

- In November of 2000, Joan and Nick Villa represented to Roger Stone and his associates that Nicholas Villa Jr. was the Federally recognized Chief of the Ione Band of Miwok Indians and that the Tribe had 40 acres of trust land eligible for gaming in Amador County.
- Stone learned in due-diligence that Nicholas Villa Jr. was not recognized as Chief and the tribes land was not recognized by the BIA as trust land.
- On November 14th 2000, Roger Stone executed a Memorandum Of Understanding (MOU) with Nick and Joan Villa in which 60 days were permitted for due-diligence. (MOU available on this website)
- The MOU was contingent of the success of a lawsuit filed by the Villas and on appeal in the 9th Circuit. On December 20th 2000, the Federal Court dismissed the appeal, thus voiding the MOU. (Lawsuit and court decision available on this website.
- Thus, when Wayne **Barrett** wrote Roger Stone had an agreement with the Ione, it is false.
- Roger Stone acknowledges considering working with the Federally recognized leadership of the Ione but decided against doing so.
- Willard Smith and Patrick Sheehan, developers from Mississippi work with the Federally recognized leadership of the Ione Band under the name Ikon Group LLC. Wayne **Barrett** is well aware that corporate documents for the Ikon Group filed in Mississippi demonstrate no ownership by Roger Stone.
- Mr. **Barrett** is well aware of the fact that there is no formal or informal link between Ikon Public Affairs, a DC corporation and the Ikon Group LLC of Mississippi. Mr. Stone left Ikon Public affairs in 2001

U.S. District Court
 EASTERN DISTRICT OF CALIFORNIA (Sacramento)
 CIVIL DOCKET FOR CASE #: 97-CV-531

Burris, et al v. Villa, et al

Filed: 04/01/97
 Assigned to: Honorable David F Levi
 Referred to: Magistrate Judge John F Moulds
 Demand: \$0,000
 Nature of Suit: 290
 Lead Docker: None
 Jurisdiction: Federal Question
 Cause: 28:1331 Fed. Question

HAROLD E BURRIS
plaintiff

J Russell Cunningham
 [COR LD NTC]
 Desmond Miller and Desmond
 1006 Fourth Street
 Tenth Floor
 Sacramento, CA 95814-3399
 916-443-2051

Louis Demas
 [COR LD NTC]
 Louis Demas Attorney at Law
 Two Princeville Circle
 Sacramento, CA 95831-3434
 916-399-8063

ESTHER BURRIS
plaintiff

J Russell Cunningham
 (See above)
 [COR LD NTC]
 Louis Demas
 (See above)
 [COR LD NTC]

JEANETTE ALLEN
plaintiff

J Russell Cunningham
 (See above)
 [COR LD NTC]
 Louis Demas
 (See above)
 [COR LD NTC]

IONE BAND OF INDIANS
plaintiff

J Russell Cunningham
 (See above)
 [COR LD NTC]
 Louis Demas
 [term 02/20/98]
 (See above)
 [COR LD NTC]

v.
NICOLAS VILLA, SR.
defendant

Richard J Grellner
 PRO HAC VICE
 [COR LD NTC]
 Law Offices of Richard J
 Grellner
 5300 West Memorial
 Suite 14-C
 Oklahoma City, OK 73132
 405-603-6530
 FTS 603-6812

BARBARA E HILL
defendant
FRANK PINION

defendant
BERNICE VILLA
defendant
DONALD VILLA
defendant
GLEN VILLA
defendant
FRED MIKE
defendant
IONE BAND MIWOK INDN
defendant

Gillett H Welles
[term 10/14/98]
[COR LD NTC]
Best Best and Krieger
39700 Bob Hope Drive
Suite 312
Rancho Mirage, CA 92270
619-568-2611

MURIEL MIKE
defendant
IONE BAND MIWOK INDN
cross-claimant
UNITED STATES OF AMERICA
cross-defendant

Debora G Luther
[COR LD NTC]
United States Attorney
501 I Street
Suite 10-100
Sacramento, CA 95814
916-554-2700

- US DEPT OF INTERIOR
cross-defendant

Debora G Luther
(See above)
[COR LD]

BUREAU OF INDIAN AFFAIRS
cross-defendant

Debora G Luther
(See above)
[COR LD]

THE SEPTEMBER 28 1996 BIA
RECOGNIZED INTERIM COUNCIL OF
THE IONE BAND OF MIWOK INDIANS
cross-defendant

GLENN VILLA, SR
cross-defendant

NOMA JEAN HENDRICKS
cross-defendant

KAREN GREEN
cross-defendant

JOHNNIE GIL JAMERSON
cross-defendant

LISA PULSKAMP
cross-defendant

MATTHEW FRANKLIN
cross-defendant

WILLIAM FRANKLIN
cross-defendant

RANDALL YONEMURA
cross-defendant

KATHERYN RAMEY
cross-defendant

DOCKET PROCEEDINGS

DATE # DOCKET ENTRY

4/1/97 1 COMPLAINT summons not issued; mag consent form given; notc
re counsel identification given; fee status paid, receipt #
177896; assigned to Honorable David F. Levi referred to

Magistrate Judge F. Moulds (dn) [Entry date 04/16/97]

4/1/97 3 NOTICE by plfs of related case(s) 2:90CV-993 LKK PAN (dn)
[Entry date 04/16/97]

4/10/97 9 PROOF OF SERVICE by plaintiff Ione Band of Indians of
filing of Notice of Removal with State Court (kdc)
[Entry date 04/30/97]

4/10/97 10 RETURN OF SERVICE executed upon defendants Nicolas Villa
Sr., Barbara E Hill, Frank Pinion, Bernice Villa, Donald
Villa, Fred Mike, Muriel Mike on 4/1/97 (kdc)
[Entry date 04/30/97]

4/11/97 2 ORDER setting before Honorable David F. Levi (cc: all
counsel) (dn) [Entry date 04/16/97]

4/14/97 4 PROOF OF SERVICE by plaintiff Ione Band of Indians of
notice of availability of early neutral evaluation and
stipulation and order to elect referral of action to early
neutral evaluation pursuant to local rule 52 (dn)
[Entry date 04/16/97]

4/16/97 -- LODGED pro hac vice application and order by plaintiff Ione
Band of Indians for John M Peebles (dn)
[Entry date 04/17/97]

4/16/97 -- LODGED pro hac vice application and order by plaintiff Ione
Band of Indians for Maurice R Johnson (dn)
[Entry date 04/17/97]

4/18/97 5 ORDER by Honorable David F. Levi: The application of
Maurice R ohnson for pro hac vice is granteed (cc: all
counsel) (gm) [Entry date 04/18/97]

4/18/97 6 ORDER by Honorable David F. Levi ORDERING that the
application for pro hac vice for John M Peebles [0-0]
GRANTED (cc: all counsel) (gm) [Entry date 04/18/97]

4/21/97 7 ANSWER TO COUNTERCLAIM by Ione Band of Miwok Indians (gm)
[Entry date 04/22/97]

4/21/97 8 PROOF OF SERVICE by defendant Ione Band Miwok Indian of
answer to counterclaim, notice of attorney of record,
consent forms, order requiring status report [7-1] (gm)
[Entry date 04/22/97]

5/19/97 11 ANSWER TO COUNTERCLAIM by pltfs (dn) [Entry date 05/20/97]

6/12/97 12 ORDER by Honorable Lawrence K. Karlton ORDERING: that this
action will not be related to case CIV S-90-993 LKK PAN
(cc: all counsel) (gm) [Entry date 06/12/97]

8/14/97 14 APPLICATION by plaintiffs for order of publication of
summons (dd) [Entry date 08/18/97]

8/14/97 -- LODGED proposed order for publication of summons by
plaintiffs (dd) [Entry date 08/18/97]

8/18/97 13 ORDER by Honorable David F. Levi ORDERING: That the
summons be served by publication in the Amador Ledger
Dispatch, and that publication be made once a week for four
successive weeks (cc: all counsel) (gm)
[Entry date 08/18/97]

10/3/97 15 NOTICE OF MOTION by plaintiff Ione Band of Indians to
withdraw as counsel; declaration of counsel (mp)
[Entry date 10/06/97]

10/3/97 16 MOTION to withdraw attorney by plaintiff Ione Band of
Indians; Motion Hearing Set For 11/7/97 at 9:00am;
affidavit of Daniel W Evans in support (mp)
[Entry date 10/06/97]

10/7/97 17 VERIFIED CROSSCLAIM by defendant Ione Band Miwok Indian;

10/22/97 36 RESPONSE in non opposition by plaintiff Ione Band of Indians to motion to withdraw attorney by plaintiff Ione Band of Indians [16-1] (rgd) [Entry date 10/23/97]

10/24/97 37 RESPONSE by plaintiff to motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] (mc) [Entry date 10/27/97]

10/24/97 38 DECLARATION of J Russell Cunningham in response to motion for preliminary injunction [21-1] (mc) [Entry date 10/27/97]

10/30/97 39 RETURN OF SERVICE executed upon cross-defendant Randall Yonemura on 10/12/97 (ndd) [Entry date 10/31/97]

10/30/97 40 RETURN OF SERVICE executed upon cross-defendant USA on 10/10/97 (ndd) [Entry date 10/31/97]

10/30/97 41 RETURN OF SERVICE executed upon cross-defendant Johnnie Gil Jamerson on 10/9/97 (ndd) [Entry date 10/31/97]

10/30/97 42 RETURN OF SERVICE executed upon cross-defendant Karen Green on 10/9/97 (ndd) [Entry date 10/31/97]

10/30/97 43 PRO SE SPECIAL APPEARANCE TO contest this court's jurisdiction and to join the United States Opposition to cross-claimant's motion for preliminary injunction and JOINDER by cross-defendant Katheryn Ramey in motion to dismiss cross-claim by cross-defendant USA and all Federal cross-defendants [31-1] (chl) [Entry date 11/03/97]

10/31/97 44 PRO SE SPECIAL APPEARANCE by RANDY YONEMURA to contest this court's jurisdiction and to JOIN the cross-defendant in motion to dismiss cross-claim by cross-defendant USA and all Federal cross-defendants [31-1], motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1], and to join the United States' opposition to Cross-Claimant's motion for preliminary injunction (chl) [Entry date 11/03/97]

10/31/97 45 PRO SE SPECIAL APPEARANCE BY cross-defendant Johnnie Gil Jamerson to contest this Court's jurisdiction and to JOIN in the United States' opposition to cross-claimant's motion for preliminary injunction and in motion to dismiss cross-claim by cross-defendant USA and all Federal cross-defendants [31-1], motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1] (chl) [Entry date 11/03/97]

10/31/97 46 REPLY by plaintiff Ione Band of Indians to response to motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] and opposition to motion to dismiss (chl) [Entry date 11/03/97]

10/31/97 47 REPLY by defendant Ione Band Miwok Indn, cross-claimant Ione Band Miwok Indn to BIA organized 9/28/96 interim counsel's opposition to motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] (chl) [Entry date 11/03/97]

10/31/97 48 REPLY to response to motion for preliminary injunction; declaration of Nicolas Villa Jr by defendant Ione Band Miwok Indian [21-1] (chl) [Entry date 11/03/97]

10/31/97 49 OBJECTIONS by defendant, cross-claimant to declaration of Debora Luther in support of cross-dft's opposition to cross-claimant's motion for preliminary injunction and in support of Federal Cross-Dfts' motion for summary judgment [33-1] (chl) [Entry date 11/03/97]

10/31/97 50 OPPOSITION by defendant, cross-claimant to motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1] (chl) [Entry date 11/03/97]

crsdft USA, US Dept of Interior, Bureau of Indian, Bia
Recognized, Villa Sr, Noma Jean Hendricks, Karen Green,
Johnnie Gil Jamerson, Lisa Pulkamp, Matthew Franklin,
William Randall Yonemura and Katheryn Ramey (cld)
[Entry date 10/09/97]

- 10/9/97 20 ANSWER by defendant Ione Band Miwok Indians (ahv)
[Entry date 10/10/97]
- 10/9/97 21 MOTION for preliminary injunction by defendant Ione Band
Miwok Indian motion TO BE HEARD by Honorable David F.
Levi Motion Hearing Set For 9:00am on 11/7/97 (ahv)
[Entry date 10/10/97]
- 10/9/97 22 DECLARATION of Chief Nocolas Villa, Jr in support of motion
for preliminary injunction [21-1] (ahv)
[Entry date 10/10/97]
- 10/9/97 23 DECLARATION of of various adult members of the Ione Band of
Miwok Indians in support of motion for preliminary
injunction [21-1] (ahv) [Entry date 10/10/97]
- 10/9/97 24 DECLARATION of Al Logan Slagle [21-1] (ahv)
[Entry date 10/10/97]
- 10/9/97 -- LODGED Order granting cross-claimant's motion for
preliminary injunction by defendant Ione Band Miwok Indians
(ahv) [Entry date 10/10/97]
- 10/9/97 25 NOTICE of lodging of transcripts by defendant Ione Band
Miwok Indians; Transcripts 4/25/96, 5/8/96, 5/9/96, 6/1/96,
6/29/96, 6/30/96, 8/23/96, 9/6/96 and 9/28/96 (ahv)
[Entry date 10/10/97]
- 10/9/97 26 [Partial] excerpt of administrative record by dft Ione Band
Miwok Indians (ahv) [Entry date 10/10/97]
- 10/9/97 27 APPENDIX by dft Ione Band Miwok Indians regarding partial
exerpt of administrative record [26-1], regarding
declaration of Logan Slagle [24-1], regarding declaration
of N Villa [22-1] (ahv) [Entry date 10/10/97]
- 10/9/97 28 TABLE OF AUTHORITIES (dd) [Entry date 10/10/97]
- 10/20/97 29 NOTICE OF MOTION AND MOTION to strike all pleadings filed
by the firm of Best Best & Krieger by cross-defendants USA,
US Dept of Interior, and Bureau of Indian Affairs; motion
TO BE HEARD by Honorable David F. Levi; Motion Hearing Set
For 9:00 11/7/97 (mc) [Entry date 10/21/97]
- 10/20/97 30 MEMORANDUM by cross-defendants USA, US Dept of Interior,
and Bureau of Indian Affairs in support of motion to strike
all pleadings filed by the firm of Best Best & Krieger
[29-1] (mc) [Entry date 10/21/97]
- 10/21/97 31 MOTION to dismiss crose-claim by cross-defendant USA and
all Federal cross-defendants motion TO BE HEARD by
Honorable David F. Levi ; Motion Hearing Set For 11/7/97 (gm)
[Entry date 10/22/97]
- 10/21/97 32 RESPONSE by FEDERAL cross-defendant to motion for
preliminary injunction by defendant Ione Band Miwok Indian
[21-1] (gm) [Entry date 10/22/97]
- 10/21/97 33 DECLARATION of Dehora G Luther in opposition to
cross-claimant's motion for preliminary injunction [21-1]
(gm) [Entry date 10/22/97]
- 10/21/97 34 DECLARATION of Ray D Fry, exhibit 3 (xgd)
[Entry date 10/22/97]
- 10/21/97 35 RESPONSE by plaintiff Ione Band of Indians to motion for
preliminary injunction by attorneys of record for the Ione
Band of Miwok Indians [21-1] (mc) [Entry date 10/22/97]

10/31/97 51 ADDENDUM TO EXCERPT OF ADMINISTRATIVE RECORD by defendant, cross-claimant (chl) [Entry date 11/03/97]

11/3/97 52 OPPOSITION by cross-defendant Karen Green to response to motion to dismiss cross-claim by cross-defendant USA and all Federal cross-defendants [31-1], motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1], motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] (gk) [Entry date 11/04/97]

11/3/97 53 ORIGINAL DECLARATION of Nicholae Villa Jr (mc) [Entry date 11/04/97]

11/6/97 54 NOTICE: from HA Vine hearing now set on pending motions for 11/7/97 are ordered reset to 1/9/98 at 9:00am (chl) [Entry date 11/06/97]

11/10/97 55 PROOF OF SERVICE by plaintiff Ione Band of Indians of [20-1], [17-1] (bb) [Entry date 11/12/97]

11/13/97 56 LETTER to court from counsel for pltf requesting to be added to service list (cld) [Entry date 11/14/97]

1/9/98 57 MINUTES of Motion hearing before Honorable David F Levi: motion to dismiss cross-claim by cross-defendant USA and Federal cross-defendants [31-1], motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1], motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] & motion to withdraw attorney by plaintiff Ione Band of Indians [16-1] HEARING CONTINUED TO 9:00am on 2/20/98; opening brief due 1/23/98; opposition due 1/30/98; response due 2/6/98 (dmb) [Entry date 01/12/98]

1/23/98 58 TRANSCRIPT of 1/9/98 hearing on motion to dismiss by C/R Kacy L Parker (nnd) [Entry date 01/26/98]

1/26/98 59 SUPPLEMENTAL BRIEF RE JURISDICTION by cross-defendant (chl) [Entry date 01/27/98]

1/26/98 60 FINAL DECISION made by Bureau of Indian Affairs and District Court's unpublished decision in support of Federal dft supplemental brief re jurisdiction by cross-defendant [59-1] (chl) [Entry date 01/27/98]

