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CLASSIFICATION STANDARDS REGULATION  
CONSULTATION MEETINGS  
WITH THE EASTERN SHOSHONE TRIBE  
taken on July 18, 2006

Reported by Sherry G. Auge, RPR

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1           The Consultation Meeting with the EASTERN  
2 SHOSHONE TRIBE, was taken before Sherry G. Auge, a  
3 notary public in and for the County of Washington,  
4 State of Minnesota, on July 18, 2006, taken at the  
5 Sheraton Hotel, Lounge No. 3, 7800 Normandale  
6 Boulevard, Bloomington, Minnesota, commencing at  
7 approximately 10:45 a.m.

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9           A P P E A R A N C E S:

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11           ON BEHALF OF THE NATIONAL INDIAN GAMING  
12 COMMISSION:

13           PHILIP N. HOGAN, Chairman of the National  
14 Indian Gaming Commission, 1441 L Street NW, Suite  
15 9100, Washington, D.C. 20005;

16           CLOYCE V. CHONEY, Chairman of the National  
17 Indian Gaming Commission, 1441 L Street NW, Suite  
18 9100, Washington, D.C. 20005;

19           JOSEPH M. VALANDRA, Chief of Staff of the  
20 National Indian Gaming Commission, 1441 L Street  
21 NW, Suite 9100, Washington, D.C. 20005;

22           NATALIE HEMLOCK, Special Assistant to the  
23           National Indian Gaming Commission, 1441 L Street  
24           NW, Suite 9100, Washington, D.C. 20005;  
25           PENNY COLEMAN, Acting General Counsel for the  
  
              DIANE M. WRIGHT & ASSOCIATES

1 National Indian Gaming Commission, 1441 L Street  
2 NW, Suite 9100, Washington, D.C. 20005;

3 MICHAEL GROSS, Senior Attorney for the National  
4 Indian Gaming Commission, 1441 L Street NW, Suite  
5 9100, Washington, D.C. 20005;

6 JOHN R. HAY, Staff Attorney for the National  
7 Indian Gaming Commission, 1441 L Street NW, Suite  
8 9100, Washington, D.C. 20005;

9 JOHN PETERSON, Regional Director for the  
10 National Indian Gaming Commission, St. Paul Office,  
11 190 East 5th Street, Suite 170, St. Paul, Minnesota  
12 55101;

13 ALLEN PHILLIPS, Field Investigator, 801 I  
14 Street, Sacramento, California.

15

16 ON BEHALF OF THE EASTERN SHOSHONE TRIBE:

17 ROXANNE FRIDAY, Gaming Commissioner;

18 LORRAINE BRADFORD, Gaming Commissioner;

19 JENNIFER BLISS, Attorney at Law, Monteau &

20 Peebles, LLP, Bel Air Plaza, Suite 202, 12100 W.

21 Center Road, Omaha, Nebraska 68144.

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1       WHEREUPON, the following proceedings were duly  
2 had:

3           MR. HOGAN: We'll go on the record here.  
4 I'm Phil Hogan, Chairman for the National Indian  
5 Gaming Commission. Commissioner Chuck Choney is  
6 here with us. We are the only members of the  
7 Commission right now, and we have quite a few staff  
8 with us here that are helping us address these  
9 proposed regulations. Joe Valandra is seated next  
10 to Chuck. He's our Chief of Staff.

11       Natalie Hemlock is an Assistant to the  
12 Commission from the Washington D.C. office. And  
13 we've got Penny Coleman, our Acting General  
14 Counsel, Michael Gross is in the General Counsel's  
15 Office, an attorney, along with John Hay. John  
16 Peterson is our Regional Director here in St. Paul.  
17 Kevin (sic) Phillips, is an investigator from our  
18 Sacramento office.

19       So we are here pursuant to proposed regulations  
20 we published in the Federal Register on May 25  
21 relating to definitions and classification

22 standards that might draw a brighter line between  
23 what's Class II gaming. What you can do without a  
24 compact. Class III gaming, for which you'd have to  
25 have a private state compact to conduct. So we are

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1 eager to hear what you folks have to say about our  
2 proposals.

3 We know that your gaming record, or whatever,  
4 is probably a little shorter than some of the other  
5 tribes that we've heard from, but we're eager to  
6 hear someone in your position with respect to this  
7 issue. So, perhaps, you could first introduce  
8 yourselves and tell us where you fit in with the  
9 tribal gaming effort. And as we comment here on  
10 the record, we should probably, also, introduce  
11 ourselves, so the reporter knows who's doing the  
12 talking. With that, please introduce yourselves

13 MS. ROXANNE FRIDAY: My name is Roxanne  
14 Friday. I'm the Gaming Commissioner for the  
15 Eastern Shoshone Tribe. We have three members. We  
16 have a Chairman, Charles Morey (phonetic), and  
17 we've been to several of the National Indian Gaming  
18 Commission training conferences that were held here  
19 and, also, in Rapid City. We've also attended the  
20 levels for certification for commissioners. We've  
21 been updated on how to, you know -- every aspect of

22 the casinos in our roles and responsibilities for  
23 the Gaming Commission. We haven't been able to  
24 start -- we don't have a casino yet, so we don't  
25 have -- we're not in the doing the services as a

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1 gaming commission.

2 MS. LORRAINE BRADFORD: I'm Lorraine  
3 Bradford. I'm a Gaming Commissioner for Eastern  
4 Shoshone, and one of three.

5 MS. COLEMAN: And your counsel would be?

6 MS. JENNIFER BLISS: Jennifer Bliss.

7 MR. HOGAN: With Monteau & Peebles.

8 MS. JENNIFER BLISS: Yes. Sorry.

9 MR. HOGAN: Do you have any comments you'd  
10 like to share with us with regard to our proposal  
11 or --

12 MS. ROXANNE FRIDAY: We have an official  
13 statement, and I'll just go ahead and read that. I  
14 also wanted to add that we have six members of our  
15 Shoshone Business Council, and right now, they are  
16 in Denver for other meetings. And we had planned  
17 to have them here with us, but when it got canceled  
18 in Denver, then, they were unable to come, and so  
19 that's why there's only two of us here today.

20 MR. HOGAN: We appreciate that  
21 explanation. We had planned to go to Denver, but

22 the point in time when we had to make the decision,  
23 are we going or not, only Rosebud had signed up,  
24 and they agreed they could come this way. So,  
25 sorry that we confused your planning there, but

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1 we're eager to hear what you have to say.

2 MS. ROXANNE FRIDAY: The "Official  
3 Statement of the Eastern Shoshone Tribe of the Wind  
4 River Reservation. Government-To-Government  
5 Consultation before the National Indian Gaming  
6 Commission, July 18, 2006.

7 I would like to thank the Commission for  
8 holding these government-to-government  
9 consultations. By having these consultations, the  
10 NIGC is reaffirming our tribal sovereignty.

11 The Eastern Shoshone Wind River Reservation is  
12 located in Western Wyoming. It is shared with the  
13 Northern Arapaho Tribe. To date, the Eastern  
14 Shoshone have not engaged in gaming, however, in  
15 recent months, the governing council has taken  
16 steps to develop plans to do so. In making such  
17 plans, the Business Council for the tribe has  
18 completed (or had completed) extensive economic  
19 analysis and marketing studies in preparation for a  
20 gaming enterprise. A lot of those plans have been  
21 based on existing games and standards currently

22 operating in Indian country. If the NIGC proceeds  
23 with such drastic and sweeping regulations, the  
24 Eastern Shoshone will not only be extremely  
25 disadvantaged to other tribes in the United States,

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1 and on its own reservation, but it will be forced  
2 to put off various economic development plans to  
3 have additional surveys and analysis conducted.  
4 The Eastern Shoshone people already feel that they  
5 have been disadvantaged by the United States  
6 forcing them to share a reservation with the  
7 Northern Arapaho Tribe. Now, the Northern Arapaho  
8 have been permitted to operate a successful Class  
9 II and Class III gaming operation within our  
10 reservation boundaries, and without compensation to  
11 the Shoshone people, and the introduction of these  
12 regulation ensure that the Eastern Shoshone will  
13 never be permitted to compete on equal footing.

