

**NATIONAL  
INDIAN  
GAMING  
COMMISSION**

JUL 29 1999

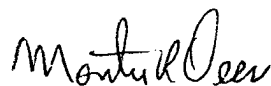
Daniel T. Green, Tribal Attorney  
Sault Ste. Marie Tribe of Chippewa Indians  
523 Ashmun Street  
Sault Ste. Marie, Michigan 49783

Dear Mr. Green:

This letter responds to your request to review and approve the amendments to the Sault Ste. Marie Tribe of Chippewa Indians (Tribe) tribal gaming ordinance submitted on April 28, 1999. The amendments to the ordinance were adopted by the Tribe by Resolution No. 99-53, adopting the Sault Ste. Marie Tribal Gaming Authority Charter on April 20, 1999, and Resolution No. 99-55, amending Tribal Code, Chapter 42 Gaming Ordinance on April 26, 1999. The original ordinance was approved by the Chairman of the National Indian Gaming Commission (NIGC) on December 9, 1994. This letter constitutes approval under the Indian Gaming Regulatory Act (IGRA).

Thank you for submitting the amendments to the tribal gaming ordinance of the Sault Ste. Marie Tribe of Chippewa Tribe. The NIGC staff and I continue to look forward to working with you and the Tribe in implementing the IGRA.

Sincerely yours,



Montie R. Deer  
Chairman

APR 30 1999



**RESOLUTION NO: 99-53**  
**SAULT STE. MARIE TRIBAL GAMING AUTHORITY**  
**TRIBAL CODE: CHAPTER 94**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian tribe organized under Section 16 of the Indian Reorganization Act, 25 USC s. 476, pursuant to a Constitution approved by the Secretary of the Interior; and

WHEREAS, economic development for the benefit of the Tribe and its members is an essential goal and governmental function of the Tribe; and

WHEREAS, the Tribe wishes to provide for the sound management of its tribal gaming businesses; and

WHEREAS, the Tribe wishes to create a Tribal Gaming Authority as a separate entity of tribal government to operate its gaming enterprises and to serve as the issuer of senior notes of indebtedness through Merrill Lynch for the purpose of refinancing the Tribe's existing debt and providing funds for economic development purposes (the Tribal Refinancing Transaction); and


WHEREAS, the Tribe wishes that the establishment of the Sault Ste. Marie Tribal Gaming Authority shall occur at the closing of the Tribal Refinancing Transaction, and wishes to authorize the Tribal Chairman to issue a Certificate of Effectiveness causing this resolution to be effective.


NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, acting in its governmental capacity pursuant to Article VII, Section 1 (m) and (n) of its Constitution, does hereby establish a tribal organization doing business as the Sault Ste. Marie Tribal Gaming Authority to manage the gaming operations of the Tribe in accordance with the attached Charter, Chapter 94, which is hereby incorporated in this resolution by reference.

BE IT FURTHER RESOLVED, that this resolution is effective upon execution of a Certificate of Effectiveness by the Tribal Chairman.

**CERTIFICATION**

We, the undersigned, as Chairman and Secretary of the Sault Ste. Marie Tribe of Chippewa Indians, hereby certify that the Board of Directors is composed of 13 members, of whom 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 20 day of April, 1999; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 for, and 0 against, and 1 abstaining; and that said resolution has not been rescinded or amended in any way.

  
Bernard Bouschor, Tribal Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

  
Cathy Abramson, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

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APR 2017

**RESOLUTION NO: 99-55**  
**AMENDING TRIBAL CODE: CHAPTER 42**  
**GAMING ORDINANCE**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians (“the Tribe”) is a federally recognized Indian Tribe organized under provisions of the Indian Reorganization Act of 1934; and

WHEREAS, the Tribe regulates the conduct of gaming pursuant to a Tribal Gaming Ordinance, adopted by the Tribe and approved by the National Indian Gaming Commission pursuant to 25 USC § 2710 (e), being Chapter 42 of the Tribal Code; and

WHEREAS, the Tribe wishes to create a wholly owned entity to be known as the Tribal Gaming Authority to manage the Tribe’s gaming businesses operated under the Indian Gaming Regulation Act and Chapter 42 of the Tribal Code; and

WHEREAS, the Tribe wishes to amend the Tribal Gaming Ordinance to recognize the Tribal’s creation of the Tribal Gaming Authority and transfer management responsibility for Tribal Gaming enterprises from the Tribal Economic Development Commission to the Tribal Gaming Authority.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby amends the Tribal Code, Chapter 42, by deleting the present Sections 42.303 Management by Economic Development Commission and 42.304 Gaming Managers, and substituting in place thereof the following new Sections 42.303 Management by Tribal Gaming Authority and Section 42.304 Gaming Managers as follows:

42.303            Management by Tribal Gaming Authority

(1) Subject to the provision of any management contract, each licensed gaming establishment shall be operated as a Tribal enterprise under the supervision and management of Sault Ste. Marie Tribal Gaming Authority, as provided in its Charter, Tribal Code Chapter 94.

(2) Within the limitations imposed by this Chapter; the Sault Ste. Marie Tribal Gaming Authority Charter, Tribal Code Chapter 94 and other provisions of Tribal law, and subject to the provision of any management contract, the Tribal Gaming Authority shall:

(a) exercise exclusive control over the management and conduct of the business and operations of each licensed gaming establishment, including rules of play for the games played;

(b) contract and incur liability for and on behalf of the licensed gaming establishment;

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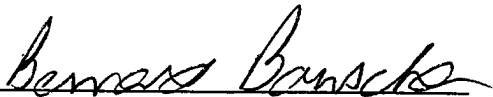
- (c) borrow for or on behalf of the licensed gaming establishment money which in its discretion and judgment be necessary for the conduct of the business, and pledge or encumber business assets to secure the repayment of money so borrowed;
- (d) make all contracts for and on behalf of the licensed gaming establishment in the conduct of its business;
- (e) employ, discipline and discharge employees and establish personnel policies and terms and conditions of employment;
- (f) carry on and transact or supervise and control all of the other gaming business of the Tribe; and
- (g) establish procedures for resolving disputes between the gaming public and the licensed gaming establishment or management contractor.


42.304 Gaming Managers

The Tribal Gaming Authority shall employ one or more gaming managers to operate the licensed gaming establishments. The Tribal Gaming Authority may delegate to a gaming manager such of its powers and duties as it deems appropriate, subject to its supervisory authority. Any person employed as a gaming manager, upon the effective date, shall continue in that capacity, provided such person obtains a license as required by Subchapter V.

**C E R T I F I C A T I O N**

We, the undersigned, as Chairman and Secretary of the Sault Ste. Marie Tribe of Chippewa Indians, hereby certify that the Board of Directors is composed of 13 members, of whom 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 26 day of April, 1999; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 for, and 0 against, and 0 abstaining; and that said resolution has not been rescinded or amended in any way.

  
Bernard Bouschor, Tribal Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

  
Cathy Abramson, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians