee Council)***
- **Southeastern Cherokee Council**



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Indiana

- **Northern Cherokee Tribe of Indiana**
- **Upper Kispoko Band of the Shawnee Nation**



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Kansas

- Delaware- Muncie Tribe
- Kaweah Indian Nation, Inc.
- United Tribe of Shawnee Indians
- Wyandot Nation of Kansas



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Kentucky

- **Southern Cherokee Nation of Kentucky**



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Missouri

- **Chickamauga Cherokee Nation***
- **Northern Cherokee Nation
of the Old
Louisiana
Territory***



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Missouri

- **Amonsoquath Tribe of Cherokee***
- **Cherokee Nation West of Missouri & Arkansas (formerly Cherokee Nation West - Southern Band of the Eastern Cherokee Indians of Arkansas and Missouri)***
- **Dogwood Band of Free Cherokees**
- **Lost Cherokee of Arkansas & Missouri**
- **Northern Cherokee Nation of the Old Louisiana Territory***
- **Northern Cherokee Tribe of Indians of Missouri and Arkansas***
- **Ozark Mountain Cherokee Tribe of Arkansas and Missouri***



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Missouri...cont'd

- **Sac River and White River Bands of the Chickamauga-Cherokee Nation of Arkansas and Missouri Inc. (formerly Northern Chickamauga Cherokee Nation of Arkansas and Missouri)***
- **Southern Cherokee Indian Tribe***
- **Western Cherokee of Arkansas/Louisiana Territories***
- **Western Cherokee Nation of Arkansas and Missouri***



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New Jersey

- **Nanticoke Lenni-Lenape Indians**
- **Ramapough Lenape Indian Nation
(aka Ramapo Mountain Indians)**



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New Jersey

- The Ancient Boii Tribe-Clovis, Paleo Boii
- Osprey Band of Free Cherokees
- Sand Hill Band of Indians (a.k.a. Sand Hill Band of Lenape and Cherokee Indians)
- Taino Tribal Council (Jatibonuco)
- Unalachtigo Band of Nanticoke Lenni Lenape Nation



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New York

- **Deer Council of Free Cherokees**
- **Ohatchee Cherokee Tribe of New York and Alabama**



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North Carolina

- **Cherokee Indians of Hoke County, Inc. (a.k.a. Tuscarora Hoke Co.)***
- **Cherokee Indians of Robeson and Adjoining Counties**
- **Kaweah Indian Nation, Inc.**
- **Indians of Person County (formerly Cherokee-Powhattan Indian Association)**
- **Tsalagi Nation Early Emigrants 1817**



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Ohio

- **Chickamauga Keetoowah Unami Wolf Band of Cherokee Delaware Shawnee of Ohio, West Virginia & Virginia**
- **Lower Eastern Ohio Mekojay Shawnee**
- **Piqua Sept of Ohio Shawnee Indians**
- **Shawnee Nation, Ohio Blue Creek Band of Adams County.**



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Oklahoma

- **Northern Chicamunga Cherokee Nation of Arkansas and Missouri**
- **Shawnee Cherokee Tribe of Oklahoma**
- **United Band of the Western Cherokee Nation**



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Oregon

- **Northwest Cherokee Wolf Band,
Southeastern Cherokee Confederacy,
Inc.***



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South Carolina

- **Eastern Cherokee, Southern Iroquois & United Tribes of South Carolina, Inc. (aka Cherokee Indian Tribe of South Carolina or ECSIUT)**



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South Carolina

- **Free Cherokee-Chickamauga**



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Tennessee

- **Cherokees of Lawrence County, Tennessee, Sugar Creek Band of the SECCI**
- **Chickamauga Circle Free Cherokee**
- **Chikamaka-Cherokees**
- **Elk Valley Council Band of Free Cherokees**
- **Etowah Cherokee Nation***
- **Free Cherokee Tennessee River Band Chickamauga**
- **Kwatani Mission of Chickamuga Cherokee**
- **Red Clay Band of Southeastern Cherokee Confederacy***
- **Tennessee River Band of Chickamuga Cherokee**
- **Tennessee River Band of Chickamuga**



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Texas



- **Rio Grande Band of Cherokee Indians of Texas**



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Virginia & West Virginia

- **United Cherokee Indian Tribe of Virginia**
- **The United Cherokee Indian Tribe of West Virginia**



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