

January 7, 2010

VIA FACSIMILE AND U.S. MAIL

Secretary Ken Salazar
U.S. Department of the Interior
1849 C Street, N.W.
Washington, D.C. 20240

Re: *California Valley Miwok Tribe*

Dear Secretary Salazar:

In light of the correspondence that was submitted to you on November 12, 2009, by Elizabeth Walker regarding the California Valley Miwok Tribe ("Tribe"), I believe it is important, as counsel to the Tribe, to not only address the numerous inaccuracies in Ms. Walker's letter, but to also set forth a thorough and accurate account of this federally-recognized Tribe's encounters with government officials and their collusion with non-Indian casino developers. Because neither our firm nor the Tribe was copied on Ms. Walker's correspondence and it was only recently that we happened to discover this letter on the internet, we could not provide a response until now. As set forth below, over the course of ten years, the Bureau of Indian Affairs ("BIA") during the George W. Bush Administration, colluded with non-Indian casino developers and acted deliberately to: (1) cease all state and federal government funding and benefits to Tribal members, resulting in foreclosure of the Tribal office and residence and the impending bankruptcy of Tribal members; and, (2) manipulate the legal system with frivolous and unauthorized actions, resulting in years of wasted judicial resources at the expense of the Tribe.

I. Introduction: Brief Background

In 1979, the Sheep Ranch Rancheria of Me-Wuk Indians of California (subsequently known as the California Valley Miwok Tribe) became a federally-recognized tribe listed on the Federal Register. At the time, Yakima Dixie, son of Mabel Hodge Dixie, to whom the federal government attempted to transfer land pursuant to the California Rancheria Act, served as the sole member of the Tribe. In 1998, Dixie adopted Silvia Burley and three of her relatives into the Tribe. On September 24, 1998, the BIA provided correspondence recognizing that Dixie, Silvia Burley, and three other individuals possessed the right to organize the Tribe. Soon after, the Tribe received correspondence from the BIA formally recognizing Silvia Burley as Chairperson and Yakima Dixie as Vice-Chairperson.

In late 1999, Vice-Chairperson Dixie entered into a development contract in an effort to develop a casino on the Tribe's land with Chadd Everone, a non-Tribal member and non-Indian. This contract would give Mr. Everone fifty percent (50%) of proceeds of any casino developed on Tribal land. During the next six years, the Tribe operated with a functioning government and received federal benefits pursuant to P.L. 93-638 contracts with the federal government as well as state Revenue Sharing Trust Fund ("RSTF") benefits through the California Gaming Control Commission ("CGCC"). However, these benefits were terminated based on the BIA's determination that the Tribe was unorganized with respect to its governing body.

In a letter dated December 12, 2008, Edith Blackwell, Associate Solicitor of Indian Affairs at the Office of the Solicitor, Edith Blackwell, acknowledged the adoption of Silvia Burley into the Tribe, and stated that in this situation "the only answer is for the BIA to wait for the Tribe to organize itself." However, as elaborated below, through the deceptive, unnecessary and illegal conduct of BIA officials and non-Indians with a



monetary stake in the destruction of the Tribe, the Tribe was prevented from exercising its most fundamental right to self-governance.

II. The BIA's Fraudulent Scheme in Collusion With Chadd Everone to Destroy the Tribe

Chadd Everone recognized that a cohesive Tribal body with Silvia Burley as Chairperson would impede his efforts to take advantage of and reap financial gain from the Tribe. Thus, with the assistance of BIA officials, he created a web of deception, conspiracy and fraud for the sole purpose of destroying the identity, culture and membership of this federally-recognized Tribe and establishing a new tribe that he could control and manipulate for his own selfish benefit, with no accountability to others.

In 2000, Yakima Dixie entered into casino-related agreements with developers by the name of Bill Martin and LrRoi Chapell. After these developers discovered that the casino development process would be more complicated than they anticipated, as the Tribe had a functioning government and leadership in place, they enlisted Chadd Everone for the purpose of devising and implementing a scheme to take over the Tribe with the assistance of government officials.

Despite the outrageous actions the BIA took over the next six years, the Tribe did not sense foul play until it observed the BIA's inconsistent actions and correspondences with regard to the Tribal government and the CGCC's sudden cessation of RSTF funds. In 2006, the Tribe hired a private investigator to examine the extent of Chadd Everone's interference with Tribal affairs, as well as his involvement with government officials. During this investigation, Chadd Everone (as documented in emails and tape recordings, which are publicly available on the Tribe's website) made numerous statements outlining his scheme, which included an extensive conspiracy on the part of local BIA officials.

Specifically, from 2000 through 2006, Everone described his scheme of "turning fiction into reality [by] using the court system, [the] BIA and the [CGCC] to agree with his requests." (Exhibit A.) Everone explained he "learned the system and used it" by re-filing or appealing every decision that was adverse to his monetary position. (Exhibit A, page 2.) Further, Everone stated on numerous occasions that Arlo Smith and Pete Melnicoe, who served as former CGCC Commission Members (Smith) and CGCC Chief Legal Counsel (Melnicoe), were instrumental in convincing the CGCC to cease the Tribe's RSTF distributions, and that he had hired them to do so. (Exhibit A, page 2, Exhibit C.) Mr. Everone also seemed to take pride in the fact that he "controlled" Yakima Dixie with respect to all Tribal affairs. (Exhibit A, page 3.) At no time did Everone ever specify the needs and desires of Mr. Dixie with respect to the Tribe or how any of these deceptive activities would even benefit Mr. Dixie or the Tribe. Instead, Mr. Everone spoke of Mr. Dixie only in passing, as if he were a mere tool that Everone was using to implement his strategy.

Chadd Everone also provided details regarding the collusion and involvement of BIA officials, namely Troy Burdick of the Pacific Regional Office, in assisting Everone with his fraudulent scheme. Mr. Burdick advised Everone to not challenge Silvia Burley's P.L. 93-638 application on behalf of the Tribe, but rather, to file his own 638 application. (Exhibit B.) Mr. Burdick told Everone that the action of filing a competing 638 application would have the effect of "*pushing the BIA to make a determination on [Tribal] authority, and, therefore, who should receive [the state and federal monies].*" (Exhibit E, page 1, emphasis added) Mr. Burdick then warned Everone not to mention their meeting or his advice and labeled their meeting as a "secret or private meeting." (Exhibit B.)

Furthermore, based on assurances from BIA officials, Everone stated with certainty that the BIA would make a determination on the Tribe's leadership in his favor and that his group would be the recognized authority over the Tribe. (Exhibit C.) Most shockingly, Mr. Everone made the blunt statement that former CGCC officials Smith and Melnicoe "do not deal with Burdick -- *he is my jurisdiction,*" indicating that Burdick is not only in collusion with Mr. Everone, but that Everone has control over BIA actions through Burdick. (Exhibit E, page 1, emphasis added.)



The BIA's actions and statements, as well as those of Chadd Everone, demonstrate how easily government officials under the Bush Administration and non-Indian casino developers, can openly and overtly circumvent federal Indian law to abolish the well-established history and defined membership of a federally-recognized Indian Tribe.

III. Frivolous Legal Proceedings

In addition to colluding with government officials to ensure the cessation of Tribal benefits, Chadd Everone, without any approval or authority from Yakima Dixie, has filed countless baseless and meritless legal documents with the IBIA, forcing the Court to expend judicial resources and delay decision-making in order to respond to such nonsense. Among the numerous nonsensical filings are: filings pertaining to current events; requests for documents; a "Request for Calendal (sic) Position and Timing; and, a "Response to the IBIA's Notice of Non-Receipt of Appellant's Response to [an IBIA] Order." In addition to being wasteful of time and judicial resources, not one of these documents has ever been signed by Yakima Dixie himself. Everone claims to file them on behalf of "Interested Parties," though it is never demonstrated how these alleged individuals have any right to or claim in connection with the Tribe. The BIA and the Solicitor's Office, during the Bush Administration, have received copies of all of these filings, yet they have never questioned why a non-attorney and non-Tribal member with a financial stake in the outcome of this case was actively filing legal documents before the agencies' own legal tribunal, in violation of state and federal law.

Recognizing that the BIA would continue to ignore Chadd Everone's illegal activities, on November 25, 2009, the Tribe filed with the IBIA a Motion to Institute Disciplinary Proceedings Against Chadd Everone. Through this Motion, the Tribe seeks to have Chadd Everone prohibited from filing any additional pleadings in cases related to the Tribe before the IBIA for the unauthorized practice of law.

In July 2009, Chadd Everone, through the guise of Thomas Wolfrum, filed another frivolous legal proceeding, this time in the United States District Court for the Eastern District of California. After reviewing the pleading, the Court granted the Tribe's Motion to Dismiss, as well as its Motion for Sanctions, ordering Mr. Wolfrum to pay \$3,000 to the Tribe and requiring Mr. Wolfrum to report the sanction the California State Bar. In its order, the Court recognizes Chadd Everone's tactic as a "*frivolous lawsuit that resulted in a waste of judicial resources and unnecessary costs to Defendants.*" (emphasis added). While the Court here was able to astutely recognize the fraud and irresponsibility being perpetuated by Everone, it is disheartening and disconcerting that United States government officials from the Department of Interior, despite the abundance of supporting evidence, have not only refused to make a similar determination, but have gone so far as to recognize Chadd Everone has an authoritative figure with decision-making power over the Tribe.

In 2009, despite the efforts of the Tribe to hold a neutral mediation with Yakima Dixie, the BIA, again in complicity with Chadd Everone, thwarted any mediation opportunity. Although Elizabeth Walker sent correspondence to the Department of Interior, declining mediation on behalf of Yakima Dixie our firm later discovered that neither Ms. Walker nor Thomas Wolfrum ever represented Yakima Dixie. In fact, when asked whether he was aware of the most recent mediation opportunity, Mr. Dixie stated that he had never heard about it and had he known about it, he would have participated in such a process. Mr. Dixie also signed an acknowledgement stating such as well as his desire for a renewed mediation offer from the BIA. (Exhibit F.) Thus, one of the Tribe's most promising opportunities to date to resolve its internal dispute was once again deliberately and forcefully obstructed by the subsequent actions of a casino developer in collusion with the BIA.

IV. Conclusion: Final Request for Assistance

On December 14, 2009, the bank that owns the Tribal residence and office (the address that is listed as the Tribe's official address in the Federal Register and on all previous and recent government correspondence), served the Tribe with a notice that eviction proceedings will be initiated on January 15, 2010 and that all Tribal members must evacuate the premises on that date. Despite the fact that the two members of this federally-recognized Tribe, Yakima Dixie and Silvia Burley, were and are still ready and willing to participate in



mediation to finally resolve this long-standing and wasteful dispute, and even though government officials were well aware of this fact and were in a position to prevent the pending homelessness of the Tribal members, these government officials, including those from the local BIA, the CGCC, as well as the Department of Interior, have allowed a non-Indian casino developer with no authority whatsoever, to hijack the entire dispute resolution process, manipulate an elderly man with limited resources, and now, force the eviction and impoverishment of a federally-recognized Tribe located on American soil.

The Tribe is now just days away from eviction and the Obama Administration is now, as it has always been, in a position to prevent and/or delay this eviction in order to allow the Tribe to resolve its dispute and ultimately restore federal and state Tribal benefits. Now that the Tribe's full story has been accurately relayed and the facts of deception, manipulation and fraud have been thoroughly outlined, the future of this Tribe is now, once again, in the hands of the federal-government. The only question is, whether the federal-government will finally revive this Tribe and attempt to save it from the brink of death, or if it will continue its prejudice and provide the final nail in the coffin.

Sincerely,

ROSETTE & ASSOCIATES

Robert A. Rosette, Esq.

RAR/sb

Enclosures

c: Larry EchoHawk
Silvia Burley
Yakima Dixie
Tracie Stevens
Del Laverdure
Jerry Gidner
Pilar Thomas
Troy Burdick
Pete Melnicoe
Chadd Everone
Elizabeth Walker
Office of Inspector General

EXHIBIT A

[REDACTED]

From: Administrator's Office [californiavalleyemiwoktribe@yahoo.com]
Sent: Wednesday, December 23, 2009 5:47 PM
To: [REDACTED]
Subject: Fw: Re: C. Ray Investigation

----- Forwarded Message -----

From: KARLA BELL <kbelllaw@msn.com>
To: silburley@yahoo.com; californiavalleyemiwoktribe@yahoo.com; anjelicapaulk@yahoo.com; tigerplk@yahoo.com; colleen_petty@yahoo.com; phillipt@crosslink.net; kawehilanireznor@yahoo.com; DVG@aol.com
Sent: Fri, September 1, 2006 10:00:38 AM
Subject: FW: Re: C. Ray Investigation

Here is the update. I will also be forwarding the Friends of Yakima Prospectus.

