

TABLE OF AUTHORITIES

CASES

Amador County v. Salazar, 640 F.3d 373 (D.C. Cir. 2011).

Artichoke Joe's v. Norton, 216 F. Supp. 2d 1084 (E.D. Cal. 2002).

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California v. Cabazon Band of Mission Indians, 480 U.S. 202 (1987).

California v. Iipay Nation of Santa Ysabel, No. 3:14-cv-02724-AJB-NLS, 2016 WL 10650810 (S.D. Cal. Dec. 12, 2016).

California v. Iipay Nation of Santa Ysabel, 898 F.3d 960 (9th Cir. 2018).

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Chemehuevi Indian Tribe v. Newsom, 919 F.3d 1148 (9th Cir. 2019).

Chemehuevi Indian Tribe v. Wilson, 987 F. Supp. 804 (N.D. Cal. 1997).

Cheyenne River Sioux Tribe v. South Dakota, 3 F.3d 273 (8th Cir. 1993).

Chicken Ranch Ranchera of Me-Wuk Indians v. California, 42 F.4th 1024 (9th Cir. 2022).

Citizen Potawatomi Nation v. Oklahoma, 881 F.3d 1226 (10th Cir. 2018).

Coeur d'Alene Tribe v. Idaho, 842 F. Supp. 1268 (D. Idaho 1994); *aff'd* by 51 F.3d 876 (9th Cir. 1995); *cert. denied*, 516 U.S. 916 (1995).

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Conn. v. United States Dep't of Interior, 363 F. Supp. 3d 45 (DDC 2019).

Florida v. Seminole Tribe of Florida, 181 F.3d 1237 (11th Cir.1999).

Forest Cnty. Potawatomi Cmty. v. United States, 330 F. Supp. 3d 269 (D.D.C. 2018).

Fort Indep. Indian Cmty. v. California, 679 F. Supp. 2d 1159 (E.D. Cal. 2009).

In re Indian Gaming Related Cases (Coyote Valley II), 331 F.3d 1094 (9th Cir. 2003).

KG Urb. Enterprises, LLC v. Patrick, 693 F.3d 1 (1st Cir. 2012).

Kickapoo Tribe v. Babbitt, 43 F.3d 1491 (D.C. Cir. 1995).

Lac du Flambeau Band of Lake Superior Chippewa Indians v. State of Wis., 770 F. Supp. 480 (W.D. Wis. 1991).

Mashantucket Pequot Tribe v. Conn., 913 F.2d 1024 (2nd Cir. 1990), *cert. denied*, 111 S. Ct. 1620 (1991).

Michigan v. Bay Mills Indian Community, 572 U.S. 782 (2014).

Navajo Nation v. Dalley, 896 F.3d 1196 (9th Cir. 2018).

New Mexico v. Dep't of Interior, 854 F.3d 1207 (10th Cir. 2017).

Northern Arapaho Tribe v. Wyoming, 389 F.3d 1308 (10th Cir.2004).

Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation v. California, 813 F.3d 1155 (9th Cir. 2015).

Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation v. California, 973 F.3d 953 (9th Cir. 2020).

PPI, Inc. v. Kempthorne, No. 4:08-cv-248, 2008 WL 2705431 (N.D. Fl. 2008).

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Pueblo of Santa Ana v. Nash, 972 F. Supp. 2d 1254 (D.N.M 2013).

Rincon Band of Luiseno Mission Indians v. Schwarzenegger, 602 F.3d 1019 (9th Cir. 2010).

Rumsey Indian Rancheria of Wintun Indians v. Wilson, 64 F.3d 1250 (9th Cir. 1996).

Seminole Tribe of Florida v. Florida, No. 91-6756-CIV-MARCUS, 1993 WL 475999 (S.D. Fla. Sept. 22, 1993).

Seminole Tribe of Florida v. Florida, 219 F. Supp. 3d 1177 (N.D. Fla. 2016).

Seminole Tribe of Florida v. Florida, 517 U.S. 44 (1996).

Seneca Nation of Indians v. New York, 420 F. Supp. 3d 89 (W.D.N.Y. 2019), *aff'd*, 988 F.3d 618 (2nd Cir. 2021).

State ex rel. Stephan v. Finney, 251 Kan. 559, 836 P.2d 1169 (1992).

Texas v. United States, 497 F.3d 491 (5th Cir. 2007).

United States v. Burns, 725 F. Supp. 116 (N.D.N.Y. 1989).

