

2017 COMPACTS

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10 NEW/AMENDED COMPACTS

- United Auburn Indian Community: Amended and Restated, Replaces 2016
- Dry Creek Rancheria: New
- Elk Valley: New
- Graton: Minor Amendment to 2012
- Morongo: New, Replaces 2006 Amend.
- Quechan: New, Replaces 2006 Amend.
- San Manuel: Minor Amendment to 2016
- Tule River: New
- Tuolumne: New
- Wilton: New

OF MACHINES

- United Auburn Indian Community: 3500
- Dry Creek Rancheria: 1200
- Elk Valley: 1200
- Morongo: 6000
- Quechan: 1600
- San Manuel: 7500 (2016)
- Tule River: 1500
- Tuolumne: 2000
- Wilton: 2500

OF GAMING FACILITIES

- United Auburn Indian Community: 2
- Dry Creek Rancheria: 2 (2nd with <500)
- Elk Valley: 2
- Morongo: 5 (2 > 500)
- Quechan: 3 (3rd may have <150, other primary purpose)
- San Manuel: 2 (1 with <1000 up from 500 in 2016)
- Tule River: 2 (2nd may have <300, other prim
- Tuolumne: 2
- Wilton: 2 (including in Elk Grove)

SDF

- United Auburn Indian Community: Standard + \$1.1m, \$3m cap
- Dry Creek Rancheria: Standard
- Elk Valley: Standard
- Morongo: Standard, 5% year over year cap, if less than \$3m must pay difference.
- Quechan: Standard
- Tule River: Standard
- Tuolumne: Standard
- Wilton: Standard

RSTF/TNGF

- United Auburn: \$18m (50% credits possible) + Local Community Fund
- Dry Creek Rancheria: 0 if < 1200 machines
- Elk Valley: 0 if < 1200 machines
- Morongo: 4000 = \$9m, 4500 = \$9.5m, 5000 = \$10m, 5500 = \$10m, 6000 = \$11m
- Quechan: If >1200 machines 6% Net Win of > 350 machines, up to 80% credits. Revenue sharing \$4m lower than 2006 amendment.
- Tule River: If > 350 machines, 6% Net Win > 350 machines, up to 100% credits if 350 or more machines, 80% if 1200 - 1500 machines
- Tuolumne: \$750K + MOA \$ + after 5 yrs. 2% Net Win > 350 machines
- Wilton: After 7 years, 6% Net Win of > 350 machines, up to 60% credit

TLRO

- United Auburn Indian Community: In light of CBA, no change to 1999 TLRO
- Dry Creek Rancheria: New TLRO
- Elk Valley: New TLRO
- Morongo: New TLRO
- Quechan: New TLRO
- Tule River: New TLRO
- Tuolumne: New TLRO
- Wilton: New TLRO

OFF-RES MITIGATION

- United Auburn: TEIR, modified checklist; existing MOU OK
- Dry Creek Rancheria: TEIR, modified checklist; tribal finding of overriding considerations; existing MOU OK.
- Elk Valley: TEIR process, modified checklist, existing MOU covers up to 400 devices;
- Morongo: TEIR, mod. Checklist, Cat Ex/Neg Decl/ FONSI, state can dispute.
- Quechan: TEIR, modified checklist; Can issue FONSI, state can dispute. Can issue tribal finding of overriding considerations.
- Tule River: TEIR, modified checklist;
- Tuolumne: TEIR, modified checklist; FONSI per tribal ordinance, state can dispute.
- Wilton: TEIR, modified checklist; can issue FONSI, state can dispute.

ANTI-DISCRIMINATION

- Some require \$3m per occurrence EPLI policy; some don't. For a vary between JAMS and tribal court.
- United Auburn: Tribal law no less stringent than federal and state law must be adopted.
- Dry Creek Rancheria: Tribal law consistent with federal and state law but state law governs all claims
- Elk Valley: Tribal law consistent with no less stringent than federal and state laws but tribal law standards "that are same as California law" govern claims.
- Morongo: Tribal law consistent with federal law
- Quechan: Tribal law no less stringent than federal and state law but "tribal law provisions that are no less stringent than California law" govern claims.
- Tule River: "Adopt and comply with, as matter of tribal law, federal laws and state laws"; tribal law "no less stringent than" state law governs claims.
- Tuolumne: Tribal law consistent with state law
- Wilton: Tribal law consistent with federal and state; tribal law no less stringent than state law governs claims.

PATRON DISPUTES

- United Auburn:: Tribal system then JAMS arbitration including appeal.
- Dry Creek Rancheria: Tribal system with tribal or JAMS appeal.
- Elk Valley: Tribal system with tribal or JAMS appeal.
- Morongo: Tribal system.
- Quechan: Tribal system with tribal or JAMS appeal.
- Tule River: Tribal system with tribal or JAMS appeal.
- Tuolumne: Tribal system with tribal or JAMS appeal.
- Wilton: Tribal system with tribal or JAMS appeal.

TORT LIABILITY

- United Auburn: JAMS after tribal admin process
- Dry Creek Rancheria: JAMS appeal after tribal process
- Elk Valley: JAMS appeal after tribal process
- Morongo: Tribal process; ADR appeal if no tribal court; limited geographic scope.
- Quechan: JAMS appeal after tribal process or JAMS arbitration
- Tule River: JAMS appeal after tribal process.
- Tuolumne: JAMS appeal after tribal process.
- Wilton: JAMS appeal after tribal process.

EXCLUSIVITY

- United Auburn: No specific provision.
- Dry Creek Rancheria: Terminate or negotiate lower payments, then arbitration.
- Elk Valley: Terminate or negotiate lower payments, then arbitration.
- Morongo: Terminate or negotiate lower payments, then arbitration.
- Quechan: Terminate or negotiate lower payments, then arbitration.
- Tule River: Terminate or negotiate lower payments, then arbitration.
- Tuolumne: Terminate or negotiate lower payments, then arbitration.
- Wilton: Terminate or negotiate lower payments, then arbitration.

PAYMENTS TO LOCALS

- United Auburn: Local Community Fund of \$6m, up to 20% debt service.
- Dry Creek Rancheria:
- Elk Valley:
- Morongo: Local Community Fund, \$15m, up to \$22.5 m if Rainy Day Fund hits \$100m
- Quechan:
- Tule River:
- Tuolumne:
- Wilton:

GENERAL FUND PAYMENTS

- United Auburn: \$9m with credits up to 100%
- Dry Creek Rancheria:
- Elk Valley:
- Morongo:
- Quechan:
- Tule River:
- Tuolumne:
- Wilton:

UNIQUE PAYMENTS

- United Auburn:
- Dry Creek Rancheria:
- Elk Valley:
- Morongo: \$10m/year to Tribal Rainy Day Fund until contributions hit \$100m
- Quechan:
- Tule River:
- Tuolumne:
- Wilton: