



**RESOLUTION OF THE GOVERNING BODY  
OF THE  
THREE AFFILIATED TRIBES  
OF THE  
FORT BERTHOLD INDIAN RESERVATION**

*A Resolution entitled, "C.A.M. Arbitration"*

**WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

**WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** The Three Affiliated Tribes entered into a Management Agreement with Construction Analysis & Management, Inc., (CAM) on March 22, 1999 for the purpose of obtaining management services for Twin Buttes Custom Homes; and

**WHEREAS,** On August 9, 2001, the Three Affiliated Tribes had a special meeting wherein the Tribal Business Council terminated the Management Agreement with Construction Analysis & Management, Inc., (CAM); and

**WHEREAS,** On or about September 18, 2001, CAM filed for arbitration with the American Arbitration Association, demanding arbitration to settle consultant fees in the amount of \$123,085.00. The Three Affiliated Tribes Legal Department filed an Answer and Counterclaim in the amount of \$250,000.00; and

**WHEREAS,** The Tribal Business Council has authorized, by Motion, the payment of arbitration particularly the arbitrator; and

**WHEREAS,** Three Affiliated Tribes Legal Department has nearly completed discovery, including submitting interrogatories; answering interrogatories and deposing Gary Otterstad, CEO of CAM; and

**WEHREAS,** The Tribe's expert witness was deposed by CAM's attorney in Minneapolis, Minnesota and the arbitration hearing has been set for final hearing in the week of October 14, 2002 in Minneapolis; and

**WHEREAS,** In order to provide the Tribe with effective representation in the matter, especially concerning the Tribes counterclaim, it is important and necessary to employ an expert witness; and

**WHEREAS,** Concerning the magnitude of the Arbitration process, it is also necessary to employ an outside legal consultant **TO ASSIST THE LEGAL** department in completion of the Arbitration,



**NOW THEREFORE BE IT RESOLVED**, that the Tribal Business Council Chairman and Secretary are hereby authorized to enter into Consultant Agreements for the employment of an expert witness, namely; Weldon W. Watson for consideration of no more than \$10,000.00; for the purpose of providing consultation and expert testimony in the CAM, Inc. v. Three Affiliated Tribes; and enter into a Consultant Agreement with Terry Pechota as legal co-counsel in order to assist with the litigation in consideration of no more than \$10,000.00.

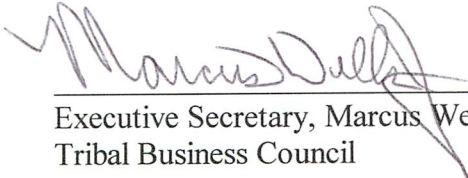
**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 5 were present at a Continuation Meeting thereof duly called, noticed, convened and held on the 14<sup>th</sup> day of August, 2002, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting. [ ] Not Voting.

Dated this 14<sup>th</sup> day of August, 2002.

**ATTEST:**

  
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Executive Secretary, Marcus Wells, Jr.  
Tribal Business Council

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Chairman, Tex G. Hall  
Tribal Business Council