United States v. Dakota, 666 F. Supp. 989 (W.D.Mich.1985), *aff'd on other grounds*, 796 F.2d 186 (6th Cir. 1986).

United States v. Sisseton–Wahpeton Sioux Tribe, 897 F.2d 358 (8th Cir.1990).

West Flagler Associates v. Haaland, 573 F. Supp. 3d 260 (D.D.C. 2021).

Wisconsin Winnebago Nation v. Thompson, 22 F.3d 719 (7th Cir. 1994).

DECISION LETTERS AND MEMORANDUM

Letter from Ada Deer, Assistant Secretary - Indian Affairs, to the Honorable Floyd E. Leonard, Chief, Miami Tribe of Oklahoma, dated Nov. 3, 1995, disapproving the compact.

Letter from Ada Deer, Assistant Secretary – Indian Affairs to the Honorable Jeff Parker, Chairperson, Bay Mills Indian Community, dated Nov. 19, 1993, approving the compact.

Letter from Aurene Martin, Assistant Secretary – Indian Affairs (acting), to Harold “Gus” Frank, Chairman, Forest County Potawatomi Community, dated Apr. 25, 2003, addressing the parties’ creation of a ‘no fly zone.’

Letter from Aurene Martin, Assistant Secretary – Indian Affairs (acting), to Troy Swallow, President, Ho-Chunk Nation, dated Aug. 15, 2003, addressing Section XXVII(b).

Letter from Bruce Babbitt, Secretary of the Dep’t of Interior, to the Honorable Wendell Chino, President, Mescalero Apache Tribe, dated Aug. 23, 1997, approving the compact by operation of law.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Claudia Gonzales, Chairwoman, Picayune Rancheria of Chukchansi Indians of California, dated Nov. 5, 2021, disapproving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Jose Simon III, Chairman, Middletown Rancheria of Pomo Indians of California, dated Nov. 23, 2021, disapproving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Jose Simon III, Chairman, Middletown Rancheria of Pomo Indians of California, dated Jul. 22, 2022, disapproving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Leo Sisco, Chairman, Santa Rosa Indian Community of the Santa Rosa Rancheria, dated Jul. 22, 2022, disapproving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Leo Sisco, Chairman, Santa Rosa Indian Community of the Santa Rosa Rancheria, dated Nov. 23, 2021, disapproving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Marcellus W. Osceola Jr., Chairman, Seminole Tribe of Florida, dated Aug. 6, 2021, approving the compact by operation of law.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Mathew Wesaw, Chairperson, Pokagon Band of Potawatomi Indians, dated Jun. 29, 2021, approved by operation of law.

Letter from Bryan Newland, Assistant Secretary – Indian Affairs, to the Honorable R. James Gessner, Jr., Chairman, Mohegan Tribe of Indians, dated Sep. 10, 2021, approving the compact.

Letter from Bryan Newland, Assistant Secretary- Indian Affairs, to Honorable Robert Miguel, Chairman, Ak-Chin Indian Community, dated May 21, 2021, approving the compact.

Letter from Bryan Newland, Assistant Secretary – Indian Affairs, to the Honorable Rodney Butler, Chairman, Mashantucket Pequot Indian Tribe dated Sep. 10, 2021, approving the compact.

Letter from Donald Laverdure, Acting Assistant Secretary-Indian Affairs, to the Honorable Greg Sarris, Chairman, Federated Indians of Graton Rancheria, dated Jul. 13, 2012, approving the compact by operation of law.

Letter from Gale Norton, Secretary of the Dep't of Interior, to the Honorable Anthony Pico, Chairman, Viejas Band of Kumeyaay Indians, dated Aug. 20, 2004, approving the compact.

Letter from Gale Norton, Secretary of the Dep't of Interior, to the Honorable Cyrus Schindler, President, Seneca Nation of Indians Nation, dated Nov. 12, 2002, discussing the limits placed on Tonawanda Band and the Tuscarora Nation in the Seneca Nation's exclusivity provisions.

Letter from James McDivitt, Deputy Assistant Secretary-Indian Affairs, to the Honorable Earl Barbry, Chairman, Tunica-Biloxi Tribe of Louisiana, dated Mar. 30, 2001, approving the compact.

Letter from James McDivitt, Deputy Assistant Secretary- Indian Affairs, to the Honorable Lovelin Poncho, Chairman, Coshatta Tribe of Louisiana, dated Jan. 25, 2001, approving the compact.

