

PASSED

CHICKASAW TRIBAL LEGISLATURE

General Resolution Number 32-037

**Acceptance of the Terms of the Joint Stipulation of Settlement, in the Case Entitled: *The Chickasaw Nation and The Choctaw Nation v. The Department of the Interior et al.*;
Case No. CIV-05-1524-W; United States District Court for the Western District of
Oklahoma and For Other Purposes**

WHEREAS, in accordance with Article VII, Sections 4 and 7 of the Constitution of the Chickasaw Nation, the Chickasaw Tribal Legislature shall enact rules and regulations pertaining to the Chickasaw Nation, and shall make decisions pertaining to the acquisition, leasing, disposition and management of real property, subject to federal law, and

WHEREAS, in accordance with Article XI, Section 1 of the Constitution of the Chickasaw Nation, the Governor shall perform all duties appertaining to the office of Chief Executive. He shall sign official papers on behalf of the Nation, and

WHEREAS, the Chickasaw Nation is a Plaintiff in an action entitled: *The Chickasaw Nation and The Choctaw Nation v. The Department of the Interior et al.*; Case No. CIV-05-1524-W; United States District Court for the Western District of Oklahoma (“Action”), and

WHEREAS, the parties to said Action have engaged in settlement negotiations and have agreed to terms and conditions of the proposed settlement thereby reaching a resolution of the issues in the litigation, and

WHEREAS, the Governor of the Chickasaw Nation and the Chickasaw Tribal Legislature have reviewed the terms and conditions of the proposed settlement, as set forth in the proposed Joint Stipulation of Settlement of All Claims and [Proposed] Order (“Joint Stipulation”), and the Legislature finds the proposed settlement terms and conditions acceptable, and

WHEREAS, the Governor of the Chickasaw Nation and the Chickasaw Tribal Legislature have reviewed the latest Periodic Statements of Performance (PSPs) for its trust accounts, as provided by the United States as Exhibits to the proposed Joint Stipulation (Attachment 2 hereto), and, for purpose of settlement, the Legislature attests to the accuracy of its trust account balances as stated in the PSPs.

NOW, THEREFORE, BE IT RESOLVED, the Governor of the Chickasaw Nation and the Chickasaw Tribal Legislature hereby (1) accepts the offer from the United States as set forth in the Joint Stipulation to settle the Chickasaw Nation’s claims set forth in said Joint Stipulation in said Action; (2) attest to the balances in the most recent PSPs for its trust accounts; and (3) Governor Bill Anoatubby or his designee will execute and take all necessary steps regarding the Joint Stipulation and all other necessary documents and pleadings to settle the Chickasaw Nation’s claims set forth in the Joint Stipulation.

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Executed in a special session of the Chickasaw Tribal Legislature, meeting at Ada, Oklahoma, on July 13, 2015, by a vote of 11 ayes, 0 nays, 0 abstentions.

Cornie Barker
Chairperson
Chickasaw Tribal Legislature

Nancy Elliott
Secretary
Chickasaw Tribal Legislature

Concur: Bill Anoatubby
Bill Anoatubby, Governor
The Chickasaw Nation

Date: July 13, 2015

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Explanation: In early July, 2015, our legal team negotiated a joint stipulation of settlement in the trust accounting case, entitled: *The Chickasaw Nation and The Choctaw Nation v. The Department of the Interior et al.*; Case No. CIV-05-1524-W; United States District Court for the Western District of Oklahoma. This resolution is intended to satisfy the terms of the Joint Stipulation of Settlement, between the U.S. Government and the Chickasaw and Choctaw Nations.

Presented by: Legislative Committee