

1 CAUTIONS IN USING A REALTIME PARTIALLY EDITED TRANSCRIPT

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3 IN A REALTIME PARTIALLY EDITED TRANSCRIPT, YOU MAY
4 SEE THE REPORTER'S RAW SHORTHAND NOTES. CONSEQUENTLY, YOU
5 MAY SEE ERRORS IN CAPITALIZATION AND PUNCTUATION,
6 MISSPELLINGS, SMALL WORDS MISSING (SUCH AS "THE," "IT,"
7 "A"), TRANSPOSED WORDS, DOUBLE WORDS, CONTEXTUAL HEARING
8 MISTAKES, HEARING MISTAKES OF SOUND-ALIKE WORDS, POSSIBLE
9 INCORRECT SPEAKER IDENTIFICATION, AND AT TIMES STENO
10 OUTLINES THAT HAVE NOT BEEN TRANSLATED.

11 BE ASSURED THAT IN THE FINAL EDITED VERSION OF THE
12 TRANSCRIPT, ALL ERRORS ARE CORRECTED. AN UNEDITED OR
13 PARTIALLY EDITED TRANSCRIPT REPRESENTS A FIRST DRAFT AND
14 SHOULD BE USED ACCORDINGLY.

15 THEREFORE, IT IS NOT RECOMMENDED YOU RELY ON THE
16 UNEDITED VERSION AS YOU WOULD A FINAL EVIDENTIARY CERTIFIED
17 TRANSCRIPT. ALTHOUGH AN UNEDITED OR PARTIALLY EDITED
18 TRANSCRIPT WILL BE VERY READABLE AND MOSTLY ACCURATE, IT
19 SHOULD BE USED WITH GREAT CARE.

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1 GABRIELINO-TONGVA TRIBE VS. STEIN, TRIAL DAY 4

2 THE COURT: Defendant you may call your next
3 witness.

4 MR. STEIN: Sandonne Goad.

5 THE COURT: Ma'am if you could come home, stand
6 behind the court reporter to my left, face the clerk to my
7 right.

8 THE CLERK: * * state, so help you God * *?

9 A. So help me God.

10 THE CLERK: Thank you please be seated by the
11 microphone and please state your name for the record
12 spelling your first and last name?

13 A. Okay. My name is Sandonne Goad my first name is
14 sped s a n d o n n e accent on e, my last name is spelled g
15 o a d.

16 THE CLERK: Thank you.

17 THE COURT: Thank you you may begin.

18 Q. BY MR. STEIN: Ms. Goad my apologize for
19 mispronouncing your name, thank you very much for your
20 coming. What do you do?

21 A. For the tribe or person [HAOE]?

22 Q. Personally first?

23 A. Personally I'm a mom, I home school my son and not
24 a lot else besides this tribe.

25 Q. I see. And your son is being home schooled?

26 A. Yes.

27 Q. And how old is he?

28 A. He's six --.

1 MS. IBARRA: I'm going to object to relevance.

2 THE COURT: Overruled?

3 A. He's 16.

4 Q. BY MR. STEIN: So he's of high school age would
5 that be accurate?

6 A. Yes.

7 Q. So you're home schooling a high school son?

8 A. Yes.

9 Q. Thank you. And then what did you do for the
10 Dunlap faction?

11 A. I am the tribal chairwoman do you mean oh elected,
12 I've gone through two elections to get on to the tribal
13 council and every two years after an election in November
14 that next January we elect the officers from the council
15 members and this will be my third term as the tribal chair,
16 before that is correct the two years before that I was the
17 secretary of the nation and for one month before that,
18 December of 2009 I came on to the tribal council as a
19 [K*ERP] in a vacated seat so I had four years and one
20 months term instead of a six year term. Before that I was
21 a [K*ERP] for the citizenship department slash board,
22 before that I worked on the citizenship act committee to
23 put the citizenship account together. Before that I worked
24 on the constitution for the Gabrielino-Tongva Tribe in
25 2006, that would be November and we ratified it in February
26 2007 and before that I was just another Gabrielino-Tongva
27 person.

28 Q. I'm sorry I missed the last part?

1 A. I said and before that I was just another
2 Gabrielino-Tongva person, going to meetings, the general
3 meetings or the gatherings.

