

IN THE UNITED STATES THE DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

THE ST. CROIX CHIPPEWA INDIANS)
OF WISCONSIN)

Plaintiff,)

v.)

Case No. 07-CV-02210 RWR

DIRK KEMPTHORNE)
in his official capacity as SECRETARY OF)
INTERIOR)

and)

CARL J. ARTMAN)
in his official capacity as ASSISTANT)
SECRETARY – INDIAN AFFAIRS)

Defendants.)

**NOTICE OF THE FILING OF A MOTION
FOR A TEMPORARY RESTRAINING ORDER
AND A MOTION FOR A PRELIMINARY INJUNCTION**

Please take notice that the St. Croix Chippewa Indians of Wisconsin, by and through counsel, in connection with the above styled case, have filed with this Court its Motion for a Temporary Restraining Order as well as a Preliminary Injunction. Appended hereto is a copy of the Complaint filed this day in this action together with all other papers filed to date in this

matter or otherwise to be presented to the Court at the time of any hearing on the Motion for Temporary Restraining Order.

Respectfully submitted,

/s/ Robert M. Adler

Robert M. Adler, Bar #62950
Gerald H. Yamada, Bar #194092
O'CONNOR & HANNAN, L.L.P.
1666 K Street, N.W., Suite 500
Washington, D.C. 20006-2803
(202) 887-1400
Fax: 202-887-6186
Radler@oconnorhannan.com
Gyamada@oconnorhannan.com

*Attorneys for the St. Croix Chippewa
Indians of Wisconsin*

Of Counsel:
Andrew Adams, III
St. Croix Chippewa Indians of Wisconsin
24663 Angeline Avenue
Webster, WI 54893

Dated: December 7, 2007

IN THE UNITED STATES THE DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

THE ST. CROIX CHIPPEWA INDIANS
OF WISCONSIN
24663 Angeline Avenue,
Webster, Wisconsin 94893

Plaintiff,

v.

DIRK KEMPTHORNE
in his official capacity as SECRETARY OF
INTERIOR
U.S. Department of the Interior
1849 C Street, NW
Room 6156
Washington, DC 20240

and

CARL J. ARTMAN
in his official capacity as ASSISTANT
SECRETARY – INDIAN AFFAIRS
U.S. Department of the Interior
1849 C Street, N.W., Room 4160
Washington, D.C. 20240

Defendants.

Case No. _____

COMPLAINT FOR
DECLARATORY AND
INJUNCTIVE RELIEF

COMPLAINT

The Plaintiff, the St. Croix Chippewa Indians of Wisconsin (“The St. Croix Tribe”), files this Complaint against the Defendants, Secretary of the Interior Dirk Kempthorne and Assistant Secretary – Indian Affairs, Carl J. Artman (collectively, the “Defendants”) and state and allege as follows:

INTRODUCTION

1. This is an action brought by The St. Croix Tribe, a federally-recognized Chippewa Tribe, located in remote areas of northern Wisconsin. The St. Croix Tribe, together with the Bad River Band of Lake Superior Chippewa Indians (collectively, the “Tribes”) for the past six years have diligently pursued the approval by the Bureau of Indian Affairs (“BIA”) to establish a casino in Beloit, Wisconsin.

2. The St. Croix Tribe, whose reservation lands are located in remote areas of Wisconsin, faces significant challenges to economic development and diversification. It currently has two casinos (located on Tribal lands). They produce insufficient revenues to fund badly-needed tribal needs. The St. Croix Tribe has significant unemployment and a substantial percentage of its employed members earn wages which are below the poverty level.

3. The St. Croix Tribe’s ability to accumulate the resources to meet their substantial unmet needs, to obtain the capital for further economic development, to increase employment for tribal members, and to decrease its dependence on funding from the federal government, is largely dependant on the approval of the Beloit Casino Project. This would be a large destination resort expected to attract several million visitors a year, principally from the densely populated greater Chicagoland area. In addition to its casino, the project will include a 500-room hotel, several restaurants, a conference center, a theater and a water park. The general region anticipates that the casino will generate significant revenues for a wide variety of service industries in the area. The Beloit Casino Project will involve construction costs of at least \$300 million. Once built, it will provide some 3,000 full-time jobs. This project dominates the local scene in terms of its future economic planning and hopes for its economic revitalization. Local

