

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

**TRIBAL RESOLUTION # 061106-23**

Appropriations for Pending Litigation

- 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;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians 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);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians (LTBB or Tribe) has a number of important legal issues pending in litigation; as described in the confidential attorney/client memorandum from general counsel James Bransky dated June 9, 2006;
- WHEREAS** it is in the interests of the Tribe and its citizens to litigate these cases to the fullest extent;
- THEREFORE, BE IT RESOLVED** that the Tribal Council appropriates an addition of \$575,000 to the 2006 Legal Department budget to come from prior period funds balance.
- FURTHER RESOLVED** that the Tribal Council appropriates an addition of \$500,000 to the 2007 Legal Department budget to come from prior period funds balance or if insufficient prior period funds are available then from the investment funds.
- FURTHER RESOLVED** that when the Tribe prevails in the second matter described in the confidential memo, the General Fund of the Tribe shall be reimbursed for all litigation costs from the set aside funds as described in the memo.
- FINALLY RESOLVED** that the funds appropriated under this Resolution shall be set aside in a separate line item to be used solely for the purposes as described in the confidential attorney/client memorandum from general counsel James Bransky dated June 9, 2006.

## CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this 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 June 11, 2006 at which a quorum was present, by a vote of 6 in favor, 1 opposed, 0 abstentions, 2 absent as recorded by this roll call:

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

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