4 Q. I'm sorry forgive me. And please guide me to the
5 right result. So before that, were you a member of GT
6 Tribe?

7 A. Yes I was.

8 Q. And -- actually I should say yes, I am.

9 Q. Okay. Forgive me, I'm going to go one piece at a
10 time?

11 A. Okay.

12 Q. And forgive me if I'm a little slow. So you are
13 first of all are you a descendent of the historic
14 Gabrielino-Tongva Tribe?

15 A. Yes, I am.

16 Q. So when you -- and then second of all, were you a
17 member of GT Tribe as we've referred to it in this case?

18 A. Yes.

19 Q. Thank you because you said you were a
20 Gabrielino-Tongva person but there are lots of those and
21 the Morales group and the Salas Group and other groups like
22 that. So you were a member of the GT Tribe?

23 A. Yes, I am.

24 Q. When did that start?

25 A. That started in 2003.

26 Q. Okay. So that started in two [THO*U] three. And
27 are you okay and I should ask you this because I notice you
28 did otherwise, are you okay if we -- when we talk just for

1 clarify to people who are not Gabrielino Indians, if we
2 refer to GT Tribe as being the group that included 17 to 18
3 members through November of 2006?

4 A. Yes.

5 Q. And are you familiar if we call the [WAOEBGTS] end
6 of November 18, 19 the split where it split into two
7 pieces?

8 A. Yes.

9 Q. Are we okay if we call after that piece the one
10 piece that had about 14 to 1500 members the Candelaria
11 faction, is that okay with you?

12 A. I'd like to reanswer the last question.

13 Q. Please.

14 A. Actually I would think that it would go back to
15 when you resigned and then were terminated, I have would
16 think that's where the split ultimately starts because it
17 starts with you Mr. Stein.

18 Q. So you don't feel comfortable cooperating with the
19 format that I've set forth, you don't think that that's
20 correct?

21 A. No I believe that you held a meeting on November
22 18th and we held one the next day and people made their
23 choices.

24 Q. And when you say you held a meeting on November
25 18th what do you mean?

26 A. That your assistant Barbara Garcia sent out
27 letters inviting people to Elysian Park, I myself was there
28 because I was asked by my tribal council to go to your

1 meeting and handout fliers for our citizens or our members
2 at the time at the time we didn't call them citizens [WUR]
3 members because we had no other way to contact them besides
4 through family, discussion over phones. So it was word of
5 mouth or handout the fliers at that meeting so I was there
6 that day.

7 Q. Did you handout the fliers?

8 A. Yes, I did.

9 Q. Were you stopped from handing out fliers?

10 A. Not from anybody, no.

11 Q. And you say that you did the meeting. What do you
12 mean by that, that you did the meeting, you mentioned that
13 Barbara Garcia organized it?

14 A. Yes.

15 Q. And she was the tribal administrator?

16 A. I did not know her as the tribal administrator. I
17 met her in 2003 and she was introduced to me as your
18 assistant.

19 Q. So you had never heard of Barbara Garcia being
20 introduced as tribal administrator?

21 A. Not that I remember.

22 Q. And you never saw -- and you debt periodic letter
23 from GT Tribe?

24 A. I did, I did not -- I don't recall the levers.

25 Q. So you wouldn't recall that on the bottom it says
26 Barbara Garcia --

27 A. No.

28 Q. -- dash tribal administrator?

1 A. No, I wouldn't.

2 Q. Very good. But you said that was one of the
3 reasons you would call the November 18th meeting your
4 meeting. Is there another?

5 A. Your meeting which you called with your financial
6 oversight committee, they had no authority to do that, you
7 had been terminated, you had no authority to do that so
8 that was your meeting that you called using our database
9 that you kept and we did ask for it back. Our meeting took
10 place.

11 Q. Did you --?

12 A. I believe the next day. I want to say Long Beach
13 but I'm not positive.

14 Q. We heard testimony that it's Long Beach so can we
15 just assume the next meeting was in Long Beach?

16 A. In Long Beach.

17 Q. And when you say our meeting, what [TKOUFPL] our
18 meeting?

19 A. The duly elected of tribal council of Virginia
20 Carmelo Sam Dunlap, Martin Alcala, Shirley Machado, Ed
21 percent and Adam Loya.

22 Q. Now we have referred to them as the Dunlap
23 faction, that was going to be my next question is are you
24 okay referring to them as the Dunlap faction for events
25 that happened after November 18 and 19 of 2006?

26 A. I'm okay with that.

27 Q. Very good, okay. And we do understand that you
28 may feel otherwise, you feel -- do you -- let me ask

1 directly and if I don't lay a foundation, I hope you won't
2 answer any question you don't under fully. In your mind,
3 is the Dunlap faction in fact the same voluntary
4 organization as the GT Tribe?

5 A. Yes.

6 Q. So as a time when there was a big split your
7 position is that the split did not occur?

8 A. That's not what I'm saying.

9 Q. Please.

10 A. The split happened because people decided to
11 follow you and not their duly elected council and council
12 didn't go anywhere, they weren't allowed back into your
13 offices, they didn't have a place to meet so they found a
14 new office area.

15 Q. I'm going to take that and divide that into two
16 pieces to ask you about your statement but again I'm more
17 interested in your statement than I am in your agreeing
18 with the idea of a split. You're saying that there was a
19 split or there was not a split?

20 A. I would say that there is a split.

21 Q. And you then say that you recognize there was a
22 split but it didn't happen November 18 or 19?

23 A. That's most likely when people made their decision
24 Jonathan, if not a little bit before that from your
25 contacting them.

26 Q. Sure. So the split happened at the same time we
27 talked about and you agree that one part is a Candelaria
28 faction and the other part is a Dunlap faction but rather

1 than talk about that you want to make sure that it's
2 understood that the split only happened because of Mr.
3 Stein, is that your position?

4 A. No I think that you got in an argument with
5 council so I'm not saying that the council is completely
6 innocent but I think that there is a disagreement.

7 Q. And by council you mean tribal council?

8 A. Yes.

9 Q. Not tribal general counsel Rae Lamothe?

10 A. That's correct, I don't think Rae Lamothe was
11 there, I think it was Elizabeth Aronson.

12 Q. And not tribal general counsel Liz Aronson that
13 came afterward?

14 A. No.

15 Q. So tribal council meaning?

16 A. Tribal council meaning --

17 Q. The governing body?

18 A. Governing body.

19 Q. And those are the people that, the governing body
20 that formed the Dunlap faction?

21 A. No they were the Gabrielino-Tongva Tribe they did
22 not go and form anything new, they just were and have been
23 and they still are.

24 Q. They did nothing new, they were and have been and
25 they still are?

26 A. That's correct.

27 Q. Can you tell us what what you -- it's pretty clear
28 what it means but given that we're here in a court of law,

1 tell us what you have mean by that?

2 A. What I mean by that is there are [A*] the tribe
3 that you think you represent, that you've misrepresented
4 that Candelaria Group is a successor. They're not. We
5 already have a judgment on that.

6 Q. I'm sorry, a judgment? What judgment are you
7 talking about?

8 A. The Lynn field judgment.

9 Q. I see. Can that be stricken.

10 MR. FORDYCE: Join move to strike.

11 THE COURT: That's stricken.

12 Q. BY MR. STEIN: Forgive me for disagreeing with
13 you. Now the nothing new, we are and have been and still
14 are. You were saying that the Candelaria Group is a
15 successor or is different?

16 A. No they're a splinter group.

17 Q. They are a splinter group. So is your view and
18 once again we're here to accurately determine what you
19 think as tribal chairwoman as the Dunlap faction looking
20 back at these events, the splinter group is the Candelaria
21 Group not the Dunlap faction?

22 A. That's correct.

23 Q. Why do you say that?

24 A. Because we weren't recalled, you have weren't
25 actually had any authority to do what you do, to create an
26 oversight financial committee h you have didn't have any
27 reason to keep the records and you did. You kept the
28 database and contacted the people after you were

1 terminated. These are our people, they weren't yours, this
2 is our tribe, it's not yours, you were an employee and you
3 were terminated so as far as I'm concerned, you're just a
4 disgruntled employee.

5 Q. Any other reason that you think that candidate is
6 a splinter group?

7 A. Yes because you appointed the financial oversight
8 committee and as far as I know you never actually had
9 elections before candidate was starting to call herself a
10 tribal council woman.

