

A Two-Day Comprehensive Conference on

Tribal Lending and Financial Institutions

Updates on legal and policy developments;
practical tips and strategies

June 19 & 20, 2014

Prior Lake, Minnesota
Mystic Lake Casino Hotel

Credits: MN 10.75 CLE (call about others)

Quick when/where: 8:30 a.m., 2400 Mystic Lake Boulevard

Featuring Speakers From:

- Best & Flanagan LLP
- Dentons
- Drummond Woodsum
- Faegre Baker Daniels LLP
- Godfrey & Kahn S.C.
- Greenberg Traurig, LLP
- Hogen Adams PLLC
- Lac du Flambeau Tribe
- Lochen Law Offices, PLLC
- Morrison & Foerster LLP
- National Indian Gaming Commission
- Rosette, LLP
- Sovereign Finance LLC

Tribal Lending and Financial Institutions Conference
June 19 & 20, 2014 | Prior Lake, Minnesota
Mystic Lake Casino Hotel

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8:30 Registration Opens

8:30 Introduction & Overview

Troy A. Eid, Esq., Program Co-Chair
Greenberg Traurig, LLP ~ Denver, CO

Thomas B. Heffelfinger, Esq., Program Co-Chair
Best & Flanagan LLP ~ Minneapolis, MN

8:45 Special Opening Address: President Obama's Promise Zones Initiative

Implementation strategy for the Choctaw Nation of Oklahoma as one of the first five zones: How the Department of the Interior expects the program to work in Indian country

Jonodev O. Chaudhuri, Esq., Acting Chair
National Indian Gaming Commission ~ Washington, DC

9:15 Sovereignty Issues in Tribal Economic Development

Recent cases and other developments in commercial law as it relates to private sector activities on Tribal lands and Tribal activities off reservation: Immunity waivers, choice of forum, sue and be sued clauses; arbitration for dispute resolution

Kaighn Smith, Jr., Esq.
Drummond Woodsum ~ Portland, ME

10:00 Break

10:15 HEARTH Act and Its Impact on Leasing Tribal Lands for Commercial Activity

Applicability for the Helping Expedite and Advance Responsible Tribal Homeownership (HEARTH) Act to commercial development; types of leases covered by the Act; processes for Tribes to develop and implement regulations; BOI vs. Tribal approval of leases

Brian L. Pierson, Esq.
Godfrey & Kahn S.C. ~ Milwaukee, WI

11:00 Tax Considerations for Planning Tribal Economic Development and Activities

Overview of current federal, Tribal and state taxation authority on Indian reservations and their applicability to Tribal commercial activities off reservation

Vanya Hogen Moline, Esq.
Hogen Adams PLLC ~ St. Paul, MN

Tribal tax policy, administration and enforcement issues: Setting up Tribal tax codes and administrative machinery; negotiating state compacts; practical considerations for raising Tribal revenues through taxation of commercial activities

James C. Diracles, Esq.

and

Lenor A. Scheffler, Esq.

Best & Flanagan LLP ~ Minneapolis, MN

12:30 Lunch (on your own)

1:45 Financing Options for Tribal Economic Activities

Tax-exempt bonding; IRS Guidelines for Tribal Economic Development Bonds; what to expect for new federal policy initiatives and enforcement priorities

Aaron J. Harkins, Esq.
Faegre Baker Daniels LLP ~ Minneapolis, MN

Joint ventures and other creative alternatives: How to get federal support or at least get the government out of the way

Melissa Robertson, Esq., Vice President and General Counsel
Sovereign Finance LLC ~ Portland, OR

3:00 Break

3:15 Setting Up Tribal Financial Institutions: Banking

Federal requirements for consumer lenders

Andrew M. Smith, Esq.
Morrison & Foerster LLP ~ Washington, DC

Federal and state regulatory structures for banks and how they differ for Tribal banks

Jennifer H. Weddle, Esq.
Greenberg Traurig, LLP ~ Denver, CO

How federal and state consumer watchdog agencies have responded to Tribal internet lending operations and the lessons to date

Karrie S. Wichtman, Esq.
Rosette, LLP ~ Mattawan, MI

5:00 Continue the Exchange of Ideas: Reception for Faculty and Attendees

Sponsored by Best & Flanagan LLP and Greenberg Traurig LLP

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About the Conference



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Tribal sovereignty is dependent upon Tribes' ability to manage and control their financial affairs. With Tribes increasingly involved in complex commercial ventures, effective financial management is becoming both more difficult and more important to Tribal economic success.