Karla D. Bell
Law Offices of Karla D. Bell
4712 Admiralty Way, Suite 580
Marina del Rey, CA 90292
(310) 577-2555
(310) 577-3210 fax

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>From: Craypi@aol.com
>To: kbelllaw@msn.com
>Subject: Re: C. Ray Investigation
>Date: Thu, 31 Aug 2006 21:03:53 EDT
>
>Karla and All,
>
>I met with Chadd Everone and Bill Martin at 9:30 AM in Lafayette CA (Peete >Coffee). Prior, I had set up a body recording device and tested it 4 times >-
>without problems. I talked with Martin and Everone for approx. 1 plus hrs.
>The

>following are highlights of the conversation:

>Everone did most of the talking and is very impressed with himself. Martin acted in a supporting role to Everone. Everone started explaining how they came

> across this giving credit to Chapelle who read the LA Times Article about Yakima and his plight back in 1999. Chapell had been living in San Diego, and

>coincidentally, he and Martin were in Southern California looking to get into

>the California Cardroom business. Chapelle and Martin (after reading the LA Times article, head up to Calaveras County and sign up Yakima to represent him

> in getting an Indian Casino. Only after signing up Yakima did Chapelle (later) find out (from the BIA) that the Tribe was under control of Sylvia Burley. That was when Martin enlisted the help of Everone who came up with a plan

>to take the tribe out of Sylvia's control by saying Yakima only gave up "spokesperson's" role to Sylvia and not the Chair.

>Everone then went to work using the UC Berkeley Law Library to study up on Indian Law to begin his quest for removing the Sylvia Burley as

>Chairperson of the Tribe. Everone describes his last 6 plus years as (something like) turning fiction into reality using the court system, BIA and the California

>Gambling Commission to agree with his requests. He explained after every legal

>set-back, he would wait 30 days and re-file or appeal the decision - and it

>worked. He learned the system and used it.

>Everone and Martin both stated Sylvia Burley has "embezzled" monies received

>for the tribe and used the money for her and her husbands own use.

>Everone stated Arlo Smith and Pete Melincoe are ex-Commission Member and Ex-Chief Legal for the Gambling Commission. They were very influential in meeting with current Commission Attorney Cy Rickerts to stop the casino payments to

>Sylvia Burley. Both are currently "on the payroll" and bill Everone by the hour (@ \$ 200.00 per hour) . Everone stated he can not always pay each of their bills, but will eventually pay them from the 1.8 Million monies that have

>been frozen by the Commission. Everone did say that their bills may be converted to investor type shares in the casino. Everone states the legal costs have

>exhausted all their monies and they are seeking investors (like myself).

>Everone also stated both Smith and Melicoe are handling the "compact negotiations" with the governors office. When I pressed Everone for a name in the

>governors office, he said he did not know who they were dealing with.

>Attorney Glick is their main litigater in Sacramento and is paid by the hour

>(\$350.00) (no other deals are with him)

>

EXHIBIT B

[REDACTED]

From: Administrator's Office [californiavalleymiwoktribe@yahoo.com]
Sent: Wednesday, December 23, 2009 5:48 PM
To: [REDACTED]
Subject: Fw: 2nd Meeting with Chadd Everone (9/7/2006) / Steve Ding (Rep. Pombo's guy)

----- Forwarded Message -----

From: "Craypi@aol.com" <Craypi@aol.com>
To: kbelllaw@msn.com; californiavalleymiwoktribe@yahoo.com
Sent: Fri, September 8, 2006 7:14:55 AM
Subject: 2nd Meeting with Chadd Everone (9/7/2006) / Steve Ding (Rep. Pombo's guy)

To All,

I met again with Chadd Everone to capture his statements again. The meeting went well and he (again) told me the same story of how he started his "illusion" and used "fuzzy logic" to advance their claim of having Washington DC (BIA) recognizing that Yakima is indeed the Chairman "organizing" Yakima Dixie's Tribe. Everone stated he met with Troy Burdick (BIA-Sacramento) and was told (by Burdick) to "not file protest of Sylvia's 638 (?)", but to file his own 638 and submit it. The BIA will then choose who to respond too (?). Burdick then told him not to mention this meeting, and called it a "secret or private meeting".