14 The Eastern Shoshone Tribe is opposed to the  
15 proposal regulations because we believe that the  
16 current regulations will enable our tribe to enter  
17 the gaming industry on equal footing with existing  
18 gaming tribes. It will be permitted to operate a  
19 successful Class II or Class III gaming operation.  
20 Proposed Changes to 'Electronic or  
21 Electromechanical Facsimile'.

22           In the Federal Register notice are proposed  
23           changes to the definition of 'electronic or  
24           electromechanical facsimile of any game.' Under 71  
25           Fed. Reg. 30232 (May 25, 2006). Specifically, the

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1 Commission indicates that the definition of  
2 'electronic or electromechanical facsimile' 'has  
3 been misconstrued by some allowing for bingo  
4 facsimiles' and therefore the Commission offers a  
5 proposed change in the definition to 'clarify the  
6 law'. The Eastern Shoshone believes that the  
7 current definition is working. Further, several  
8 circuit courts of appeals have rejected the very  
9 argument the NIGC is attempting to make into law.

10 By proposing such an amendment, NIGC seems to  
11 be ignoring court precedent. Under IGRA, Indian  
12 tribes are expressly permitted to operate Class II  
13 gaming with the aid of 'electronic, computer or  
14 other technologic aids.' Under 25 U.S.C., Section  
15 2073(7)(A). The Congressional report accompanying  
16 IGRA explained that Congress intended that tribes  
17 be permitted to utilize modern technology in  
18 conjunction with Class II gaming in order to  
19 maximize player participation and tribal economic  
20 development. Senator (sic) Report Number 100-446,  
21 reprinted in 1988. U.S.C.C.A.N 3071, 3075

22 (August 3, 1988). This is exactly what has  
23 happened since the inception of IGRA. To make the  
24 proposed amendments now prohibit the Eastern  
25 Shoshone from enjoying the same rights.

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1       The gaming that our tribe plans to offer has  
2 consistently been upheld by the courts to be Class  
3 II games and not facsimiles prohibited under IGRA.  
4 The NIGC's proposed amendments will bring Class II  
5 gaming, as currently known, to a halt and undermine  
6 the Congressional intent of IGRA.

7       Classification Standards and Class II/Class III  
8 Demarcations.

9       The NIGC proposes that these regulations are  
10 necessary because of advancements and improvements  
11 in technology and as a result, have blurred Class  
12 II/Class III distinction and made it difficult to  
13 classify these games when played electronically.

14       Any confusion with regard to this issue seems  
15 to lie only with the NIGC and the DOJ. The courts  
16 and the Indian tribes seem very clear on the  
17 distinction. Further, NIGC has not produced any  
18 evidence that the general public is confused and/or  
19 at risk.

20       The proposed changes are extremely restrictive  
21 and are a significant change from what the Eastern

22 Shoshone has planned to offer in its casino. There  
23 will have -- this will have a dramatic and profound  
24 effect on the tribe's planned economic and gaming  
25 development plan.

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1 Like most tribes operating Class II machines, a  
2 specific concern of the Eastern Shoshone is the  
3 mandatory changes with regard to one-touch  
4 (auto-daub) bingo game systems. This would  
5 completely destroy Class II gaming and therefore  
6 should be completely removed from the proposal  
7 entirely.

8 The proposed rule also provides for an approval  
9 process and verification of electronic and computer  
10 or other technologic aids classifications. Upon  
11 submission to an independent lab, only the NIGC  
12 Chairman is permitted to object to the lab's  
13 findings. This leaves the tribes without any form  
14 of due process and should be removed from the  
15 regulations entirely.

