

TO APPROVE THE JOINT STIPULATION OF SETTLEMENT OF ALL CLAIMS

**IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION
THOMAS WILLISTON INTRODUCED THE FOLLOWING BILL**

A COUNCIL BILL

TO APPROVE the joint stipulation of settlement of all claims.

WHEREAS, in accordance with Article IX , Sections 4 and 6 of the Constitution of the Choctaw Nation of Oklahoma (“Choctaw Nation”), the Tribal Council shall enact legislation, rules and regulations not inconsistent with this Constitution for the general good of the Choctaw Nation and for the administration and regulation of the affairs of the Choctaw Nation; the Tribal Council shall make decisions pertaining to the acquisition, leasing, disposition and management of tribal property, and

WHEREAS, in accordance with Article VI, Section 1 of the Constitution of the Choctaw Nation, The supreme executive power of this Nation shall be vested in a chief magistrate, who shall be styled “The Chief of the Choctaw Nation”; and in accordance with Article VII, Sections 1 and 6 of the Constitution of the Choctaw Nation, the Chief shall perform all duties appertaining to the office of Chief Executive, he shall sign official papers on behalf of the Nation, and he shall take care that the laws be faithfully executed; and the Chief shall manage, administer and direct the operation of tribal programs, activities and services and report to the Tribal Counsel quarterly, and

WHEREAS, the Choctaw 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”),

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

WHEREAS, the Chief of the Choctaw Nation and Tribal Council 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 Tribal Council finds the proposed settlement terms and conditions acceptable, and

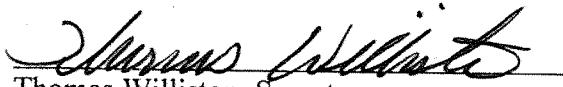
WHEREAS, the Chief of the Choctaw Nation and the Tribal Council have reviewed the latest Periodic Statements of Performance (PSPs) for its trust accounts, as provided by the United States as Exhibits to the proposed Joint Stipulation (Attachment 2 hereto), and, for purposes of settlement, the Chief and Tribal Council attest to the accuracy of its trust account balances as stated in the PSPs,

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THEREFORE, BE IT RESOLVED, the Chief of the Choctaw Nation and Tribal Council hereby (1) accepts the offer from the United States as set forth in the Joint Stipulation to settle the Choctaw 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) Chief Gary Batton or his designee will execute and take all necessary steps regarding the Joint Stipulation and all other necessary documents and pleadings to settle the Choctaw Nation's claims set forth in the Joint Stipulation.

CERTIFICATION

I, the undersigned, as Speaker of the Tribal Council of the Choctaw Nation, do hereby certify that the Tribal Council is composed of twelve (12) seats. Ten (10) members must be present to constitute a quorum. I further certify that twelve (12) members answered roll call and that a quorum was present at a Regular Session of the Tribal Council at Tuskahoma, Oklahoma, on July 11, 2015. I further certify that the foregoing Council Bill CB- 121-2015, was adopted at such meeting by an affirmative vote of twelve (12) members, zero (0) negative votes, and zero (0) abstaining.


Delton Cox, Speaker
Choctaw Nation Tribal Council


Thomas Williston, Secretary
Choctaw Nation Tribal Council


Gary Batton, Chief
Choctaw Nation of Oklahoma

Date: July 11, 2015

CERTIFICATE OF SERVICE

I hereby certify that, on September 25, 2015, I electronically transmitted the foregoing Joint Stipulation of Settlement, and [Proposed] Order, using the ECF system for filing and transmission of a Notice of Electronic Filing to the ECF registrants in this case.

/s/ Anthony P. Hoang
ANTHONY P. HOANG