Letter from John Tahsuda, Principal Deputy Assistant Secretary-Indian Affairs, to Keeny Escalanti, President, Quechan Tribe of the Fort Yuma Indian Reservation, dated Dec. 15, 2017, approving the compact by operation of law.

Letter from Kevin Gover, Assistant Secretary-Indian Affairs, to Eric N. Dahlstrom, Esq., Forest County Potawatomi Community, dated May 14, 1999, disapproving the compact.

Letter from Kevin Gover, Assistant Secretary- Indian Affairs, to the Honorable Michael Stepetin, Chairman, Nisqually Indian Tribe, dated Mar. 20, 1998, approving the compact.

Letter from Kevin Washburn, Assistant Secretary-Indian Affairs, to the Honorable Cedric Cromwell, Chairperson, Mashpee Wampanoag Tribe, dated Oct. 12, 2012, disapproving the compact.

Letter from Kevin Washburn, Assistant Secretary-Indian Affairs to the Honorable Cedric Cromwell, Mashpee Wampanoag Tribe, dated Jan. 6, 2014, approving the compact by operation of law.

Letter from Kevin Washburn, Assistant Secretary-Indian Affairs, to the Honorable Cody Martinez, Chairman, Sycuan Band of the Kumeyaay Nation, dated Dec. 17, 2015, approving the compact by operation of law.

Letter from Kevin Washburn, Assistant Secretary – Indian Affairs, to the Honorable Harold Frank, Chairman, Forest County Potawatomi Community, dated Jan. 9, 2013, disapproving an amendment to the compact.

Letter from Kevin Washburn, Assistant Secretary-Indian Affairs, to the Honorable Janice Prairie Chief-Boswell, Governor, Cheyenne and Arapaho Tribes, dated Nov. 6, 2013, disapproving the compact.

Letter from Kevin Washburn, Assistant Secretary-Indian Affairs, to the Honorable Nick Fonseca, Chairman, Shingle Springs Band of Miwok Indians, dated Jul. 15, 2013, approving the compact by operation of law.

Letter from Kevin Washburn, Assistant Secretary – Indian Affairs, to the Honorable Ty Vicenti, President, Jicarilla Apache Nation, dated June 9, 2015.

Letter from Larry Echo Hawk, Assistant Secretary-Indian Affairs, to the Honorable Leona Williams, Chairwoman, Pinoleville Pomo Nation, dated Feb. 25, 2011, disapproving the compact.

Letter from Larry Echo Hawk, Assistant Secretary-Indian Affairs, to the Honorable Leona Williams, Chairperson, Pinoleville Pomo Nation, dated Feb. 9, 2012, approving the compact by operation of law.

Letter from Larry Echo Hawk, Assistant Secretary-Indian Affairs, to the Honorable Sherry Treppa, Chairperson Habematolel Pomo of Upper Lake Tribe, dated Aug. 17, 2010, disapproving the compact.

Letter from Larry Echo Hawk, Assistant Secretary-Indian Affairs, to the Honorable Sherry Treppa, Chairperson, Habematolel Pomo of Upper Lake Tribe, dated Oct. 1, 2010, disapproving the compact.

Letter from Larry Echo Hawk, Assistant Secretary-Indian Affairs, to the Honorable Sherry Treppa Bridges, Chairperson, Habetmatolel Pomo of Upper Lake Tribe, dated Aug. 31, 2011, approving the compact by operation of law.

Letter from Michael Black, Acting Assistant Secretary-Indian Affairs, to the Honorable Michell Hicks, Principal Chief, Eastern Band of Cherokee Indians, dated Aug. 3, 2012, approving the compact.

Letter from Paula Hart, Director, Office of Indian Gaming, to the Honorable Peter S. Yucupicio, Chairman, Pascua Yaqui Tribe of Arizona, dated June 15, 2012, discussing the American Recovery & Reinvestment Act of 2009 and the IRS's "safe harbor" language.

Memorandum from Acting Associate Solicitor-Indian Affairs, to Assistant Secretary-Indian Affairs, Lower Brule and Sisseton-Wahpeton Video Lottery Compacts, dated Nov. 1991, opining state fees in excess of regulatory costs violate IGRA.

Memorandum from Associate Solicitor, Division of Indian Affairs, to Director, Congressional and Legislative Affairs, H.R. 4653: "Mohegan Nation of Connecticut Land Claims Settlement Act of 1994," dated Jul. 8, 1994, opining the Tribe's slot agreement with the State is a compact under IGRA and that revenue sharing for exclusivity is not prohibited by IGRA.