



# Memo

<b>Date:</b>	December 8, 2021
<b>To:</b>	Barry Pack, Director
<b>From:</b>	Tessa Hergenreter, Sr. Manager, Retail Contracts
<b>Subject:</b>	Request for approval of alternative disclosure process for Tribal Owned Entities
<b>Tribe:</b>	Coquille Indian Tribe
<b>Entity:</b>	<i>Southern Oregon Entertainment, LLC</i> – Lottery Applicant Entity <i>Cedars Developments, LLC</i> – Registered in Oregon as a Foreign LLC
<b>ABN:</b>	Roxy Ann Lanes at Bear Creek

## **Background:**

In 2021, Oregon Lottery adopted temporary rule **OAR 177-040-0001(4)(a)(B)**<sup>1</sup> which authorizes businesses wholly owned by a Tribe that wishes to apply for a contract to sell Oregon Lottery products qualify for consideration of an alternative disclosure process as allowed under **ORS 461.300(2)(b)**<sup>2</sup> and subject to approval by the Oregon State Lottery Commission. A Tribal applicant must meet the following criteria to qualify for this alternative disclosure process:

1. The applicant entity is wholly owned by a federally recognized Tribe, or the applicant entity is a subsidiary of an entity owned by a federally recognized Tribe; and
2. The applicant entity is registered with the Secretary of State Corporation Division; and
3. The Assumed Business Name (ABN) is registered with the Secretary of State Corporation Division showing the applicant entity as Registrant.
4. The establishment cannot be on Tribal or Sovereign Land.

The alternative disclosure process focuses the security background investigation on the business entity applicant, LLC manager(s), and location managers. vs. the Tribe and/or Tribal Council.

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<sup>1</sup> (4) (a)(B) Alternative Disclosure Process: An Entity wholly owned by a federally recognized Tribe.

<sup>2</sup> ORS 461.300(2)(b)...“Except when the director recommends, and the commission concludes, that it is reasonable and prudent to waive disclosure requirements under this section and that to do so will not jeopardize the fairness, integrity, security and honesty of the lottery, prior to the execution of any contract with a lottery game retailer, the lottery game retailer shall disclose to the lottery the names and addresses of the following...”



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## Entity:

As of December 2021, The Coquille Tribe, is comprised of approximately 1,100 Tribal members including seven (7) Tribal Council Members. The Coquille Tribe controls 10,000 acres of their ancestral homeland and manage the bulk of it as sustainable forests. *Southern Oregon Entertainment, LCC* is the registered business entity applicant, the subsidiary of *Cedar Developments, LLC* wholly owned by The Coquille Tribe which is one of the Nine (9) Federally recognized Tribes in Oregon. The Assumed Business Name of “Roxy Ann Lanes at Bear Creek” is registered and active with Oregon. The location of “Roxy Ann Lanes at Bear Creek” is 2375 S. Pacific Hwy, Medford, OR, 97501. This property is not located on tribal land.

The Coquille Tribe clearly meets the qualifications for the alternative disclosure process.

It is recommended and would be prudent to request that the commission waive the personal disclosure requirements for The Coquille Tribe and Tribal Council which has met the criteria for the alternative disclosure process.

### *Roxy Ann Lanes at Bear Creek* *Ownership Structure*