11 Q. You're saying that there were no elections of the
12 Candelaria faction?

13 A. Not in that -- not in November.

14 Q. Not in November?

15 A. Not in December, not in January or February, I
16 don't even know what you had them but I know that you
17 didn't recall us as far as I know, there was no recall and
18 you just held an election and as far as I'm concerned that
19 makes you a new faction because our council also held -- or
20 I should say our tribe also held elections and had the vote
21 tallied up and the council members took their positions,
22 were sworn in and continued business.

23 Q. Let me recount what I think you've said and what
24 I'll I do so, if you'll think if you've left anything out.
25 You believe that the Candelaria faction is a splinter group
26 because there was no recall election, Mr. Stein had no
27 authority to do anything, is that accurate, you said no
28 authority --

1 A. That's correct.

2 Q. -- to do anything; the financial oversight
3 committee had no authority to do anything, is that accurate
4 to see?

5 A. That's correct.

6 Q. To do anything, okay; that the records were kept
7 by whom may I add, you --?

8 A. As far as I know they were stored in your office.

9 Q. So it would be by Mr. Stein?

10 A. Yes.

11 Q. Very good.

12 A. Or Barbara Garcia I guess.

13 Q. And Barbara Garcia, thank you. And that -- that
14 Mr. Stein and Barbara Garcia contacted members after
15 termination?

16 A. That's correct.

17 Q. And as far as you were concerned Mr. Stein was an
18 employee who had been terminated and then his later actions
19 qualify as the actions of a disgruntled employee?

20 A. That is correct.

21 Q. And is Mr. Stein -- in this view Mr. Stein was an
22 employee of the tribe?

23 A. You worked for us or at least you have said you
24 worked for us.

25 Q. It was not Saint Monica had a big fat agreement
26 with the tribe and Mr. Stein as manager of Saint Monica was
27 fulfilling that agreement including taking positions with
28 the tribe as necessary to fill the SMDC agreement as its

1 manager?

2 A. There was a contract as far as I know, but that
3 makes you an employee, as far as I think, my opinion, that
4 makes you, you worked for us.

5 Q. Do you know if at the time Gabrielino -- GT Tribe
6 since this was before the split, did GT Tribe have
7 workman's comp insurance for employees?

8 A. I have no idea.

9 Q. Do you know if GT Tribe paid unemployment
10 insurance for Mr. Stein's employment?

11 A. I have no idea.

12 Q. Do you know if GT Tribe ever made any tax returns
13 to the State of California for payroll?

14 A. I'm sorry we're not that close Mr. Stein I
15 wouldn't know if you paid taxes or not to the State of
16 California or the federal government.

17 Q. But do you know if GT Tribe paid taxes for
18 employing an employee, Mr. Stein?

19 A. I don't know.

20 Q. Do you think besides being manager of SMDC and an
21 employee Mr. Stein was also the lawyer for the tribe?

22 A. Yes I do.

23 Q. Okay. So Mr. Stein was an employee of the tribe
24 and a disgruntled one at that, he was manager for SMDC with
25 a contract that you acknowledge and he was an attorney for
26 the tribe as well?

27 A. That's the way I understand it.

28 Q. Moving down the list we talked about no recall

1 elect, Mr. Stein had no authority to do anything, financial
2 oversight committee had no authority to do anything, the
3 records were kept by Mr. Stein and Barbara Garcia, Mr.
4 Stein and Ms. Garcia contacted members after their
5 termination, Stein was an employee who had been terminated
6 and a disgruntled employee at that, Mr. Stein appointed the
7 financial oversight committee, what do you mean by that?

8 A. Well the tribal council didn't make the committee
9 and they are the ones that would have made the committee
10 through a motion or a resolution and they didn't do it and
11 the way I understand it, you were the one who contacted
12 people who had tried to get on -- to -- they ran for
13 election and they were not voted on and so those are the
14 people that were on the financial oversight committee is
15 the way I understand it. And as far as I know, you were
16 the one who contacts-d them and put them -- put this
17 financial oversight committee together.

18 Q. So?

19 Q. So in your view it is accurate to say that
20 Jonathan Stein appointed the financial oversight committee
21 not the tribal council?

22 A. That's the way I understand it.

23 Q. All right. It couldn't have been just members
24 that were concerned that might come together on their own
25 volition?

26 A. If that's what they did, then they were still in
27 violation because the council is ultimate authority on
28 putting the committees together.

1 Q. So you're staying if it was voluntary by the
2 members and had not Mr. Stein, it still has no authority?

3 A. I would think not.

4 Q. Then you say there were no elections in November,
5 January or February. Are you saying that there were no
6 spring 2007 elections either?

7 A. I don't know I didn't follow the tribe or the
8 candidate.

9 Q. Okay well again aren't these facts well-known to
10 you by this time?

11 A. No Jonathan they're not.

12 Q. So in your mind there is a good possibility that
13 there were no spring 2007 elections?

14 A. I'm not aware of any.

15 Q. Is there a good possibility that there were no
16 elections in spring of 2008?

17 A. I'm not aware Jonathan, I didn't follow the
18 Candelaria Group.

19 Q. And you've never heard anybody say well there were
20 elections and they were published in the L.A. Times and
21 they were certified by an important Orange County
22 accounting firm, you never heard any of that?

23 A. No.

24 Q. Then you continue on there was no recall election,
25 can you tell us what that means?

26 A. Well I've heard that you stated that we were
27 recalled, I don't know if we were, and when I say we, my
28 tribal government. I don't know anything about the

1 candidate tribe or what they've done.

2 Q. Well forgive me but we're beginning to jump
3 around. We're now talking about GT Tribe before the
4 November 18 and 19 split, we talked about the actions of
5 the financial oversight committee and then the split as
6 well and then spring elections but you said that those
7 never -- may never have occurred. Separate from that
8 you're also saying that there was no recall election. What
9 do you mean by that?

10 A. That they said that they wanted us to go recalled
11 and again by we I mean [PEU] predecessors on the tribal
12 council. What that means, recall is to vote them out of
13 office. I know that our group didn't have that and I still
14 assert that we are the group.

15 Q. And do you remember in one of the newsletters sent
16 to you that 78 percent of the people responding to the
17 newsletter from the 1700 member tribe wanted a recall
18 election to be held?

19 A. It was a funny thing, my address hasn't changed in
20 14 years but I didn't receive any correspondence from the
21 Candelaria Group after the split, your November 18th and
22 19th weekend, in fact I don't even think I received the
23 letter for that weekend. I was told by my tribal council
24 that they needed volunteers to go handout fliers and that's
25 how I came to that, I did not receive anything.

26 Q. And then the last thing that you -- by the way, is
27 the fact that you never received anything, is that one of
28 the reasons that you believe that the Dunlap faction is GT

1 Tribe and the Candelaria Group is a splinter group?

2 A. The Dunlap group continued, there was no recall,
3 we held our elections every two years like we were supposed
4 to, and I don't know what the Candelaria Group did, okay?
5 So as far as I'm concerned we had been in existence, we
6 continued, I followed my counsel, my duly elected governing
7 body to their new office and that's because we changed
8 location doesn't mean we become a new faction, we continued
9 on conducting business every day like we were supposed to
10 and whatever the Candelaria Group was doing they were doing
11 on their own not by our authorization and not by
12 notification, at least to myself.

13 Q. And forgive me, that doesn't come close to asking
14 my question, may I have the court reporter read back my
15 question please.

16 THE COURT: Go ahead.

17 (Record read.)?

18 A. Again, I followed my council because they were the
19 duly elected people, the govern body of the
20 Gabrielino-Tongva Tribe. That makes in my opinion the
21 Candelaria Group a splinter group formed after the fact
22 trying to usurp [SURP] and stage a queue.

23 MR. FORDYCE: Your Honor move to strike and can
24 you direct the witness to answer the question.

25 THE COURT: Motion denied.

26 Q. BY MR. STEIN: Can I take that no you don't think
27 the notice was important to you?

28 A. No.

1 THE COURT: The answer was no, I didn't get it, I
2 didn't get the notice a long way of saying it.

3 Q. BY MR. STEIN: But you have don't think that was
4 one of the reasons you would list for saying that the
5 Dunlap faction was the right --?

