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BY:
JENNY MILLER

THE MILLERIST

WHERE GOOD, HONEST OSAGES COME TO READ

Settlement Agreement

The document that was made available online and various other venues regarding the “DRAFT” Settlement of the Osage Trust Case is an illegal proposal that has nothing whatsoever to do with the Judge Hewitt’s decision. This settlement is a last ditch effort to once again take away your rights and rightful Osage Tribal government. It is imperative that all shareholders sit back, take a deep breath and rationally look at the true facts of the case.

In January of this year, Federal Judge Emily Hewitt in the U.S. Court of Federal Claims ruled in favor of the Osage Tribe regarding the mismanagement of royalties owed you from oil leases on the Osage Mineral Reservation from 1974 to 2000. At that time, the Judge ruled that the estimates of damages were reasonable due to the disarray of the BIA’s tribal trust accounting system. Judge Hewitt also ruled that the tribe’s estimates for the government’s failure to properly credit interest

income to the Osage tribal trust account from 1973 to 1992 were reasonable.

This case sought an accounting of 140 years of mismanagement of the tribe’s oil royalty payments and other alleged malfeasance. There were three Tranches included in this Osage trust case. The Judge’s ruling in January was over Tranche 1.

According to a news article dated January 7, 2011 by Shannon Shaw (Osage News), Judge Hewitt had other sources of concern regarding the U.S. government’s legal counsel and expert witness:

“Judge Hewitt not only ruled against the United States but also disapproved of its litigation tactics, according to the release.” Its counsel and its oil-royalty expert witness both “appear to have been ready to provide the court with testimony that could have obscured or hidden the corporate affiliate relationship” between two oil companies, a “litigation approach... [that] is a source

of concern to the court.” This is a second time in recent opinions that the Court has disapproved of the United States “litigation tactics, according to the release. In an earlier opinion in 2010, the Court expressed concerns about its delaying tactics.”

-----End Quoted Article-----

Later this year, decisions were made by the court on Tranche 2 and Tranche 3. The end award amount was set by the Judge at \$380 million.

Not Negotiable

The Osage Trust claim was filed in an effort to assert the rights of the Osage Shareholders to receive mismanaged funds rightfully due and not paid by the U.S. government. The Judge ruled in favor of the Osage Shareholders and awarded them their rightful back payments plus interest and damages.

The Judge did NOT address and had no concern as to whether the Mineral Council of which by the way was

intentionally excluded (as Plaintiff Representatives, as were the Shareholders), by Wilson Pipestem, early on in the case. This Trust claim had nothing whatsoever to do with anything but mismanagement of oil and gas royalties owed to the Osage Tribe by the United States government.

The Judge's decision is NOT NEGOTIABLE. It is NOT the Judge who created this absurd, illegal Settlement Agreement put forth nor did the Judge have anything to do with the bogus ballots sent to the shareholders three (3) weeks before this bogus Settlement Agreement was made available.

The Judge ruled on the settlement agreement of \$380 million dollars, this is not negotiable and there are no stipulations or mandates having to do with anything but payment of the due award.

Worms & Gorillas

Because this 2,000 pound Gorilla was placed in our laps in hopes that we would once again overlook yet another attempt to swindle us of our rightful government and assets, we need to think logically and recognize the true intent of this bogus settlement agreement.

You, the shareholders, are illegally being lead to believe this is a negotiation process and that you have to give up something in order to receive your just award. Your just award has already been decided by Judge Emily Hewitt in the Court of Federal Claims and there are no more negotiations to be had. Judge Hewitt's decision has been made and she has decided that the Osage Shareholders are due their just award for back payment and interest in this case. Her decision is that the United States government mismanaged your oil and gas royalty and they owe you \$380 million. End of story.

It is Wilson Pipestem, the BIA and the de facto Osage Nation government who created this bogus settlement agreement in an effort to get you to sign over your rights and to never hold the U.S. government responsible for further mismanagement of your Mineral Trust funds. There is absolutely no need for anything further to happen but for the U.S. government to pay the claim in the amount of \$380 million so ordered by the court.

Because of this poor attempt to scam you of your rights and assets; another can of worms has been opened. Since when does a person

file a claim for nonpayment plus interest in an effort receive his or her rightful due or belongings only to have to give up their initial right which allowed them to prevail in a court case to begin with? NEVER!

Now, having such a pathetic situation before us, it would seem the prudent thing to do would be to file suit against Wilson Pipestem and Akin and Gump for malpractice. We have been victims of Pipestem on more than one occasion beginning in 2005/2006 if not earlier. Akin and Gump, claiming to be a major player in this Trust Case and a part of this settlement agreement scam along with the U.S. government are to be held accountable for their actions.

How this will play out, I couldn't say. This is a decision that will have to be made by the Shareholders and an honest, reputable attorney.

Rescind your vote

To rescind your vote see HOT TOPICS page. Send to both the BIA and Trust Team. Sign, date, copy signed letters and keep in a safe place. Send certified return receipt. Attach receipt to your copies.

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