
MEMORANDUM

TO: AGUA CALIENTE TRIBAL COUNCIL
FROM: MIKE SCANLON
SUBJECT: UPDATE
DATE: 11-17-03

Dear Council Members:

I wanted to provide you with a brief update with regard to a number of items on the compact negotiations. As you know, we will be sending in a team to facilitate a letter-writing campaign on your behalf. Our team will be in place tomorrow through Thursday at both of your Palm Springs area facilities. We have been in touch with Tim Taylor to expedite a number of logistical questions.

Additionally, I wanted address Governor Davis's recent letter to gaming tribes. As you know from a number of articles released this weekend, the Governor sent gaming tribes a letter on Friday canceling renegotiations on the environmental provisions of the current compact. The direct effects of this action are (1) to eliminate the possibility of a moratorium on tribal development which could result from the failure of the state and tribes to reach a new agreement on environmental issues, and (2) to avoid litigation next year by the tribes seeking for avoid the moratorium because the state did not negotiate in good faith.

From the Tribe's point of view, this action is helpful since it takes away much of the state's leverage in the renegotiation process. On the other hand, it also removes a deadline for reaching a new deal -- at present, there is nothing pushing the state to negotiate an agreement. Finally, we would note that the environmental issues can be put back on the table for renegotiation by the new Governor, just without the leverage of a moratorium on development.

We will be in touch in the near future to address these and other issues. As always, feel free to contact me directly at [REDACTED]

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