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March 5, 2012

HAND DELIVERED

The Honorable Deval Patrick  
Governor of the Commonwealth of Massachusetts  
Massachusetts State House  
Room 280  
Boston, MA 02133

Dear Governor Patrick:

**Re: Wampanoag Tribe of Gay Head (Aquinnah) Formal Notice under the Indian Gaming Regulatory Act Requesting Negotiations for a Class III Gaming Compact**

On behalf of the Wampanoag Tribe of Gay Head (Aquinnah's) (the "Tribe"), please accept this letter as the Tribe's formal request for the State to enter into formal gaming compact negotiations pursuant to the requirements set forth in § 2710(d)(3)(A) of the Indian Gaming Regulatory Act ("IGRA"). This request is for a gaming compact to govern Class III gaming on land over which the Tribe exercises jurisdiction within the Commonwealth. The IGRA provides that a tribe seeking to conduct Class III gaming may request that the state "enter into negotiations for the purpose of entering into a Tribal-State compact." § 2710(d)(3)(A). "Upon receiving such a request, the State shall negotiate with the Indian tribe in good faith to enter into such a compact." *Id.*

Further, the Tribe also intends to game within the Commonwealth under HR 3807, "An Act Establishing Expanded Gaming in the Commonwealth" (the "State Act"). A separate request for compact negotiations solely under the State Act will be forthcoming. Finally, nothing in this letter is intended to waive the Tribe's sovereign immunity.

Please contact me by email at [chairwoman@wampanoagtribe.net](mailto:chairwoman@wampanoagtribe.net) or by phone at (508) 645-9265, or Scott Crowell at Crowell Law Offices – Tribal Advocacy Group by email at [scottcrowell@hotmail.com](mailto:scottcrowell@hotmail.com) or by phone at (425) 802- 5369 to schedule negotiation meetings.

Sincerely,



Cheryl Andrews-Maltais, Chairwoman  
The Wampanoag Tribe of Gay Head (Aquinnah)  
The Aquinnah Wampanoag Gaming Corporation

Cc: Henry Buffalo, Jacobson, Buffalo, Magnuson, Anderson & Hogen, PC  
Jerome Levine, Holland & Knight  
Scott Crowell, Crowell Law Offices – Tribal Advocacy Group  
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