1/26/98 61 DECLARATION of Kathryn Hendricks Ramey in support of supplemental brief re jurisdiction [59-1] (chl) [Entry date 01/27/98]

1/30/98 62 RESPONSE by plaintiff to supplemental brief [59-1] (gk) [Entry date 02/02/98]

2/3/98 63 COURTESY COPY OF LETTER from counsel for defendant Ione Band Miwok Indian re filing of supplemental brief (mp) [Entry date 02/04/98]

2/3/98 64 SUPPLEMENTAL BRIEF by defendant Ione Band Miwok Indn, cross-claimant Ione Band Miwok Indn on jurisdiction of the court to review the BIA's decision to recognize the Ramey Group (mp) [Entry date 02/04/98]

2/3/98 65 DECLARATION of Chief Nicolas Villa Jr in support of [64-1] (mp) [Entry date 02/04/98]

2/9/98 66 DECLARATION of J Russell Cunningham in re [29-1] (gk) [Entry date 02/10/98]

2/9/98 -- REMARK: summons issued (gk) [Entry date 02/10/98]

2/13/98 67 DECLARATION of J Russell Cunningham (dmb)

[Entry date 02/17/98]

2/17/98 68 DECLARATION of Michael J. Andelson in opposition to plaintiffs' late-filed declarations (kb) [Entry date 02/18/98]

2/17/98 69 DECLARATION of Barbara Villa-Espinosa in regarding declaration of adult members (kb) [Entry date 02/18/98]

2/17/98 70 OBJECTIONS and opposition by defendant Ione Band Miwok Indn to plaintiffs' late-filed declarations (kb) [Entry date 02/18/98]

2/17/98 71 ORIGINAL SIGNATURE PAGE OF DECLARATION by defendant Nicolas Villa Sr in support of supplemental brief filed 2/3/98 (kdc) [Entry date 02/18/98]

2/20/98 72 MINUTES before Honorable David F. Levi: motion to dismiss cross-claim by cross-defendant USA and all Federal cross-defendants [31-1] GRANTED, motion to strike all pleadings filed by the firm of Best Best & Krieger by cross-defendants USA, US Dept of Interior, and Bureau of Indian Affairs [29-1] GRANTED, motion for preliminary injunction by defendant Ione Band Miwok Indian [21-1] GRANTED, motion to withdraw attorney by plaintiff Ione Band of Indians [16-1] GRANTED, attorney Louis Demas for Ione Band of Indians status conference CONTINUED to 9:00 3/27/98 before DFL C/R D McKinnon (kdc) [Entry date 02/25/98]

2/27/98 73 REPORTERS TRANSCRIPT of 2/20/98 hearing on motion for preliminary injunction by C/R Dennis F McKinnon (km) [Entry date 03/02/98]

2/27/98 74 DECLARATION of Barbara Villa-Espinosa regarding Declaration of Adult Members (pb) [Entry date 03/02/98]

3/6/98 75 Crsdft Interim Tribal Council's Memorandum of Opposition to motion for preliminary injunction [21-1] (ndd) [Entry date 03/09/98]

3/6/98 75 ... RESPONSE to Bureau of Indian Affairs' Supplemental Brief on jurisdictional issues [64-1] and ... (ndd) [Entry date 03/09/98]

3/6/98 75 ... and JOINDER in Bureau of Indian Affairs' Motion to dismiss for failure to join an indispensable party by crsdft Interim Tribal Council (ndd) [Entry date 03/09/98]

3/6/98 76 DECLARATION of Kathryn Hendricks Ramey (ms) [Entry date 03/09/98]

3/10/98 77 SERVICE by publication upon Frank Villa Jr on 2/27/98 (ch1) [Entry date 03/11/98]

3/10/98 78 SERVICE by publication upon Lucy McKay on 2/27/98 (ch1) [Entry date 03/11/98]

3/10/98 79 SERVICE by publication upon Marcia Villa on 2/27/98 (ch1) [Entry date 03/11/98]

3/24/98 80 LETTERS to court from Ione Band of Indians requesting that the tribe be allowed to continue with its positive progress (pb) [Entry date 03/25/98]

3/25/98 81 LETTER to court from Bill Binion in support of Ione Band Of Miwok Indians continuing with their positive progress (km) [Entry date 03/26/98]

3/25/98 82 LETTER to court from Elena Tarango, member of the Ione Band of Miwok Indians, in support of the tribe continuing it's positive progress (km) [Entry date 03/26/98]