This conference explores the complex interplay between federal and state regulations, the formation and operation of Tribal financial institutions, and economic development. Our distinguished faculty includes respected and experienced practitioners with expertise in Indian Law and finance issues as well as representatives from Tribes and the financial services industry. These thought leaders will share their insights and experiences around leasing, financing, taxation, regulatory trends and commercial development on Tribal lands.

Attendees will learn effective strategies for financing economic development activities and the regulatory framework for setting up Tribal financial institutions. Special attention will be given to common project types, including traditional and online gaming, oil and gas exploration and green technology projects. Federal regulatory issues, including those surrounding taxation, the HEARTH Act and President Obama's new Promise Zones Initiative will also be covered in detail. Don't miss out on this valuable opportunity to hear practical advice on the complex issues surrounding Tribal lending and finance.

Program Co-Chairs: Troy A. Eid, Esq. of Greenberg Traurig, LLP and Thomas B. Heffelfinger, Esq. of Best & Flanagan LLP



8:30 Financing Options (cont'd)

Conventional bank financing: Update on the current environment for Tribal borrowing

Steven Paul McSloy, Esq.
Dentons ~ New York, NY

Opportunities with non-bank finance partners

Brent McFarland, Director, Business & Economic Development
Lac du Flambeau Tribe ~ Lac Du Flambeau, WI

10:00 Break

10:15 Strategies for Evaluating and Pursuing Financial Opportunities Beyond Gaming and Lending Operations

Developing an effective organizational structure and strategic economic development plan

Andrew Adams, III, Esq.
Hogen Adams PLLC ~ St. Paul, MN

Venture capital funds: Considerations for Tribes when investing or acquiring non-gaming businesses

Brett D. Koeller, Esq.
Godfrey & Kahn S.C. ~ Milwaukee, WI

11:45 Lunch (on your own)

1:00 Setting Up Other Tribal Financial Institutions

Lending entities that do not take deposits

Eric Lochen, Esq.
Lochen Law Offices, PLLC ~ Minneapolis, MN

1:45 Online Consumer Lending Operations: Uncharted Waters Requiring Careful Navigation

General regulatory requirements for conducting financial transactions on the internet; lessons from the online gambling world

Troy A. Eid, Esq., Program Co-Chair

2:30 Evaluations and Adjourn

Upcoming Seminars:

Tribal Online Gambling	April 3-4, 2014	Scottsdale, AZ
Tribal Employment Rights & Law	April 28-29, 2014	Prior Lake, MN
Tribal Environmental Quality Protection	May 12-13, 2014	Cabazon, CA
Electric Transmission in the West	May 19-20, 2014	Seattle, WA
Litigating Patent Damages	May 20-30, 2014	San Francisco, CA
California Carbon Markets	June 26-27, 2014	San Francisco, CA
Tribal Employment Rights & Law	July 14, 2014	Seattle, WA
Energy in the Southwest	July 21-22, 2014	Santa Fe, NM
Natural Resource Damages	July 24-25, 2014	Boston, MA

See more at www.lawseminars.com



Registration & Other Conference Information

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Mail the registration form on the front page.

Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

Tuition: Regular tuition for this program is \$895 with a group rate of \$670 each for two or more registrants from the same firm. For Tribes and other government employees, we offer a special rate of \$595. For students, people in their job for less than a year, and public interest NGO's, our rate is \$447.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Make checks payable to Law Seminars International. Financial aid is available to those who qualify. Contact our office for more information.

Substitution & Cancellation:
You may substitute another person at

any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, June 13, 2014. After that time, we will credit your tuition toward attendance at another program or the purchase of a Homestudy.

Seminar Location: The conference will be held at the Mystic Lake Casino Hotel at 2400 Mystic Lake Boulevard in Prior Lake, MN 55372. Call the hotel directly at (800) 813-7349 for reservations at the special negotiated rate of \$109 and mention that you are attending a Law Seminars International conference. Rooms are on a first come, first served basis.

Continuing Education Credits:
Live credits: This program qualifies for 10.75 MN CLE credits. Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

If You Cannot Attend: Our complete Homestudy Course, consisting of a DVD recording and the course materials, is available for \$905. The course materials alone are available for \$100. We will ship your Homestudy order via UPS ground within two weeks after the seminar or from the date we receive payment.

Faculty: Tribal Lending and Financial Institutions Conference

Troy A. Eid, *Program Co-Chair*, principal shareholder, Greenberg Traurig, LLP, provides legal advice in connection with the operations of Tribal government and the Tribe's enterprises, and also assists in negotiating and documenting the contracts that govern many of the Tribe's business relationships and their investments.