6 A. Because I didn't personally get a notice is that
7 is that what you're saying?

8 Q. Yes that's exactly what I'm saying, yes or no?

9 A. That that would make them a splinter group, is
10 that what you're --

11 Q. That's what I'm asking h I'm trying to determine
12 all of the reasons that you have for calling had many a
13 splinter group and I wanted to see if you wanted to add to
14 the list that you personally didn't get notice and I need a
15 simple no don't add it or yes please add it?

16 A. I don't know which -- I don't know Jonathan. I
17 personally, my opinion is they weren't a duly elected body,
18 that's getting the notice or not, as far as I'm concerned
19 they wrote me off.

20 Q. And then your last reason that you listed was we
21 had a vote and took positions and continued business. So
22 let me break that down in three parts so I understand why
23 you think we had a vote. What do you mean by that?

24 A. Your group having a vote? I don't know if you had
25 a vote.

26 Q. Forgive me, and I don't mean to interrupt you and
27 continue talking if you want to. You said -- you said we
28 had a vote and I'm asking you what you meant by we had a

1 vote. When listing the reasons for the Candelaria faction
2 to be called the splinter group you said we had a vote and
3 took positions and continued business, I am not -- I don't
4 want to ask you three questions at once so I'm asking had
5 you one question, what did you mean when you said we had a
6 vote?

7 A. For our -- the Dunlap group, we conducted
8 regularly scheduled elections. I do not know -- I believe
9 we had an election that November of 2007. We went forward
10 with our regularly scheduled election process every two
11 years.

12 Q. Okay so if I could stop you there, then one other
13 reason that you believe the Candelaria faction is a
14 splinter group and the Dunlap faction is in fact GT Tribe
15 was because the Dunlap faction had a vote in November of
16 2007 that was a regularly scheduled vote; is that correct?

17 A. Yes.

18 Q. Thank you. Then you also said then we took
19 positions. What do you mean by we took positions?

20 A. Well, you're elected to a position, so if you're
21 elected to a position, which they weren't all up for
22 election, it was only at the time, there were three new
23 council seats created by our constitution and, and those
24 were the ones that were up for election. We had three new
25 people come onto the council and were sworn in and they
26 took their seats and they took or positions on the council.

27 Q. You said the new constitution?

28 A. Yes.

1 Q. Created new positions. What do you mean by that?

2 A. The constitution that your office put together,
3 the way I understand it, they did it in a hurry for the
4 investors and it wasn't going to satisfy the United States
5 Government for federal recognition and so we went under
6 advice of a Native American attorney from Oklahoma, put a
7 committee together and started hashing it out. It replaced
8 the constitution that you so hastily put together.

9 Q. Left me break that down into pieces. First you
10 said the GT Tribe constitution was put together in a hurry
11 for investors and didn't satisfy BIA requirements. Are you
12 talking about the constitution passed by the GT tribal
13 council early in 2006 before the investor money arrived?

14 A. Yes.

15 Q. And who was on that tribal council?

16 A. Virginia Carmelo, Sam Dunlap, Shirley Machado,
17 Edgar Perez, Martin Alcala and 2006, Adam Loya possibly, I
18 don't know if his position was created by that constitution
19 or not.

20 Q. So the -- and are these the same people that also
21 were tribal council people of the Dunlap faction?

22 A. Yes.

23 Q. Okay. So you're saying that these same people
24 voted in early May for a constitution that was no darn
25 good?

26 A. Yes.

27 Q. And then they brought in lawyers from Oklahoma to
28 pass a new constitution that was much better?

1 A. Yes.

2 Q. Okay. Do you know if the lawyers from Oklahoma
3 could lawfully practice law in California?

4 A. I believe so. I'm not -- I don't know. I wasn't
5 the one -- I didn't actually talk to him so I don't know if
6 he was or not.

7 Q. Why do you believe?

8 A. Because I don't think we would have retained
9 somebody at that point who wasn't able to practice law in
10 the State of California.

11 Q. Was it your understanding that Mr. Stein protested
12 against there being hired earlier in 2006 because they're
13 lawfully not allowed to practice in California and GT Tribe
14 is a California un incorporate-d association?