Everone added that his DC People will be (or already have) meeting with 11 Government Officials to push through their claim of Yakima being recognized as the Chairperson.

The 1 hr plus meeting was captured and the tape came out a lot better and was audible. I dropped the tape off at the studio I use to clean up the background noise (not much), and I will pick the tape up later today.

I received permission from Karla and the Tribe to contact Steve Ding. Steve is Chief of Staff for Rep. Pombo and is Chief of Staff for all Indian Oversight Committees. Steve is a personal friend of mine from way back when.. I met with Steve at his home and discussed what I have been investigating. He was not aware, and no one had brought it to his attention, the inter-tribe problems between Sylvia and Yakima. I advised him he would be hearing a lot more on this subject in the future from DC people working for Sylvia's Tribe. He was very interested in the Chapelle-Martin-Everone Scam and the developers behind them and how it started and how it has continued. I advised him of Troy Burdick having a secret meeting with Everone, he stated the Sacramento BIA is a problem office.

Steve asked me to ask the Tribes Attorney to view the file on Everone-Yakima and the group. I did not have the complete file with me, but I showed Steve the "loan/investment prospectus" that Everone had provided me. I will meet with Steve again and have him view the contents of the file. Karla had given me the "OK" to show the file, but not to turn over the file (or a copy of).

Also, if you have not already, please view Everone's Web Site that details the Friends of Yakima struggle to retain his chairperson status. The site is :

www.federatedtribes.com/yakima

I will be unavailable from 11:00 am through 4:00pm today, but I will return all calls after 4:00 PM. I will also be picking up the cleaned-up tape after 4:00 PM today.

Chris Ray

EXHIBIT C

Saba Bazzazieh

From: Chadd Everone [cae@fis.org]
Sent: Monday, September 11, 2006 4:23 PM
To: Chris Ray
Subject: Addenda

Chris:

In terms of your consideration, I neglected to provide some substantiation on two important elements: 1) The Revenue Sharing Trust Fund and 2) the Developer.

1) The California Gambling Control Commission maintains the Revenue Sharing Trust Fund and that is the primary security for the repayment of the lender's money. I may have mentioned that I have hired Peter Melnicoe and Arlo Smith (the former Chief Counsel and the former Commissioner of that agency, respectively); and they were instrumental in getting the money frozen. See that determination.

<http://www.federatedtribes.com/yakima/2006-06-27-CCGC-Determination.pdf>

Melnicoe and Smith are now tasked to negotiate with the Governor for a compact. Recently, I asked Melnico to call the Commission and obtain a current accounting; and his response is below.

"The California Gambling Control Commission is presently holding \$1,340,703.17 for the California Valley Miwok Tribe. The payment for the third quarter of 2006 should augment that amount by an additional \$275,000."

You can see the accounting at the Commission's site - see page 2, California Valley Miwok:
[http://www.cgcc.ca.gov/rstfi/2006/RSTF%20Distrib%2019th CommStaffReport.pdf](http://www.cgcc.ca.gov/rstfi/2006/RSTF%20Distrib%2019th%20CommStaffReport.pdf)

2) The Developer/Operate is a substantial and known entity.

<http://www.seenohomes.com>

<http://www.peppermillreno.com>

The "placeholder" agreement which we have with him is posted as follows; and this is a confidential document.

<http://www.federatedtribes.com/yakima/2006-05-17-Midstate.pdf>

Finally, in terms of due-diligence; I can assure that there are few deals which have been investigated as thoroughly as this one. I know for a fact that Seeno spent over \$40,000 on legal consulting to assure himself that we and the deal were legitimate; and Melnicoe and Smith and a variety of other interests have investigated it thoroughly, including Phil Peck, with whom you spoke.

