



Memo

Date:	December 6, 2022
To:	Barry Pack, Director
From:	Tessa Hergenreter, Sr. Manager, Retail Contracts
Subject:	Request for approval of alternative disclosure process for Tribal Owned Entities
Tribe:	Confederated Tribes of Siletz Indians
Entity:	<i>Chinook Winds Bar & Restaurants, LLC</i> – Registered in Oregon as a domestic LLC and a current lottery retailer
ABN:	Aces Sports Bar & Grill

Background:

Chinook Winds Bar & Restaurants, LCC / “Aces Sports Bar & Grill” has been an active Video and Traditional Product Lottery Retailer since July 2006. It is the first Tribal owned entity to hold a Video Lottery Contract in Oregon. In 2006, the Siletz Indian Tribal Council created an ownership structure for “Aces Sports Bar & Grill” as required by administrative rule at that time.

In 2021, Oregon Lottery adopted **OAR 177-040-0001(4)(a)(B)**¹ which authorizes businesses wholly owned by a federally recognized Tribe that is applying for a lottery contract qualifies for consideration of an alternative disclosure process as allowed under **ORS 461.300(2)(b)**² subject to approval by the Oregon State Lottery Commission. This 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.

Chinook Winds Bar & Restaurants, LCC / “Aces Sports Bar & Grill” has changed its ownership structure to reflect the ownership structures of other tribally owned retailers that have qualified for the Alternative Disclosure process. *Chinook Winds Bar & Restaurants, LLC* will maintain ownership of the business and the Confederated Tribes of Siletz Indians would be sole member of the LLC.

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

² 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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Requirements

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 Tribally owned Trust land.

Entity:

The Confederated Tribes of Siletz Indians is a federally recognized confederation of more than **17** Native American tribes and bands who once inhabited an extensive homeland of more than 20 million acres from northern California to southwest Washington and between the summit of the Cascades and the Pacific Ocean. As of December 2022, –the Confederated Tribes of Siletz Indians is comprised of more than 3,000 Tribal members including nine (9) Tribal Council Members. *Chinook Winds Bar & Restaurants, LCC* is the registered business entity applicant, wholly owned by Confederated Tribes of Siletz Indians which is one of the Nine (9) Federally recognized Tribes in Oregon. The Assumed Business Name of “Aces Sports Bar & Grill” is registered and active with Oregon. The location of “Aces Sports Bar & Grill” is 3245 NE 50th St. Lincoln City, OR and is not located on trust lands.

The Confederated Tribes of Siletz Indians clearly **meets the qualifications for the alternative disclosure process**. I recommend that the Commission waive the personal disclosure requirements for The Confederated Tribes of Siletz Indians and Tribal Council, which has met the criteria for the alternative disclosure process.

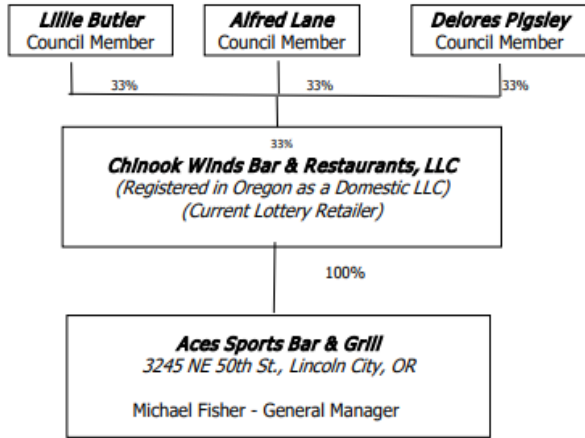


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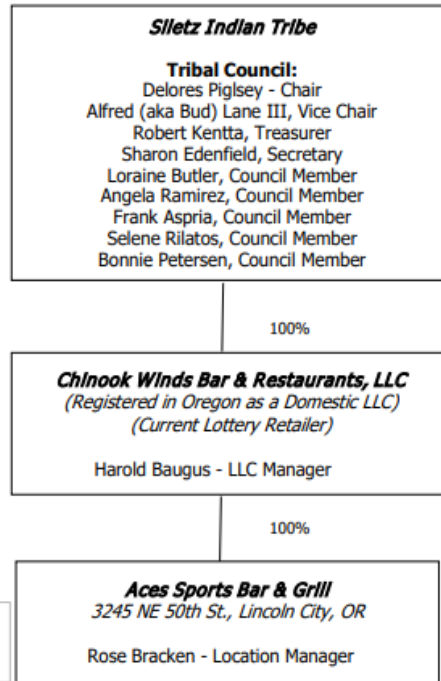
Aces Sports Bar & Grill

Retailer #247545

PREVIOUS OWNERSHIP STRUCTURE



NEW OWNERSHIP STRUCTURE



Lottery will require disclosure from the following:
 - Harold Baugus, LLC Manager
 - Rose Bracken, Location Manager