Thomas B. Heffelfinger, *Program Co-Chair*, partner, Best & Flanagan LLP, investigates, prosecutes and defends white collar criminal misconduct and violent crimes, and focuses on issues facing Native American communities.

Andrew Adams, III, member, Hogen Adams PLLC, and a citizen of the Muscogee (Creek) Nation and member of the Tallahassee Wvkokaye Ceremonial Grounds, is experienced in federal Indian law, Tribal constitutional law, Tribal governance, gaming, financial transactions, and tax issues related to Tribal governments. He is the Chair of the Federal Bar Association Indian Law Section.

Jonodev O. Chaudhuri, Acting Chair for the National Indian Gaming Commission, is responsible for regulating and ensuring the integrity of Indian gaming facilities.

James C. Diracles, member of the Business Law and Native American Law practice areas, Best & Flanagan LLP, focuses on financing, securities, mergers and acquisitions, general corporate law, and Native American law including tax, financing and business development matters.

Aaron J. Harkins, partner, Faegre Baker Daniels LLP on the Indian Tribes team and Finance & Restructuring Practice Group, represents Tribes and financial institutions in connection with bond offerings, bank loans and other financing transactions. He also represents clients in Tribal, state and federal gaming laws.

Brett D. Koeller, shareholder, Godfrey & Kahn S.C., is a member of the Corporate Practice Group. His practice focuses on buy- and sell-side acquisitions involving

strategic and financial buyers and public and privately held sellers, as well as Tribal corporations, and on debt and equity financings.

Eric Lochen, managing partner, Lochen Law Offices, PLLC, represents Tribes and Tribal entities in Indian gaming law, Tribal housing law, economic development, Tribal prosecution, Tribal election law, business transactions and internal investigations. He is General Counsel to the St. Croix Chippewa Indians of Wisconsin.

Brent McFarland, Director, Business & Economic Development, Lac du Flambeau Tribe, assisted in the creation of the Business Development Corporation (the BDC) focusing on construction, wholesale fuel and e-commerce.

Vanya Hogen Moline, member, Hogen Adams PLLC, maintains an active transactional practice, focusing primarily on Indian gaming and Tribal financing. She has handled multi-million-dollar litigation and arbitration matters in federal, state and Tribal courts.

Steven Paul McSloy, partner in the Native American Law and Policy practice at Dentons, advises clients on Native American law, gaming, corporate finance, capital markets and joint ventures. He has been involved in many of the largest and most complex financing transactions in Indian country.

Brian L. Pierson, shareholder, leads Godfrey & Kahn S.C.'s Indian Nations Law Team and assists Tribes in implementing strategies that strengthen Tribal sovereignty, with a focus on business development, environmental protection, renewable energy and housing development.

Melissa Robertson, Vice President and General Counsel, Sovereign Finance LLC, focuses on Indian law with emphasis on project finance and commercial transactions in Indian country. She works with Tribal governments and business enterprises on financings.

Lenor A. Scheffler, member and Chair of the Native American Law

Section, Best & Flanagan LLP, practices in the areas of federal Indian law, Tribal law, tax, governance, gaming law and regulatory, Tribal financing and business law.

Andrew M. Smith, partner, Morrison & Foerster LLP, concentrates on retail financial services, credit reporting, privacy, technology and e-commerce issues. He assists banks, insurers, non-bank lenders, credit bureaus, technology companies, and their vendors with regulatory compliance, litigation and transactional matters.

Kaighn Smith, Jr., partner, Drummond Woodsum, represents private and public sector clients, including Indian nations and their enterprises, in the federal, state and Tribal courts.

Jennifer H. Weddle, shareholder, Greenberg Traurig, LLP, and Co-Chair of the American Indian Law Practice Group, focuses on Tribal jurisdiction and natural resources development on Tribal lands.

Karrie S. Wichtman, partner, Rosette, LLP, concentrates on Tribal sovereignty, drafting and application of Tribal codes and court rules, policy and procedure development.

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Prior Lake, Minnesota

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Who Should Attend:

Attorneys, Tribal representatives, industry executives and governmental officials

You Will Learn About:

- *President Obama's Promise Zones Initiative*
- *Sovereignty issues in Tribal economic development*
- *HEARTH Act and its impact on leasing Tribal lands for commercial activity*
- *Tax considerations for planning Tribal economic development and activities*
- *Financing options for Tribal economic activities*
- *Strategies for evaluating and pursuing financial opportunities beyond gaming and lending operations*
- *Commercial project finance for Tribes*
- *Setting up Tribal financial institutions: Banking and other financial institutions*
- *Online consumer lending operations*

To Register:

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