If you want to discuss specific issues further, feel free to call or meet. To be candid, if you were to come in now, it would put us in a strategically good posture with the Developer.

Thanks, Chadd

EXHIBIT D

From: Chadd Everone [cae@fis.org]
Sent: Friday, September 29, 2006 8:51 AM
To: Chris Ray
Subject: Sheep Ranch Tribe

Chris

I have not received the prospectus. In case you still might be interested, here is a status report. In terms of the financial arrangements, my associated, Bill Martin, indicated that in lieu of the deferred bonus of 20 times corpus over a 5 year period, as described in the prospectus, he would be willing to give double double one's money for this last round of financing, wkhich would mean that upon recover of the \$1.6 million that is currently frozen, one's loan times 2 would be repaid. If this is of interest, please let me know.

The current situation (i.e., as of right now, September 28, 2006)

After some three years of prosecuting the rightful authority for the Tribe, all of the legal and administrative obstructions by the opposition (Silvia Burley) have now failed and are out of the way. Her last two court maneuvers were dismissed; and the BIA is moving forward with its determination on the authority for the tribe, which almost certainly will give control to Yakima's faction, and that means to us. Sensing that the time was right, our attorneys, who are tasked with dealing with the Governor on a gaming compact, contacted Silvia and her attorneys a couple of days ago and offered to open a discussion on settlement. They took the offer, almost immediately, and her attorneys are flying in (one from Washington and the other from Southern

California) to meet with our attorneys on October 3. Silvia's attorneys must also realize that their efforts are going to fail, otherwise, they would not have been so eager to meet and spend the time, effort, and money to do so. (A settlement is not necessary in order for us to prevail, but it would accelerate our casino efforts, and it would take a great load off of the shoulders of the

BIA.) Irrespective of any settlement, the BIA is in the process of finalizing the government's determination on the tribal authority. We expect that issue to be finalized by the end of November and, again, that our group will be the recognized authority. In addition, we have advanced the tribal organization, have a developer on the shelf, are making moves to negotiate a compact with the Governor, and in all ways are positioned to bring this into rapid fulfillment.

Up to this point, the effort has been financed by some money by Seeno (non refundable) but

mostly by about \$350,000 in loaned money from individuals, such as yourself, according to the prospectus. That is a fair sum of money; but it is insignificant in terms of the potential that comes with a casino and which, obviously, is a unique and very rare opportunity. In the immediate future, there are a variety of other things (administrative and legal) which must be

done to aggressively push this thing home; and I want to raise a final \$100,000 to do that. Now is not the time to glide to a landing; rather it must be forced into place, and that entails more money. As you know, the money for the Tribe in the Revenue Sharing Trust Fund has been frozen; and it now amounts to over \$1.6 million; and that will be there to repay the lenders immediately upon gaining authority for the Tribe. So that is the security for the loans.

What I propose is that you and/or your contacts invest in this final offering; and I have provided a schedule of the repayment formula according to different amounts, which is the same as is in the prospectus. Obviously, this deal is much more secure now than it was when you originally invested; and if you can arrange a significant amount of this final financing, I can make an additional arrangement for your efforts - something which we can discuss if you

are capable and interested in participating. We can discuss that when I call, which I anticipate will be tomorrow, Friday.

There are few opportunities to "make a financial killing" and this, I sincerely believe, is one of them. See the calculations and the prospectus.
I hope you are well. Best wishes

Chadd

EXHIBIT E

From: Chadd Everone [cae@fis.org]
Sent: Wednesday, September 13, 2006 7:54 PM
To: ArticleWriter1@aol.com
Subject: Re: Addenda

Chris - responding to your memo, below:

First, I believe that Melnicoe contacted Rickards in order to obtain the current balance in the Revenue Sharing Trust Fund (RSTF); or he could have contacted the accounting department. Irrespective, Rickards has made his determination about the freezing of the funds until the BIA determines the authority, so he really does not have much involvement in this matter until that happens.

With respect to them hearing from Burdick, that is addresses as follows.