3/25/98 83 LETTER to court from Leticia Tarngo, Ione Band of Miwok Indians member, in support of Tribe's continuing positive

progress (km) [Entry date 03/26/98]

3/25/98 84 LETTER to court from Jesus Tarango, member of the Ione Band of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/25/98 85 LETTER to court from Mary Tarango, member of the Ione Band of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/25/98 86 LETTER to court from Darlena Daniels, member of the Ione Bank of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/25/98 87 LETTER to court from Christina Susan Larrabee-Hendricks, member of the Ione Bank of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/25/98 88 LETTER to court from Frances Cardwell, member of the Ione Band of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/25/98 89 LETTER to court from David Shurtz, member of the Ione Band of Miwok Indians, in support of Tribe's continuing positive progress (km) [Entry date 03/26/98]

3/26/98 90 NOTICE by dfts USA, US Dept of Interior and Bureau of Indian Affairs of decision of the Interior Board of Indian appeals staying the decision to recognize the Ramey Council (dd) [Entry date 03/30/98]

3/26/98 91 LETTER to court from Janisa Olvera, tribal member of the Ione Band of Miwok Indians, in opposition to injunction (rgd) [Entry date 03/31/98]

3/26/98 92 LETTER to court from tribal member Genevieve M Denton in opposition to injunction (rgd) [Entry date 03/31/98]

3/26/98 94 LETTER to court from tribal member Evelyn Gurion in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 95 LETTER to court from tribal Member Henry Raquero in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 96 LETTER to court from tribal member Henry Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 97 LETTER to court from tribal member Tristana Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 98 LETTER to court from tribal member Kathy R Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 99 LETTER to court from tribal member Kayda Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 100 LETTER to court from tribal member Steve Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 101 LETTER to court from tribal member Lisa Ruiz in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 102 LETTER to court from tribal member Debra Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/26/98 103 LETTER to court from tribal member Damian Olvera in opposition to court injunction (rgd) [Entry date 03/31/98]

3/31/98 93 LETTER to court from tribal member Vicki Miller in opposition to court injunction (rgd) [Entry date 03/31/98]

4/3/98 104 MEMORANDUM, Opinion and Order: by Honorable David F. Levi crossclaim [17-1] DISMISSED without prejudice Case STAYED pending the determination in the administrative forum as to

the legitimacy of the Interim Tribal Council's claim to govern the Ione Band (cc: all counsel) (mp)
[Entry date 04/03/98]

6/3/98 105 LETTER to court from counsel Debora G Luther informing the court that she or Mr Brennan may be available for a hearing on this matter before Magistrate Judge Nowinski (gm)
[Entry date 06/09/98]

7/20/98 106 MOTION to withdraw attorney by defendant Ione Band Miwok Indn, cross-claimant Ione Band Miwok Indn motion TO BE HEARD by Honorable David F. Levi ; Motion Hearing Set For 9/18/98 at 9:00 (gm) [Entry date 07/21/98]

7/24/98 -- MOTION for injunctive and other relief by dfts; hearing not noticed by Nicolas Villa Sr. (kdc) [Entry date 07/27/98]

7/24/98 107 MOTION of Tribal Council of the Ione Band of Miwok Indians for injunctive and other relief for by defendant Nicolas Villa Sr; hearing not noticed (kdc) [Entry date 07/27/98]

7/27/98 108 PROOF OF SERVICE of plaintiff's motion for injunctive relief (107-1) (gm) [Entry date 07/28/98]

7/30/98 109 LETTER to court from counsel Nicolas Villa Jr requesting that the tribe be granted leave to amend (gm)
[Entry date 07/30/98]

8/10/98 110 ORDER by Honorable David F. Levi ORDERING motion of Tribal Council of the Ione Band of Miwok Indians for injunctive and other relief for by defendant Nicolas Villa Sr [107-1] DENIED (cc: all counsel) (rp) [Entry date 08/10/98]

9/11/98 111 LETTER to court from counsel for defendant Ione Band Miwok Indian regarding dft Villa's motion of tribal council of the Ione Band of Miwok Indians for injunctive and other relief [107-1] (as) [Entry date 09/14/98]

10/14/98 112 ORDER by Honorable David F. Levi ORDERING withdrawing attorney attorney Gillett H Welles for Ione Band Miwok Indn (cc: all counsel) (gm) [Entry date 10/14/98]

11/2/98 113 MOTION for temporary restraining order and other injunctive relief under FRCP Rule 65 by plt Ione Band of Indians; motion TO BE HEARD by Honorable David F. Levi; Request for hearing (ndd) [Entry date 11/03/98]

11/3/98 114 ORDER by Honorable David F. Levi ORDERING motion for temporary restraining order and other injunctive relief under FRCP Rule 65 by plt Ione Band of Indians [113-1] DENIED (cc: all counsel) (gm) [Entry date 11/04/98]

1/28/00 115 MOTION for rehearing on cross complaint, injunctive relief and quiet title by plaintiff; hearing not noticed (pp)
[Entry date 01/31/00]

2/8/00 116 NOTICE: by Judge Levi re motion for rehearing on cross complaint, injunctive relief and quiet title by plaintiff; dft's shall file and serve an opposition or statement of non-opposition by close of business on Friday 3/17/00; if the court determines that oral argument will be needed it will so advise the parties [115-1] (pp)
[Entry date 02/09/00]

3/14/00 117 DECLARATION of Richard M Glovin in support of the application of Richard J Grellner for admission pro hac vice (gm) [Entry date 03/14/00]

3/14/00 118 DECLARATION of Richard J Grellner for admission pro hac vice (gm) [Entry date 03/14/00]

3/14/00 -- LODGED application for pro hac vice by Richard J Grellner (gm) [Entry date 03/14/00]

3/14/00 119 PROOF OF SERVICE by Nicholas Villa of application for pro

hac vice by Richard J Grellner (gm) [Entry date 03/14/00]

3/15/00 120 ORDER by Honorable David F. Levi ORDERING lodged [0-0]
GRANTED: the application of Richard J Grellner for
admission pro hac vice is granted (cc: all counsel) (gm)
[Entry date 03/15/00]

3/17/00 121 RESPONSE by cross-defendant USA to motion for rehearing on
cross complaint, injunctive relief and quiet title by
plaintiff [115-1] (gm) [Entry date 03/20/00]

3/17/00 122 RESPONSE by plaintiff Ione Band of Indians to motion for
rehearing on cross complaint, injunctive relief and quiet
title by plaintiff [115-1] (gm) [Entry date 03/20/00]

3/17/00 123 DECLARATION of Kathryn Hendricks Ramey (gm)
[Entry date 03/20/00]

3/29/00 -- LODGED application for pro hac vice by Richard J Grellner
(gm) [Entry date 03/29/00]

3/31/00 124 ORDER by Honorable David F. Levi ORDERING attorney Richard
J. Grellner allowed to appear pro hac vice for Ione Band of
Miwok (cc: all counsel) (khl) [Entry date 03/31/00]

8/2/00 125 NOTICE by plaintiff Ione Band of Indians of change of
address to 5300 W. Memorial, Suite 14-C, Oklahoma City, OK
73132 (hk) [Entry date 08/03/00]

12/4/00 126 ORDER by Honorable David F. Levi ORDERING Nicholas Villa,
Jr's motion for rehearing on cross-complaint is DENIED for
the reasons stated in the oppositions of the federal
cross-dfts and the interim council of the Ione Band of
Miwok Indians and individual council members (cc: all
counsel) (ljr) [Entry date 12/04/00]

12/21/00 127 REQUEST for clarification of order by plaintiff Ione Band of
Indians, defendant Nicolas Villa Sr. and Tribal Government
(hk) [Entry date 12/21/00]

12/21/00 129 NOTICE by counsel for dfts Ione Band of Indians, Nicolas
Villa Sr. and the Tribal Government of change of address to
: 400 Capitol Mall, 11th Floor, Sacramento, CA 95814 (ea)
[Entry date 12/22/00]

12/22/00 128 ORDER by Honorable David F. Levi ORDERING pltf Ione Band of
Indians motion for clarification is DENIED (127-1) (cc: all
counsel) (ljr) [Entry date 12/22/00]

2/5/01 130 LETTER to court from counsel for plaintiff Ione Band of
Indians apprising the court the hrg on plft's motion for
rehearing is still pending: response to the ltr by CRD is
attached (ea) [Entry date 02/06/01]

2/23/01 131 LETTER to court from counsel for defendant Nicolas Villa Sr
re reply brief (128-1), (126-1) (ljr) [Entry date 02/26/01]

