

Ms. Miller,

I do not know if there is a policy on Congress staff distributing newsletters but you were correct in emailing Members of Congress directly, including me. The office I am sitting in is a public office and all communications to it from Osages, no matter what their political views, are open. Or, at least should be open. I can tell you that there still are major disclosure issues from the Executive Branch and the enterprises. Most recently, last Thursday the Chief stated that information requested relating to the Treasurer and accounting office would not be provided to the Osage Congress because he believed the request violated personnel rules and that the information requested was for the Executive Branch only (he said it was the “sole responsibility of the Executive Branch under separation of powers”). I and other Members of the Congress disagree with this view and hopefully we can obtain the information needed in a way which makes the employees and the Chief comfortable. I do understand the desire for confidentiality but this information was to check on the qualifications of people who handle the Nation’s money. The “separation of powers” stuff just sounds like a smokescreen to me. Some of the accounting people handle the Minerals Council money but that should end soon, I hope. Also last week I was told the Gaming Enterprise Board refused to provide the Osage Congress minutes of their meetings, using the same old “protocol” theories that the Gray Administration made famous and is still used by some parts of the Redeagle Administration. I understand the gaming enterprise claims “protocol” means the records have to be requested and transmitted through the Chief and his Executive Branch before anyone can look at them. These minutes are public records under the law so I cannot understand what the protocol issue is. Perhaps protocol is their word for maze or hide.

You have presented 30 questions which you suggested all Osages consider. As an elected official I should give it a shot in answering those I can.

1. Why did Gray replace Brickell with Pipestem? **Only he can answer this but my recollection is that Jim Gray believed he had a better working relationship with Pipestem.**
2. Why was Ietan and Akin/Gump allowed into our affairs? **Again, only Jim Gray can answer that, but I believe he had the belief they would work with him and the 31<sup>st</sup> Council better than others.**
3. How is it and why did the 31<sup>st</sup> Council pass a bogus Resolution to open Tribal Membership before H.R. 2912 was ever mentioned? **The Bureau of Indian Affairs and the Office of the Solicitor considered the only official membership in the Osage Tribe to be as defined in the 1906 Act, which is Original Allotees, but some federal lawyers have noted that it may include their children as well, but no others. I can only surmise that the 31<sup>st</sup> Tribal Council was trying to avoid termination of the Osage Tribe by including all descendants of the 1906 Act roll. There has never been a roll for membership of headright owners only. There is the Annuitant list but that is not a membership roll. Also, many years ago the United States Supreme Court ruled it is against the United States Constitution to have political rights tied to property rights.**
4. Why did the 6 Shareholders file a “Motion to Intervene” in the Trust Case? **I have no idea.**
5. Who Lobbied Frank Lucas to introduce H.R. 2912? **I was told by Chief Gray that he and Wilson Pipestem primarily met with Congressman Lucas but I do not know for sure.**
6. Is it legal for U.S. Congress members to accept political contributions in return for getting legislation passed? **No.**

7. Is it legal to commit perjury under oath? **No.**
8. What is the purpose of creating an Osage Foundation after 105 years without one? **I was told last month when I learned of this foundation that it was created to provide flexibility in new projects that would not be tied down to government bureaucracy. I was told the foundation had no money and no activity until the recent authorization and funding for a basketball camp.**
9. How did the 31st Council intend to get funds for the Foundation in 2005? **Maybe we are talking about a different foundation because I do not know anything about the 31<sup>st</sup> Tribal Council and a foundation.**
10. Why do we have so many accounting problems? **That is what the Congress is trying to learn about.**
11. Why is money always unaccounted for? **For one thing, we heard testimony that the books are not closed from last year and prior years. We heard testimony that this means no one knows what the balances of the accounts have been or are now. When I asked how in the World does the Osage Nation keep getting clean audits if no one knows what the account balances are, the answer under oath was "I don't know".**
12. Where is all the gaming money? **I sponsored a new law which requires the gaming enterprises to submit a monthly accounting report. It is a start but far from complete. For example, two years ago \$12 million dollars was withheld by the Gaming Board, with approval of the Osage Congress for construction on Ponca City. That was held up because of the Reservation case and the land not being in trust. That money is certainly there but we do not receive a monthly accounting of that and other money withheld.**
13. How is it that the 25 year plan written by Gray, Pipestem and others include mineral affairs? **Misdirected?**
14. Why did the new Osage Nation Congress adopt the Foundation Charter of the 31<sup>st</sup> Council? **I don't know.**
15. How does the Nation intend to fund this Foundation? **Apparently, any way they want if they have the votes.**
16. What is the real purpose of this Foundation? **Whatever is declared at the moment, I think.**
17. Why did Gray file a suit against the Osage Nation Congress for seeking financial accountability? **Protocol? Ask him.**
18. Why did Gray file suit against the Senior Internal Auditor? **Same answer.**
19. Why did Gray place a gag order on all employees? **He said so only he and his top officials can spout the party line. I was told by employees it was because he and his top people were taking care of their friends and relatives and did not want the Congress to know. I cannot get anyone to look into it but I am still trying. On the other hand, the Osage Congress and the OFPR is trying to get a handle on what is happening now, so if we can't do that what is the point of looking into the past? Just a thought.**
20. Why was Jeannette Hannah, BIA Regional Director removed from office? **No idea.**
21. Why did the Mineral Council have to seek approval from Jim Gray to go to DC to speak with the BIA? **They didn't.**
22. Why did Gray refuse to approve the DC trip? **He must have been trying to do the stupidest moves he could.**

