

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

TRIBAL RESOLUTION # 050607-04

Tribal Council Consents to and Authorizes necessary steps to further the Tribe's Interest in Compact Litigation against the State of Michigan and the Michigan Economic Development Corporation involving the State's Club Keno and LTBB's 8% Compact Payment Obligation

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance and;

WHEREAS the Little Traverse Bay Bands of Odawa Indians ("LTBB" or "Tribe") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621) and;

WHEREAS The Little Traverse Bay Bands of Odawa Indians Tribal Council has the authority to approve and consent to litigation involving the tribe according to the LTBB Constitution, Article VII, Section D (15) and;

WHEREAS The Little Traverse Bay Bands of Odawa Indians has a compelling interest to protect its financial and fiduciary responsibilities to the Tribal Citizens through necessary legal measures and;

WHEREAS The Little Traverse Bay Bands of Odawa Indians has a legal matter pending against the State of Michigan and the Michigan Economic Development Corporation, before the United States District Court, Western District of Michigan, Case No. 5:05-CV-95 involving if the State's introduction of club keno in bars, restaurants and other venues throughout the State triggered the termination of LTBB's 8% payment obligation under the State Compact.

THEREFORE, BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians, through its Executive Branch legal counsel, may pursue litigation including but not limited to: filings, hearings, appeals, trials, negotiation, to resolve and/or conclude such legal matters with the State of Michigan and the Michigan Economic Development Corporation regarding the State's Club Keno and the Tribes 8% Compact payment obligation, providing any and all settlement terms must have Tribal Council approval prior to acceptance.

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FINALLY BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians consent to any and all necessary cost in regards to the pending Case No. 5:05-CV-95 until such already appropriated funds are exhausted, provided that any additional funding will require prior Tribal Council approval.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held May 06, 2007 at which a quorum was present, by a vote of ___ in favor, ___ opposed, ___ abstentions, ___ absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Regina Gasco Bentley	_____	_____	_____	_____
Fred Harrington, Jr.	_____	_____	_____	_____
Dexter McNamara	_____	_____	_____	_____
Mary Roberts	_____	_____	_____	_____
Rita Shananaquet	_____	_____	_____	_____
Alice Yellowbank	_____	_____	_____	_____
Shirley Oldman	_____	_____	_____	_____
Melvin L. Kiogima	_____	_____	_____	_____
Beatrice A. Law	_____	_____	_____	_____

Date: _____

Beatrice A. Law, Legislative Leader

Date: _____

Melvin L. Kiogima, Secretary

Received by the Executive Office on _____ by _____

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: _____

Frank Ettawageshik, Tribal Chairperson

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