



February 7, 2005

VIA FACSIMILE & REGULAR MAIL

Jess Green, Esq.  
Green Law Firm, P.C.  
301 East Main Street  
Ada, OK 74820  
Fax: (580) 332-5180

Re: Proposed Lease Agreement between Sodak Gaming and the Western  
Delaware Tribe

Dear Mr. Green:

By correspondence dated January 10, 2005, Laine Coolidge, General Manager of the Gold River Casino, advised the Office of General Counsel of the NIGC that you have been retained to represent the Western Delaware Tribe regarding the above-referenced matter.

By letter dated November 3, 2004<sup>1</sup>, we informed the Tribe of our concern that the proposed agreement between them and Sodak Gaming evidences a proprietary interest by Sodak in the Tribe's gaming activity. Moreover, we conveyed that such a proprietary interest would be contrary to IGRA, NIGC regulations, and the Western Delaware Tribe's gaming ordinance. *See* 25 U.S.C. § 2710 (b)(2)(A); 25 C.F.R. § 522.4(b)(1); Gaming Ordinance of the Delaware Tribe of Western Oklahoma (July 14, 1995) § 3.1.

In light of this concern, in such letter, we requested that the parties provide us with a written justification for the fee obtained by Sodak pursuant to this agreement. Please advise us when such written justification will be forthcoming from the Tribe. If you have any questions, please don't hesitate to contact me at (202) 632-7003.

Sincerely,

A handwritten signature in black ink, appearing to read "Jo-Ann M. Shyloski".

Jo-Ann M. Shyloski  
Staff Attorney

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<sup>1</sup> A copy of the November 3 letter is attached hereto for your reference.

Attachment

cc via fax & regular mail: Edgar French  
President  
Western Delaware Tribe  
P.O. Box 825  
Anadarko, OK 73005  
Fax: (405) 247-9393

Jackson McLane  
Gaming Chairman  
Western Delaware Tribe  
P.O. Box 806  
Anadarko, OK 73005  
Fax: (405) 247-9155

Laine Coolidge  
General Manager  
Gold River Casino  
P.O. Box 487  
Anadarko, OK 73005  
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