23. Why are the Apache, Chippewa and Pechanga tribes having problems similar to ours? **I am not familiar with those.**
24. Why was Pipestem so adamant about not adding Mineral Council members to the Trust Case? **I did not know that.**
25. Why Did John Red Eagle lead the voters to think he would run his administration in an upright and above board manner? **That is a loaded question and I am not going to answer that. Especially since he is my relative and I did not support him for Chief. A fact he has reminded me of.**
26. Did John Red Eagle blatantly lie to the people or did he intend to run his administration honestly until something or someone changed his mind? **That is not a nice question.**
27. Who really wrote the MOU presented to the Mineral Council in January 2011? **Chief Red Eagle has said his attorneys did but he approved it. It was never accepted by the Minerals Council and there is no MOU in existence.**
28. What caused the 5 members of the Mineral Council to decide not to fund the Shareholder lawsuit? Did someone or something change their minds about the usurpation of the Tribal Council? **I have heard several reasons from them, but you will have to get answers from them. I am a long time shareholder and I was very much against my headright money being used to fund a private lawsuit.**
29. Why did the Congress really appropriate another \$5 Million into the LLC when according to Supernaw Notes to the Nation, the LLC was losing approximately \$5,000.00 per day to the tune of \$3.2 million? **I voted against it and I think it is nuts to give them more Osage money since they already have millions given to them the past few years. They need to make money from what they have received already.**
30. What can Jenny do to help you better understand the implications of what is happening? **You have your opinions, some with which I agree and others which I do not. Yet, you provide another view on issues and that should help keep people thinking. I think you can help more by getting more accurate and complete information. I can say the same thing about me.**

Geoffrey M. Standing Bear

Member, Osage Nation Congress

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**From:** Jenny Miller [mailto:Jenny2010@cableone.net]

**Sent:** Tuesday, July 26, 2011 2:06 PM

**To:** Barbara Rice

**Cc:** Kelly R. Corbin; ashackelfor@osagetribe.org; Kathleen Supernaw; Geoffrey Standingbear; Jerri Jean Branstetter; John Free; Alice Goodfox; Shannon L. Edwards; Raymond W. Redcorn; eredeagle@osagetribe.org; Mark J. Simms; Archie Mason; Daniel Boone

**Subject:** For your review

## What Is Congress Afraid Of?

**From:** Jenny Miller **Date:** 26 Jul 2011 **Time:** 12:46:35 -0400 **Remote Name:** 24.117.13.238

### Comments

Many of you should find this interesting:-----I called the Clerk of the Congress to inquire about sending an attachment to each Congress member, Trey Gill, attorney for the Congress, Kelly Corbin Office of fiscal Performance Review, etc. -----The attachment I wanted to send was my Newsletter Vol. 7. Ms. Rice agreed to forward the newsletter to the congress members and staff over the telephone. I received a receipt where she received the newsletter and all was fine for approximately 2 ½ hours and then all of the sudden, I received an e-mail from Ms. Rice to me and a copy to Jerri Jean Branstetter stating the following: ----- "Ms. Miller,--Newsletters should be sent to Congress, P.O. Box 1449, Pawhuska, OK 74056. It will than [sic] be distributed to Congress members."-----Well, there's no way I'm going to waste money copying 14 sets of my newsletter consisting of 23 pages of verifiable, extremely critical information of which it would seem the Congress would be eager to receive as they studiously go over the testimony of the of the poor Treasurer who had nothing at all to do with the last 8 years of corrupt behavior.-----Such a ridiculous idea does nothing but lead to speculation. As I told someone the other day, either they'll be glad to get it or they'll know they've been caught!-----I'm thinking I just got my answer on that one. LOL!----I definitely smell a rat here. ----- I wonder if the original 6 and Red Corn want the new Treasurer out so they can continue scamming everyone until they're thrown out in 2012.-----quite interesting actually.

## Re: What Is Congress Afraid Of?

**From:** Jenny Miller **Date:** 26 Jul 2011 **Time:** 14:12:19 -0400 **Remote Name:** 24.117.13.238

### Comments

The irony of this circumstance is that Congress was elected to serve the constituency not to deny the constituency the opportunity to provide good information. I wonder if this "elite" Osage Nation Congress, Ms. Branstetter in particular, believes she will run out of space on her computer by receiving e-mails? After all, surely they're up on technology these days; do they not have iPads to boot? I think so....----- Such a silly response to my newsletter when I know darn good and well most of the Congress has seen it anyway, leads me to believe the only space lost is the space between their ears.----- This "self importance" attitude must go! For heaven's sake.... The United States Senate, the United States Department of Justice, the United States Department of the Interior, The Oklahoma Office of State Finance, The National Indian Gaming Commission and even Ernst & Young have become frequent visitors to my website.-----In other words, they come looking for information yet our Osage Nation Congress turns a blind eye....Not good...Not good at all.