16 Comment Period.

17 Because the NIGC will be submitting technical  
18 standards also for Class II games, we ask the NIGC  
19 to extended the comment period for the proposed  
20 rules for Class II definitions and classifications  
21 until the technical standards are released. This

22 will provide an opportunity for tribal  
23 representatives to read the documents together and  
24 gauge the full effect of an NIGC proposal.  
25 Further, extra time will provide the Eastern

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1 Shoshone with an opportunity to fully examine the  
2 economic impact of the proposed changes. The  
3 Eastern Shoshone would also suggest that this would  
4 provide the NIGC with the same opportunity. The  
5 NIGC has not offered evidence that fully examines  
6 the financial impact of the proposed regulations on  
7 Indian country. These regulations have the  
8 potential of destroying Indian gaming as we know  
9 it.

10 Conclusion.

11 The Eastern Shoshone Tribe urges the NIGC to  
12 reconsider the proposed regulations. While we  
13 understand the intent behind such regulations, we  
14 believe that these proposed regulations impose  
15 stifling restrictions that will ruin a moderately  
16 successful Class II gaming establishment.

17 MR. HOGAN: Thank you. If we could, also,  
18 have a copy of the statement that you read for the  
19 record, that would be useful.

20 MS. ROXANNE FRIDAY: Okay.

21 MR. HOGAN: That was a very thoughtful

22 piece, and it's very helpful when, as you have just  
23 done, tribes address specific provisions and  
24 specific parts of what we have proposed, so we will  
25 take that into consideration. I think, we're

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1 trying to do, what the Eastern Shoshone is facing  
2 here, that is, you're on the cusp of getting into  
3 the gaming business. You know that there's a  
4 secretarial procedure arrangement with your  
5 neighbors the Northern Arapaho. You don't know  
6 what, if anything, the State of Wyoming will do for  
7 you or with you, I guess, and so you're very  
8 seriously looking at Class II as an avenue to  
9 pursue successful economic development.

10 MS. JENNIFER BLISS: If I could interrupt,  
11 we do have a compact.

12 MR. HOGAN: I'm sorry. I overlooked that  
13 fact. That's good news, I guess, but with respect  
14 to the Class II, any tribe that is looking into  
15 that crystal ball, I think, would find it useful if  
16 they knew exactly what they could and couldn't do.  
17 Hopefully, what they can do will be an economic  
18 opportunity. It won't be so restrictive that it  
19 wouldn't work at all. But as long as we have this  
20 uncertainty hanging out there, it will be difficult  
21 for tribes, like the Eastern Shoshone, to move

22 forward on solid ground.

23 If you're gonna invest million of dollars in

24 gaming equipment, your tribe and your tribal

25 members, I think, would like to know, now, is this

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1 gonna last? Is somebody gonna come along tomorrow  
2 and say, you can't do that anymore? And, I think,  
3 if and when we get the right set of regulations in  
4 place, that will be useful to the tribes.

5 Now, what I hear you saying is what we've  
6 proposed is too restrictive and won't permit you to  
7 go to where you think you're permitted to go now  
8 under the current state law. We'll take that into  
9 consideration, but, I think, at the end of the day,  
10 the industry will be stronger if we have greater  
11 clarity here with respect to just what tribes can  
12 do, and what they can't, so -- And that's one of  
13 the things that motivated our moving in this  
14 direction in the first place.

15 MS. JENNIFER BLISS: Can't these  
16 clarifications be made with less restrictive  
17 amendments or proposed regs?

18 MR. HOGAN: Well, perhaps, they can, and  
19 we will review what we've proposed and written and  
20 decide if we are too restrictive, but one of the  
21 things that got us where we are today is writing

22 these advisory opinions. We've written them for a  
23 number of vendors or number of specific games, and  
24 every time we get one in the door, we scratch our  
25 head and look back at what we wrote before and

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1 wonder, did we think of everything when we did  
2 that? And that's a difficult process. We've  
3 decided if we could have a good set of rules, then,  
4 we wouldn't be challenged by that. So we want  
5 tribes to have a fun, fair, profitable Class II  
6 game to offer, but Congress intended that there was  
7 going to be a recognizable difference between Class  
8 II and Class III, and, hopefully, the rules we  
9 eventually adopt will reflect that.

10 MS. JENNIFER BLISS: Can you answer this  
11 question for me: Whether any previously approved  
12 Class II aids will be lawful under the new  
13 regulations, technological aids?

14 MR. HOGAN: Well, I --

15 MS. COLEMAN: All of the ones that have  
16 met the requirements of the advisory opinions would  
17 have to have some modification.

18 MR. HOGAN: Okay. Would the Mega Mania  
19 game be permissible?

20 MS. COLEMAN: Oh, Mega Mania?

21 MR. HOGAN: Yeah.

22 MS. COLEMAN: I would assume so.

23 MR. HOGAN: Yeah. And the Lucky Tab II

24 version as approved --

25 MR. VALANDRA: They all have to be

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1 recertified; isn't that correct?

2 MS. COLEMAN: Yes. They all still have to  
3 go through the process.

4 MR. HOGAN: But they wouldn't necessarily  
5 have to be changed?

6 MR. VALANDRA: No. But I'm saying they'd  
7 all have to be recertified. Right?

8 MS. JENNIFER BLISS: There is some  
9 concern, too, about that certification approval  
10 process that the tribes will not have any appeal  
11 process there, that it will strictly lie within the  
12 NIGC?

13 MR. HOGAN: Well, I think, if NIGC decided  
14 a game wasn't permissible, that would be a decision  
15 from which courts -- tribes could get to U.S.  
16 District Court, so, I think, there would be a, you  
17 know, fair independent body judging whether NIGC  
18 was right or wrong in that connection.

19 MS. JENNIFER BLISS: But the courts have  
20 already spoken on many of the issues addressed in  
21 these regulations, but you're still amending and

22 proposing more restrictive analysis of what the  
23 courts have already decided.

24 MS. COLEMAN: Well, I think what the  
25 Chairman has already mentioned is that that is not

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1 the case, because the cases that have dealt with  
2 this, like Lucky Tab II and Magical Irish and Mega  
3 Mania, those games, presumably, will all meet those  
4 requirements, because those games are games like,  
5 say, Mega Mania, where you had six -- six cards and  
6 a ball would roll out and another ball would roll  
7 out and another ball would roll out. Only three  
8 balls would roll out, and a player would have to --  
9 to touch the cards in order to daub. And then,  
10 once that happened, another three balls would roll  
11 out.

12 Actually, a much slower game than the game  
13 that's proposed here, because that game actually  
14 took minutes rather than seconds, and so, so,  
15 really, the comparison between the machines that  
16 were a part of the case, those are more the  
17 starting point for the regulations rather than a  
18 change.

19 MS. JENNIFER BLISS: I know that out there  
20 there's -- there is a public perception that Indian  
21 gaming is not regulated enough, and I think that

22 everybody in this room, probably, knows that that's  
23 not an accurate perception. But what about the  
24 fact that each tribe has their own gaming  
25 commission or most tribes have a gaming commission

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1 that regulates, and a lot of these people are very  
2 well versed in gaming. Is it beyond the realm to  
3 expect that Indian gaming commissioners can make,  
4 or issue, game classification opinions?

5 MR. HOGAN: I don't think it's beyond the  
6 realm of that possibility so to speak. If there  
7 was only one tribe and one gaming commission, and  
8 the NIGC provided federal oversight to that, that  
9 would probably be simpler. The fact is we've got  
10 200 plus gaming tribes. Some of them, in Oklahoma,  
11 for example, have gaming facilities that are  
12 literally right across the street from one another.

13 And in an environment like that, we found that  
14 to compete for their market share, tribes were  
15 pushing the envelope and declaring more and more  
16 liberal machines to be Class II. And at some point  
17 in time, I think, the line got crossed, that games  
18 that really couldn't be deemed Class II were being  
19 treated as such.

