



MAY 13 2008

Via U.S. Mail and Facsimile

Everett Freeman, Chairman
The Paskenta Band of Nomlaki Indians of California
P.O. Box 398
Orland, CA 95963
Fax: (530) 865-1870

RE: Amendment to the Paskenta Band of Nomlaki Indians of California
Gaming Ordinance

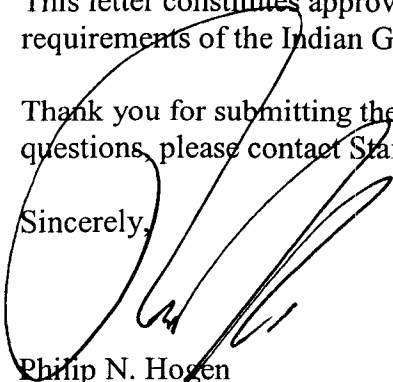
Dear Chairman Freeman:

On April 29, 2008, you requested that the Chairman of the National Indian Gaming Commission (NIGC) review and approve the amendment to the Paskenta Band of Nomlaki Indians of California's (Tribe) Gaming Ordinance. The Tribe amended its Gaming Ordinance on April 22, 2008, via Resolution No. 2008-422. In this amendment, the Tribe clarified its compliance with NIGC Minimum Internal Control Standards (MICS) for Class II and Class II gaming.

This letter constitutes approval of the amendment because it complies with the requirements of the Indian Gaming Regulatory Act and NIGC's regulations.

Thank you for submitting the amendment for review and approval. If you have any questions, please contact Staff Attorney Esther Dittler at (202) 632-7003.

Sincerely,



Philip N. Hogen
Chairman



The Paskenta Band of Nomlaki Indians of California

RESOLUTION OF THE PASKENTA BAND OF NOMLAKI INDIANS

RESOLUTION NO: 2008-422

DATE APPROVED: April 22, 2008

SUBJECT: Amendment of Gaming Ordinance No. 200-419A

WHEREAS: The Paskenta Band of Nomlaki Indians ("Tribe") adopted its Tribal Constitution and Bylaws ("Tribal Constitution") on April 18, 1998, and the Secretary of the Interior or authorized delegate approved said Constitution and Bylaws on May 15, 1998;

WHEREAS: The Tribal Constitution at Article III, Section 1, provides that the governing body of the Tribe is the Tribal Council;

WHEREAS: On or about April 19, 2000, the Tribe adopted Gaming Ordinance No. 200-419A, which was approved by the Chairman of the National Indian Gaming Commission on or about September 18, 2000;

WHEREAS: The Tribe desires to amend the approved Gaming Ordinance to provide the National Indian Gaming Commission with authority to enforce Minimum Internal Control Standards;

WHEREAS: The Tribe proposes to amend Gaming Ordinance No. 200-419A as follows:

1. Article XI is hereby repealed and replaced with the following language: Minimum Internal Control Standards

Section 1. Applicable Standards. The Paskenta Band of Nomlaki Indians Gaming Commission shall comply with 25 CFR Part 542 ("MICS") by formally adopting and making applicable to the Tribe's gaming operation internal control standards that:

- i. Provide a level of control that equals or exceeds those set forth in 25 CFR Part 542, as published or as revised by mutual agreement between the National Indian Gaming Commission ("NIGC") and the Paskenta Band of Nomlaki Indians; and
- ii. Contain standards for currency transaction reporting that comply with 31 CFR Part 103; and
- iii. Establish internal control standards for Class II and Class III games that are not addressed in the MICS, if any.

Section 2. Annual CPA Testing of Compliance. In order to verify that the gaming operation is in compliance with the internal control standards

Everett Freeman
Chairperson

Andrew Freeman
Vice Chairperson

Leslie Lohse
Treasurer

Geraldine Freeman
Secretary

David Swearinger
Member at Large

adopted pursuant to Paragraph 1, an independent certified public accountant (“CPA”) shall be engaged annually to perform “Agreed-Upon Procedures” in the manner provided in 25 CFR § 542.3(f).

Section 3. Compliance. The Tribal gaming regulatory authority and the NIGC shall monitor and enforce compliance with the internal control standards adopted pursuant to Paragraph 1 in the manner provided for in 25 CFR § 542.3(g). In addition, the NIGC shall, for purposes of enforcing compliance with the internal control standards, have authority to:

- a. Monitor all Class II and Class III gaming on a continuing basis;
- b. Inspect and examine all premises on which Class II or Class III gaming is conducted; and
- c. Demand access to and inspect, examine, photocopy, and audit all papers, books, and records respecting gross revenues of all Class II and Class III gaming or any other matters necessary to ensure and enforce compliance with the MICS.

Section 4. Enforcement. Any failure to adopt internal control standards pursuant to Paragraph 1, to perform Agreed-Upon Procedures pursuant to Paragraph 2, to prevent or obstruct the exercise of any of the NIGC’s authority under Paragraph 3 or to comply with the internal control standards once adopted is a violation of this Ordinance. The Chairman of the NIGC shall have the authority to remedy violations of this Ordinance under 25 USC § 2713 and its implementing regulations, and the Tribe shall have all rights and remedies available thereunder.

2. Article XI is hereby renumbered as Article XII;
3. Article XII is hereby renumbered as Article XIII;
4. Article XIII is hereby renumbered as Article XIV;
4. Article XIV is hereby renumbered as XV;
5. Article XV is hereby renumbered as Article XVI;
6. Article XVI is hereby renumbered as Article XVII; and
7. Article XVII is hereby renumbered as Article XVIII.
8. Except as amended by this Resolution, the Gaming Ordinance No. 2000-419A as approved by the Chairman of the National Indian Gaming Commission on or about September 18, 2000 is ratified and confirmed.
9. Repeal. To the extent that they are inconsistent with this Ordinance, all prior gaming ordinances are hereby repealed.

10. Effectiveness. This Ordinance shall take effect immediately upon its approval by the Chairman of the National Indian Gaming Commission.

NOW, THEREFORE, BE IT RESOLVED that the Paskenta Band of Nomlaki Indians Tribal Council hereby approves the amendments to the Gaming Ordinance recited above;

BE IT FURTHER RESOLVED that the Tribal Council hereby requests the Chairman of the National Indian Gaming Commission, or his designee, to review and approve the Tribe's amended Gaming Ordinance pursuant to applicable Federal law; and

THEREFORE, BE IT FURTHER RESOLVED that the Tribal Chairman and Vice-Chairman are hereby authorized and directed to execute and deliver all necessary supporting documentation in support of the Tribe's request for approval of its amended Gaming Ordinance.

CERTIFICATION

THE PASKENTA BAND OF NOMLAKI INDIANS TRIBAL COUNCIL CERTIFIES THAT A MEETING WAS DULY CALLED, NOTICED AND CONVENED ON THE 22nd DAY OF APRIL 2008, WHERE A QUORUM WAS PRESENT AND THIS RESOLUTION WAS ADOPTED BY A VOTE OF: 5 FOR, 0 AGAINST, 0 ABSTAINING, AND THAT SAID RESOLUTION HAS NOT BEEN RESCINDED OR AMENDED IN ANY WAY SINCE ITS ADOPTION.

Everett Freeman
TRIBAL CHAIRMAN

DATE 04 22 08

ATTEST:

Geraldine Freeman
SECRETARY

DATE

04 22 08

