

> QUESTIONABLE ACTIVITIES

> Q&A SHAREHOLDER LAWSUIT

BY:
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THE MILLERIST

WHERE GOOD, HONEST OSAGES COME TO READ

Questionable Activities

Now that you have had time to read the breakdown of how and when certain questionable activities came about, I hope you recognize the pattern and have been able to connect the dots leading to Ietan and Wilson Pipestem in every instance.

Recall that Jim Gray replaced Brad Brickell, counsel for the Highest Posted Price case with Wilson Pipestem in May 2003 and signed a contract with Ietan Consulting in June 2003. Note that Pipestem replaced Terry Mason Moore, counsel for the Tribe in the Exclusivity Agreement with K&D Enterprises in March 2004. As a result, the Tribe ended up in a legal dispute which cost the Tribe \$7,133,749.89 plus interest and legal fees due to poor business dealings. This fiasco came about not because of the mere change in attorneys but more than likely the selection of Wilson Pipestem to replace the previous attorney. Recall also that this is when the Tulsa casino was about to be built on non-trust land. Since that time, we now have

two more for a total of three casinos on non trust land. The Tulsa, Skiatook and Ponca City casinos are the ones that do not comply with the law due to having been built and open for business while on land that has not been transferred to Indian Trust lands.

According to some; the applications to get this land into trust were going to be approved a month ago but no reports have come forward as of today, July 31, 2011. Recall also that the unwarranted Reservation Lawsuit against the Oklahoma Tax Commissioners failed and that the Supreme Court refused to hear the case. Akin and Gump, affiliated with Pipestem, was counsel for the Tribe on this Reservation case.

All of these acts regarding the three major casinos of the Osage have certainly placed the future of Osage Gaming at risk not to mention the millions of dollars that have been “misplaced” and/or “unaccounted” for and/or flat out lost due to bad business dealings. Keep in mind that

according to undisputed, documented facts regarding Ietan’s Pipestem, one of the schemes is to accept monies from larger tribes to make certain smaller tribes do not succeed in the gaming enterprise. It would be common to assume that Pipestem was not only paid by the Osages for advising them to build casinos on non-trust land and bad business dealings with K&D to the tune of over 7 million but he was very likely paid by the Cherokee Nation to keep us from competing with them in the gaming business. Because of the implications surrounding these dastardly deeds, I often wonder how much Pipestem received from K&D once they were paid....

It was in July 2003 that Oklahoma Representative Frank Lucas introduced House Resolution (HR2912). Ietan Consulting, Pipestem’s lobbying firm, was responsible for getting Lucas to introduce the bill that would allow the Osage Tribe to determine its own form of government and membership criteria. When the Field Hearing was held in Tulsa on

March 24, Lucas was paid with two separate checks from the Osage Tribe in the amount of \$2,000.00 each.

Shareholders: It was during this time that Wilson Pipestem was put in charge of handling the Osage Trust (Highest Posted Price Case) for YOU and since that time he has argued in the federal courts that the Mineral Council need not be listed as Plaintiffs on the case nor was it necessary for the case to be filed as a Class Action Suit (Osage Trust Annuitants) against the federal government for failing to carry out its fiduciary duty to protect the trust and YOUR interest in it.

The judge has made a decision on the first section aka Tranche 1. The judge determined that the U.S. Government owed YOU the headright holders, 330.7 Million dollars but according to Pipestem, YOUR attorney, he does not represent YOU (the shareholders), he represents the Osage Nation. In Pipestem's view, Jim Gray's View and John Red Eagle's view and more importantly, the Secretary of the Interior's view, the Osage Nation is the new government. Yes! The de facto government that usurped YOUR Osage Tribal Council, taking away your right to your own Chief,

Assistant Chief, your bank accounts, and control of all of your assets, is viewed by the Secretary of the Interior as the legal government of the Osage Nation, all inclusive, shareholder and non-shareholder alike.

Once you begin to understand this, it would be beneficial for you to return to my HOT TOPICS page at: www.jenny2010.com and read the newsletters from the bottom up beginning with "Going South." Read the MOU that was presented to the Mineral Council, the Power Point (slide presentation) and the lawsuit information.

It should be clear to you after reading Congress member Standing Bear's response regarding my last newsletter and "Breakdown" of events that he is completely oblivious to what is going on yet he is an elected official who has been entrusted to make critical decisions for this government. He is not by any means alone. You have people boasting about being members of the Osage Trust Team designed to oversee the handling of the Trust (Highest Posted Price Case) who have not even read the initial complaint, let alone any actions Pipestem has carried out in the courtroom these last 7-8 years.

What is going to end up happening here is that if all shareholders don't get behind this Shareholder Lawsuit, you're going to lose FOREVER your assets in the Osage Mineral Trust due to the Laches Doctrine. (See attachment).

I'm sharing with you below some posts on this issue. One of the litigants of the Shareholder lawsuit posted an answer to some of the questions on the OSA (Osage Shareholder Association) forum. Some of my answers to questions are also listed. As you are well aware, the potential losses of your mineral trust assets are yours alone and will only affect you and your loved ones. Those of you who have not gotten on board yet by helping to pay for this lawsuit, stand to lose a great asset. In the event the original 8 shareholders are not able to continue to carry the entire load; the lawsuit will have to be dropped. You can either insure that, that won't happen or you can sit back and let the chips fall where they may.