20 The Indian Gaming Regulatory Act tasked NIGC  
21 for promulgating some federal standards, and

22 because of the, I think, lack of clarity when  
23 Congress said, you can use technologic aids to play  
24 Class II games without a compact, but if you're  
25 going to have an electromechanical facsimile of a

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1 game of chance, you have to have a Class III  
2 compact. That's one of the places where a federal  
3 standard would be very useful. So we don't want to  
4 assert all of the discretion of the Tribal Gaming  
5 Commission, but we want to draw a bright line there  
6 that they can, then, build upon or measure against.

7 MR. CHONEY: In further answer to your  
8 statement, there is a reason why there is a  
9 perception that a lot of tribes aren't well  
10 regulated. Other tribes have a problem in  
11 selecting commissioners. They're not consistent.  
12 They'll be appointed, and then, as soon as the  
13 person who was appointed in goes out of office,  
14 they leave, because the new guy comes in and wants  
15 to appoint his own commission, or they leave for  
16 one reason or the other.

17 Therefore, a lot of commissions throughout the  
18 Indian country, there's no consistency, and that's  
19 a severe problem right there. Furthermore, in  
20 order to really classify these to what is a Class  
21 II machine, a lot of tribes have to go to a gaming

22      laboratory, like GLI or BMM. We have to go,  
23      because we want to make sure, you know, as I said  
24      earlier, that technology is so great, that you have  
25      to be a certified expert to get really real quality

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1 in gaming.

2 MS. ROXANNE FRIDAY: So some of what you  
3 just said with the gaming commissioner, some tribes  
4 out there, there's a big turnover. Does that have  
5 something to do with, like you said, some of the  
6 changes that you are going to make now?

7 MR. CHONEY: Yeah. We have found in the  
8 four years that I have been on the commission, we  
9 have found out that the tribes that are doing very,  
10 very well, have a very stable gaming commission.  
11 They're elected, or sometimes, they're even  
12 appointed, but they're professional. They have  
13 real quality. Whereas the tribes that aren't doing  
14 well, they have trouble keeping commissioners or  
15 finding commissioners that are even willing to be  
16 appointed.

17 MS. ROXANNE FRIDAY: With our tribe, we  
18 just started out, so we're the first commission of  
19 our tribe, and so, it's -- there's stuff I don't  
20 know about yet. And, I guess, in the future, I  
21 guess, that's when we'll be able to know this, but

22 we have an election that comes up every two years.  
23 And the Council, the current Council, that is up  
24 for re-election here in November, October, at the  
25 end of October. And when they first were elected

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1 in 2004, they -- we were going through this process  
2 of becoming a Commission, and so we've been with  
3 this counsel in the first two years. And this is  
4 my -- we've been on since February of 2005. And  
5 since we started, that's when all this was coming  
6 down the pike, and we're learning as commissioners  
7 what we're supposed to do and, also, the  
8 regulations, what the changes are. What's  
9 happening with -- across the nation. What's  
10 happening?

11 And we're stepping into the gaming industry,  
12 you know, with all of this history, and we are --  
13 we're still learning what's going on, and we have  
14 seen some of these reservations before they were  
15 gaming tribes, and to see them now, 18 years later,  
16 and, you know, after all this regulation, and the  
17 improvements that we've seen, and that's kind of  
18 what's pushing us to see if we can do the same  
19 thing with our tribe.

20 And, you know, there's a lot of -- when we  
21 first started, this was -- the Arapaho Tribe have

22     been running their casino for, probably, since  
23     2000. I'm not really sure when they opened up  
24     their doors, but they have been going for a few  
25     years now. And when I first came in as a

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1 commissioner, they were -- my own family was  
2 cutting down the casino. They were saying, you  
3 know, that it just breaks up homes. All this bad  
4 stuff about it, but I was telling them, you don't  
5 know all the other stuff that the revenue brings in  
6 to help the people out. There's another side to  
7 it.

8 And you see the Arapaho Tribe as they're  
9 gaining a little bit in their tribe. They're  
10 getting a little more help with the revenues that  
11 they're getting with the casinos. And now some of  
12 those people that I've talked to at the beginning  
13 of my commission, they're working there now at this  
14 casino, and I don't hear any complaints. It's --  
15 and I have talked to them after, and it's like,  
16 what do you think now? And they're like, well,  
17 it's a job. There's jobs. It's a job that we  
18 haven't had.

19 And they're seeing the different side of the  
20 casino, but they were on the outside looking in.  
21 Now, they're on the inside, you know, and so

22 it's -- the difference I've seen since as I came in  
23 as a commissioner is, I know that with the other  
24 commissioners, Lorraine and Chuck, too, we're  
25 struggling because we don't have a casino yet.

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1           And that's kind of why I feel like I really  
2           needed to be here to kind of come across and tell  
3           everybody that we are trying to -- this is what we  
4           see. This is what we're trying to help with our  
5           people to push it forward, and -- but these --  
6           these changes, I don't fully understand. I'm still  
7           trying to understand, because we don't have a  
8           casino yet, you know, with the daubing and all this  
9           with the machines.

10          I'd have to sit down and really sit down with a  
11          Class II machine, and I've seen the differences  
12          between them, but these changes, I think, really  
13          should be kind of, you know, slow, and I don't  
14          know. I feel like we just got in, and all of a  
15          sudden these change are coming so --

16                MS. COLEMAN: Are you moving forward with  
17                a casino? Do you have concrete plans yet?

18                MS. ROXANNE FRIDAY: We just finished a  
19                market feasibility study, and we just found the  
20                perfect site, because it took us all this time to  
21                look at where tribal land is. Of course, we got to

22 make sure it's tribal land. We did find a good  
23 site, and, you know, we're working with the  
24 developers right now, and the process is moving  
25 right now, and so we're planning to have one out by

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1 2007. We don't know when, but that's the plan.

2 And not only do we have to stay on top of that,  
3 but we also have to report back to the general  
4 council, for the rest of the council, the members  
5 of the tribe. And so that's kind of been a  
6 struggle for us to be able to try to tell them  
7 what's happening here and try to keep that  
8 positive, you know. We're still moving forward,  
9 because the people do really want to see this  
10 happen.

11 MR. HOGAN: Well, we wish you well in  
12 that, and to the extent that our Rapid City office  
13 or St. Paul office can assist with training,  
14 answering questions, or whatever, we want to help  
15 get you there. Your input will be useful to us as  
16 we try to finalize some regulations, and hopefully,  
17 these things will network together and lead to  
18 success for both of us: You, on your level, and  
19 us, with our tasks. So we thank you very much for  
20 coming all the way to Minneapolis to meet with us,  
21 and if we could get a copy of your statement, also,

22 to include in the record.

23 MR. CHONEY: And Ardou.

24 (Whereupon, the proceedings concluded at

25 approximately 11:15 a.m.)

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1 STATE OF MINNESOTA )  
 ) SS  
2 COUNTY OF WASHINGTON)

3 Be it known that I took the verbatim record of  
the National Indian Gaming Commission's  
4 Consultation Meetings regarding Classification  
Standards Regulations on July 17, 2006, at The  
5 Sheraton Hotel, 7800 Normandale Boulevard,  
Bloomington, Minnesota 55439;

6 That I was then and there a notary public in  
and for the County of Washington, State of  
7 Minnesota, and that by virtue thereof I was duly  
authorized to administer an oath but did not;

8 That the conversations of said participants was  
recorded in stenotype by myself and transcribed  
9 into typewriting, and that the Consultation  
Meetings is a true record of conversations given by  
10 the participants to the best of my ability;

11 That I am not related to any of the parties  
hereto nor interested in the outcome of the action;

12 That I am not financially interested in the  
action and have no contract with the parties,  
attorneys, or persons with an interest in the  
13 action that affects or has a substantial tendency  
to affect my impartiality;

14 That all parties who ordered copies have been  
charged at the same rate for such copies;

15

16 WITNESS MY HAND AND SEAL THIS 24th day of July,  
2006.

17

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19

\_\_\_\_\_

Sherry G. Auge  
Court Reporter

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DIANE M. WRIGHT & ASSOCIATES

