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Via Electronic Mail and U.S. Postal Mail

Paul Barton

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Cynthia Donohue

Owasso, OK 74055
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Re: *Paul Barton et al. v. Business Committee of the Seneca-Cayuga Nation, et al. and the Election Committee of the Seneca-Cayuga Nation, et al.*
In the Court of Indian Offenses for the Miami Agency, Miami, Oklahoma,
Case No. CIV-17-M03

Dear Ms. Donohue and Mr. Barton:

I have presented your settlement offer to the Business Committee. My clients were pleased that you want to dismiss your lawsuit so that a new election can be held. The Business Committee was initially surprised that you want a new election.

1. You participated in the unlawful coup, put down by the Court of Indian Offenses in a judgment against each of you personally finding that you acted illegally. That coup was designed to take the place of the election stayed by the court. Your coup was inconsistent with a lawful election. You delayed the election.
2. You supported in the trial court the unlawfully court-ordered election. The Court of Indian Appeals found your position was unlawful. Judgment was entered against each of you personally, finding the election that you now seek violated due process. Your losing position in the Court of Indian Appeals delayed the election you now want.



3. You filed the pending lawsuit to prevent the new election required by the Business Committee. You unlawfully obtained a temporary order preventing the election that you now desire. In this lawsuit, you oppose any new election, even though the Court of Indian Appeals, the Election Committee, the Business Committee and the Election Monitor all determined the court-controlled election either unlawful or invalid. Your lawsuit is delaying the election.

The Court of Indian Appeals determining the illegality of the court orders controlling the prior election, has no doubt caused you to recognize that the election you are supporting in this lawsuit was illegal and cannot stand in court. Consistent with recognition, you have now changed your position and want a new election.

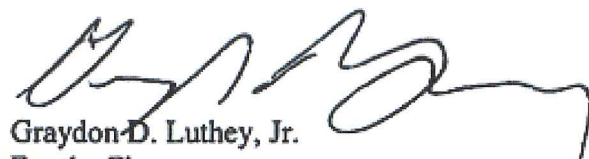
Since you want a new election, you have the ability to have one. You should file a motion to dismiss your groundless suit. The Business Committee will fulfill its constitutional duty and, along with the Election Committee, hold an election, free from judicial interference for the offices you seek.

The attempt by you, as non-office holders, in your settlement offer to impose limits on the Nation's electoral process is rejected by the Business Committee.

I am further instructed by my clients to inform you that if you do not dismiss your lawsuit, when the Business Committee prevails, it will seek its attorney fees against you since the Court of Indian Appeal decision makes your suit frivolous.

Please let us know when we will receive your draft of the scheduling conference statement. The conference is July 11, 2017. Your failure to prepare that statement subjects you to sanctions.

Yours very truly,



Graydon D. Luthey, Jr.
For the Firm

GDL:mda
cc: Chief Fisher
Jim Wilcoxon