

IN THE DISTRICT COURT OF THE CHEROKEE NATION

CHEROKEE NATION, )  
 )  
 Plaintiff, )  
 vs. )  
 )  
 CHAD RAYLEE DANDERSON, )  
 )  
 Defendant. )

Case No. CF-2022-2538

FILED  
2024 FEB 26 AM 9:47  
DISTRICT COURT  
CHEROKEE NATION  
JUDGE: [unclear]

DEFENDANT'S MOTION IN LIMINE

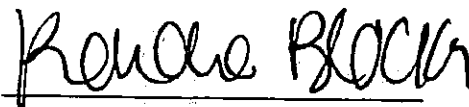
COMES NOW, the Defendant, Chad Raylee Danderson, by and through his attorney of record, Kendra Blocker of Palmer Law PLC respectfully moves this honorable Court to limit the Nation's use of unauthenticated and unduly prejudicial materials, and, in support thereof, upon information and belief, alleges as follows.

1. The Cherokee Nation filed its Witness and Exhibit List on February 9, 2024.
2. The parties had an agreed deadline for exchange witness and exhibit lists and exhibits on February 12, 2024.
3. The Cherokee Nation provided a TikTok video and screenshots on February 14, 2024, via email. *See* "Exhibit A." After searching the said account, Defense is unable to locate the account on TikTok. Further, the alleged photos in the bottom of the screen are photos that the alleged victim sent to Defendant prior to the protective order being filed. Out of respect to the alleged victim's privacy, Counsel will provide said photo in chambers in lieu of attaching it to this pleading. The Cherokee Nation has no witness that can authenticate the TikTok video nor date. Further, the Cherokee Nation has not provided any documentation and/or statements of the videos/screenshots authenticity.

4. Further, presenting testimony of Defendant's relinquishment of citizenship is highly prejudicial and not probative.
5. The Cherokee Nation has provided video of alleged parking lot incidents with no authentication and no way to show that it is Defendant.
6. Alternatively, Counsel would note that said videos are wholly inconsistent with the alleged victim's statements.
7. The probative value of this evidence is substantially outweighed by the danger of unfair prejudice, confusion of the issues, misleading the jury, and undue delay.

**WHEREFORE**, Defendant moves this Court in limine to prevent the Cherokee Nation from using any evidence as stated.

Respectfully submitted,



Kendra Blocker, CBA #999  
PALMER LAW  
101 E. 13<sup>th</sup> St.  
Ada, OK 74820  
(580)399-0509  
[kendra@callpalmer.com](mailto:kendra@callpalmer.com)

CERTIFICATE OF SERVICE

I certify that on the 16<sup>th</sup> day of Feb, 2024, I delivered a true and correct copy of the above and foregoing instrument, to the following named person, via and by means of:

- First-Class US Mail, with postage prepaid thereon and affixed thereto
- Certified US mail, return receipt requested and delivery restricted to the addressee
- Private process server
- Electronic mail
- Hand delivery

Cherokee Nation Office of the Attorney General  
17675 S. Muskogee Ave.  
Tahlequah, OK 74464

Kendra Blocker  
Kendra Blocker

## Kendra Blocker

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**From:** Cari Fears <cari-fears@cherokee.org>  
**Sent:** Wednesday, February 14, 2024 1:57 PM  
**To:** Kendra Blocker  
**Cc:** Catina Drywater  
**Subject:** Chad Danderson- Tik Tok Videos  
**Attachments:** RPreplay\_Final1650342423.mov; IMG\_0821.heic; IMG\_0811.heic

Attached you will find videos that we received today from Officer Rice.

Please confirm receipt.

### Cari Fears

Paralegal II  
Office of the Attorney General  
Cherokee Nation  
P.O. Box 1533  
17675 S. Muskogee Ave. | Second Floor  
Tahlequah, OK 74465  
Phone: 918.453.5624 Facsimile: 918.458.6142  
cari-fears@cherokee.org



EXHIBIT A  
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