Smith and Melnicoe do not deal with Burdick - he is my jurisdiction. (Besides, the BIA really does not like to deal with attorneys.) Today, Wednesday, I spent much of the day in Sacramento at the BIA on the issue of filing a Public Law 638 grant application. There is a long and somewhat contorted history around this issues, but it was recommended to me that our group file a competing 638 application, which would have the effect of pushing the BIA to make a determination on the authority and, therefore, who should receive these moneys (i.e., about \$300,000 annually) as well as the money in the RSTF. The 638 application must be filed on or shortly after October 1. I had requested all of the existing tribal documents on this matter under the Freedom of Information Act; and my trip to Sacramento was to obtain that information. I met briefly with Burdick, who confirmed that Washington is in the process of circulating, among some 11 officials, a Directive about the recognition of authority. (This is what our D.C. attorney had discovered in a recent discussion with the Solicitor.) We also discussed him meeting with our D.C. attorney and various people at the up-coming National Congress of American Indians, which will be held this year in Sacramento (Oct 1-6) For the 638 FOIA, I met with three individuals (e.g., two Tribal Operations Officers and the FOIA Officer). They went over all of the filings and explained the forms and procedures for filing; I explained the history of the tribe (much of which they already knew); and I expressed the opinion that Washington was on the verge of providing their Directive on tribal authority (which they also confirmed). Everyone was very supportive, helpful, and friendly; and they stress that we do not have to have the budget well detailed but simply submit the letter of transmittal, the tribal resolution (which I will have signed this Saturday at the tribal meeting), and a budget outline; and the details would be rendered with their help. So, again, the tenor was all positive.

As a side event, at about 9 a.m., Arlo Smith has arranged for a conference call between Melnicoe, a tribal consultant, and myself to discuss the overture which the consultant has made with a tribe called Big Lagoon. That tribe has a reservation in the Redwoods and the Governor and Legislature are completely unwilling to allow a casino there. So Big Lagoon was petitioning for a Compact to do off-reservation gaming in Southern California. That deal collapsed last week. Apparently, one of the methods of getting things in the political arena is to help solve the problems of officials from whom you want something. And Smith and Melnicoe have been thinking that if we could propose a federation between Big Lagoon and Sheep Ranch to develop two casinos in a very high traffic zone within the traditional territory of Sheep Ranch (i.e., Tracy area), then the Governor might see that as a way of solving his dilemma with Big Lagoon in the Red Woods. Some initial discussion with the Chairman (Virgil Moorehead) of that tribe disclosed that: 1) he would be willing to discuss the matter, 2) his financial backer (the owner of Pizza Hut) has a contract for only the Barstow location, so

there would be not conflict because that deal is effectively dead. The prospect that this raises for us is possibly a way to expedite the Governor giving us a Compact in a highly favorable location and, also, we might actually become the agents for two tribes instead of just one, in which case the stake-holders (lenders) interests could be amplified.

I may give you a call sometime after the above discussion, tomorrow morning.

Chadd

At 10:18 AM 9/13/2006 -0400, you wrote:

>In a confidentially setting, has Arlo Smith and Pete Melincoe been in
>contact recently with Cy Rickerts? Have they heard from Burdick as to
>which way BIA will decide? The revenue fund release to your group will
>be a huge accomplishment for you, Smith, Melincoe and Burdick.

>

>As you know, trying to gain all advantage prior to writing the check /
>signing loan agreement.

>

>Chris

EXHIBIT F

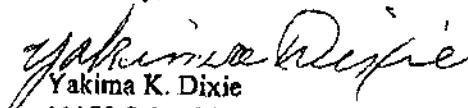
November 2, 2009

Ms. Tracie Stevens
Senior Advisor
Assistant Secretary of Indian Affairs
Department of the Interior
1849 C Street, N.W.
Washington, D.C. 20240

Ms. Stevens,

I understand that you tried to arrange mediation between me and Silvia. I never heard about it. If I did, I would have done it. Sitting down and talking out problems is the best way to fix things, and I've been trying to get the BIA to help the Tribal members do that for years. Sylvia and I should be talking with one another instead of using the courts. I am saddened by the on-going litigation and it needs to stop. I really hope you can help bring the mediation back. My Tribe needs it.

Sincerely,


Yakima K. Dixie
11178 School St.
Sheep Ranch, CA 95250