OSA Forum Posts

Anonymous Poster: so if this law suit should actually be heard and we were to win this law suit back to 1906 act would this void congressional acts to the 1906 going

foreword all of the amendments that continued the 1906 every 25 yrs until language was put in place decades later to make the ME protected for perpetual (for ever)

Answer from Jenny: I'm not sure which lawsuit you are referring to; no lawsuit that I'm aware of is contesting the 1906 Act or the amendments to it. The subject matter of both the Shareholder (Jech) lawsuit and the Osage Trust (Highest Posted Price) case pertain to the BIA's failure to protect the Trust assets and interest in the Osage Mineral Estate. The BIA has had the responsibility (fiduciary duty) to protect the assets and interest in the estate for individual owners of the estate who are commonly referred to as the Annuitants or Shareholders or Headright owners, ever since the 1906 Act was passed by the U.S. Congress. No court of law has the power to repeal or amend Acts of the U.S. Congress, therefore, if I understand your question correctly, the answer is no, the 1906 Act will not be effected in any way.-----I think you may be under the impression that the 1906 Act was repealed and or otherwise done away with when H.R. 2912 (P.L. 108.431) was passed by the U.S. Congress in 2004. Many have been erroneously advised that such an action took place but it did not. When both the U.S. House of Representatives and the U.S. Senate wrote their reports regarding their favorable votes to pass H.R. 2912, they clearly stated that H.R. 2912 would not effect any changes in existing law. Existing law of course being

the 1906 Act.----- As I have stated numerous times, H.R. 2912 (P.L.) 108-431 is not the problem. It is the erroneous interpretation of the law and the erroneous implementation of the law that has caused all of these problems. Had the Osage leadership acted with integrity and had they pursued attorneys with integrity who had no sinister motives, the new law could have been implemented in the proper and correct manner and we would not have the issues we have today.----- If I didn't answer your question, please let me know and I'll try again.

Anonymous Poster: Until the issue of the BIA's negligence and failure to perform their trust duties is defined by law; all of the legislation in the world is not going to help our circumstances.

Reply from Jenny: Plus recognizing this defacto government as some sort of saving grace for the Osage Tribal Council, the trust or the estate would be a bit disingenuous would it not?----- To continue to fight this battle within' hoping leaders will all of the sudden become honest and face the fact that the Tribal Council form of government was usurped by an outside source who practices this type of travesty across the United States; would decidedly be a waste of valuable time.----- There are ways to solve this dilemma and recognize both the Tribal Council as the leading form of government as well as reserving non-shareholders a right to vote in business affairs etc. ----- It is

because of the scourge's refusal to accept law as it is written and the temptress's ability to plant disease, that we have come to this point.----- Until the head of the snake is cut off this government will continue to destroy itself because of the all mighty dollar. Returning to the basics, removing the scourge and slowly, methodically building a secure future for the Osage will soon be nothing more than a pipe dream if some sort of control is taken.

Anonymous Poster: Where is the Jech (aka Shareholder Lawsuit) Case now. Is it now being heard in court? Has it progressed at all since May? People are more apt to donate to the jech Case if they could hear about any progress they might be making. If it is at a standstill because the attorney hasn't been paid, then someone needs to admit that until some more money comes in, there will not be any further litigation, if that is the case. What's the deal? Whoever knows any real information cough it up! Maybe Jech's attorney is being paid under the table by ONG officials to stone wall this case, so that it will not go anywhere and buy more time for the BIA Settlement hi-Jackers to steal from us. Playing Possum doesn't cut the mustard. Potential shareholder donations will not come forth if they think the Jech case is dead in the water and if there is no on-going information on the progress of the litigants being sent out, you can just kiss possible donations good-bye.

Answer from Jenny: The last I heard they were waiting on the BIA to respond. I'll try to find out more next week. I'm almost certain that there is little chance of the case being abandoned. I believe most of the litigants do not have computers therefore not in a position to keep us up in a timely manner.—You raise a very good point though. If the other 4,000 + shareholders don't begin to understand there is a real threat and that their governing body has been usurped by underhanded means, you may lose more than your governing body and your bank accounts by not helping to fight the good fight.--I believe the Foundation in question was set up to receive a big chunk of this Trust Settlement given that the Nation claims it is their case and the Attorney, Pipestem, claims he represents the Nation, not the Shareholders. - ---- I would just make a point that any shareholder making payments toward the lawsuit is not necessarily making a contribution but more like paying for insurance to protect their assets.-----To enforce assurance in protecting your interest in the Osage Mineral Trust send payments to:

Barrow & Grimm, P.C., Protect the Osage Shareholder Trust, 110 W. 7th, Suite 900, Tulsa, OK 74119-1044 or call in a credit card payment to: 918-585-1600. You can also send a payment through PayPal at: <http://osagemineralstrustprotection.com/action.html> -----This suit is against the BIA for failing to honoring their fiduciary duty to protect the Mineral Trust resulting in complete loss of control of the Mineral Estate affairs including C395, S510 and other accounts owned by the Shareholders.

Posted by: Joanna Barbara – Litigant: I am Joanna Barbara, one of the litigants for the Jech Lawsuit to protect the Headrights for the benefit for all shareholders....I live in Sedona, Arizona, I am writing you because Ms. Miller ask me to....A friend of mine is helping send this because I do not have a computer. A question was asked on the forum website....where is the Jech lawsuit? We are going forward and making progress.

Another question was asked about whether the litigant's attorneys were being paid not

to move forward? Trust me, the attorneys working for the litigants and all shareholders on this case are honest hard working attorneys...They cannot be "bought", but they must be paid!

From the beginning of the lawsuit I have considered my contributions for legal fees incurred as an investment for my financial safety for my future. We the shareholders are like a community and we need to protect one another, help each other, and work together. We must protect our rights. I tell you honestly that paying these attorneys is a hardship for me. I depend on my headright payments for my sole income. I pay as much as I can as often as I can.

The expenses on this lawsuit will continue until we get into court. The circumstances affecting our security are real and they require real action....

We need all the financial support we can get....PLEASE HELP!

God Bless our Osage Family,
Joanna Barbara