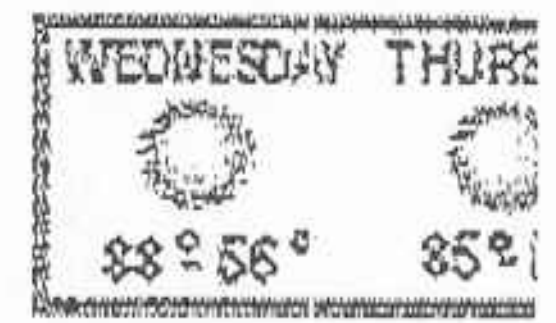
2/26/01 132 ORDER by Honorable David F. Levi re letter and reply briefs
[131-1]; the court has no reason to doubt the accuracy of
the letter but the court was not privy to those discussions
(cc: all counsel) (ljr) [Entry date 02/26/01]



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SPECIAL SECTIONS

Who are the Ione Band of Miwok Indians?

Wednesday, June 04, 2003

- Bernice (Grandma) Villa, "Tribal Elder"

In 1915, John Terrell, working for the United States government, conducted several censuses of homeless Indians in California. In May of 1915, he conducted such a census in the Ione area.

In Ione, he identified 101 homeless Indians. The Ione Band are descendants of the people on this census. Although they were identified as being in the Ione area in 1915, ancestrally, many of the people on the census were from the Plymouth area.

My mother, Effie Burris, was born at Spanish Creek. Her family, the Walloupe's, are all buried in the Shenandoah Valley on the old Jameson ranch. My father's family, the Burris', were from Oleta. At one time, my grandmother, Minnie Tiffany, owned land in Omo Ranch. My mother later married Mervin Howdy. His family was from Fiddletown.

Our chairperson, Matt Franklin, is also ancestrally from the Plymouth area. His mother's family are Blues. His grandfather, Alec Blue, was born at Forest Home, just down Highway 16 from Plymouth. On his father's side, his grandfather, Bill Franklin, was from Nashville. The people at Forest Home were called Waupumne and the people at Nashville were called Tinan.

Many of the members of the current Ione Band of Miwok Indians are descendants to these tribes. In 1851, our tribal leaders signed a treaty at the forks of the Cosumnes River. This treaty was called Treaty J. Treaty J would have given most of Amador County, including Plymouth, to our tribe. But because of the gold mines in the area, the United States Government didn't believe they could enforce Treaty J, so it was never ratified.

Sen. Rico Oller says that the Ione Band has no claim to the Plymouth area. I think he needs to learn more about the area that he represents. If you look at any book on Miwoks, you will see that the Miwok Tribe covered from the Cosumnes River on the north to Yosemite on the south.

As far as the casino goes, I was one member of the tribe that opposed gaming, as I don't see gaming as the answer to problems facing Native Americans today. But I believe in democracy and the majority of the tribe voted for the casino, so I believe that they have the right to pursue gaming according to today's laws in California.

If you oppose gaming, do so because of the possible impact on your area. I heard that many people made racist statements, that all Indians are alcoholics and criminals. Many of my children and grandchildren are college graduates and have good state jobs. One just got her teaching credentials and one is a civil engineer.

There are many college graduates in our tribe, and many of the people have good jobs. Ask anyone in the Ione area about our family and they will tell you what kind of people we are. The people in Ione have always treated our family good and have never made us feel like we were less than them. We have always been treated just like everyone else.

I would like to thank the people of Ione for that. They have been our neighbors and friends for many years. As for the "traditional tribe," there is no such thing. Nick Villa is

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my son and never has been a chief, traditional or otherwise. He didn't get this notion in his head until he married Joan and she is not Indian, she's white. My husband, Nick Sr., was not a chief. Everyone in Ione knew my husband Nick and they all know he was never a chief. Nick's father, William Villa, was Mexican.

The "traditional tribe" says they are against gaming. That's not true. Nick and Joan tried to open a casino in Ione that got raided by the Amador County Sheriff. Nick and Joan have been getting money from investors to open up a casino for over 10 years. As a mother, I should know if my son was a chief or not.

Rico Oller says that there is a membership dispute in the tribe. The only dispute is in Nick's head. He appealed his case through the Bureau of Indian Affairs and lost. The BIA recognizes the Ione Band led by Matt Franklin as the tribe.

If the Amador Ledger Dispatch wants to find out the truth about the Ione Band, we are available to show them any facts they want to see. Let the people of Amador County see the facts, not react to lies told to them by a few people.

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