15 A. No.

16 Q. Okay. Did you hire Oklahoma lawyers to practice
17 law in California because you viewed the Dunlap faction as
18 a Sovereign nation under federal law where an Oklahoma
19 lawyer can practice anywhere as long as it's federal law
20 involving a sovereign Indian nation?

21 A. Can we repeat that for me please.

22 THE COURT: She wants it repeated.

23 MR. STEIN: If I could have the court reporter.

24 THE COURT: All right court reporter read it
25 back.

26 (Record read.)?

27 A. First I wasn't involved in hiring him, okay? The
28 sovereignty issue, we moved forward like we have

1 sovereignty, we know that it's not necessarily true because
2 we're not federally recognized but we try to do things as a
3 governing body in the best interest of our people. Does
4 that make him available to practice law in the State of
5 California? I do not know. Does that mean that he's -- we
6 hired him to practice law? I don't know. He was there as
7 an advisor, that's practicing law then yes we hired him.

8 Q. Well if you're asking me I would definitely say
9 that it's arguable that if you thought.

10 THE COURT: I don't know if she was asking you
11 counsel, she doesn't get to ask you questions, she can ask
12 you questions.

13 MR. STEIN: Let me rephrase that and the court is
14 of course correct.

15 Q. Do you think as you sit here today that it is at
16 least arguable, certainly seems so to me -- that if you
17 guys thing if you're a tribal sovereign and can be a tribal
18 sovereign under federal law without federal recognition or
19 without more federal recognition than you already have.

20 MS. IBARRA: Objection misstates the testimony.

21 MR. STEIN: I'm going to ask if this is correct so
22 I'm seeing if this is the testimony.

23 THE COURT: Overruled you may condition.

24 MR. STEIN: And once again I'm happy to state it
25 10 times until you feel like you're getting your views
26 across to the ladies and gentlemen. Did you hire these
27 Oklahoma lawyers to write a new constitution because you
28 thought you were a tribal sovereign even though you didn't

1 have full federal recognition or anything more than
2 whatever existed?

3 A. I can't testify to why the council hired them,
4 whether they thought they had sovereignty at the time or
5 not, I know that we do not, we are not federally
6 recognized.

7 Q. You said you do not have sovereignty, that's your
8 view?

9 A. Yes, unfortunately.

10 Q. But your constitution says that you do doesn't it?

11 A. Yes.

12 Q. So Sam Dunlap and Virginia Carmelo and the other
13 tribal council men vote tore a constitution that they say
14 is no darn good less than a year later, they adopt a new
15 constitution written by Oklahoma lawyers that says we're
16 sovereign and you're here today saying we're not really a
17 sovereign, is that -- is that statement of events correct?

18 A. You know, I believe that we're a sovereign but the
19 federal government doesn't so I guess what you stated would
20 be the correct but it's not what is in my heart.

21 Q. Okay. .

22 THE COURT: Mr. Stein are we almost done writing.

23 MR. STEIN: Yes, ma'am.

24 THE COURT: The court reporter is transcribing
25 everything that's being said.

26 MR. STEIN: Thank you.

27 Q. BY MR. STEIN: How long ago was the Dunlap faction
28 constitution with sovereignty adopted?

1 A. It was February -- excuse me, February of 2007.

2 Q. February of 2007?

3 A. Does that make it nine And A Half Years, a little
4 less than nine And A Half Years ago?

5 A. That could be correct.

6 Q. So for nine And a half years the Dunlap faction
7 has been operating as a voluntary organization that states
8 in its constitution we are a sovereign nation; is that
9 correct?

10 A. They've been operating for a lot longer than that
11 but under this constitution, yes, 2007.

12 Q. And you have been extraordinarily active, just
13 very giving of your time beginning after the split is that
14 correct?

15 A. That I got involved, yes.

16 Q. Right in other words?

17 A. That I was --.

18 Q. You were a member of GT Tribe but not active in
19 running GT Tribe?

20 A. No.

21 Q. And after the split you went on the constitution
22 committee so I guess the sovereignty in my heart made it
23 into writing in the constitution committee, then the
24 citizenship act, can you tell me what the citizenship act
25 is?

26 A. The citizenship act is a law or ordinance that we
27 put together in a committee that coincides with our
28 constitution and [TPHRERBZ] it out so to speak on how the

1 procedures are to come into the tribe, you have to prove
2 specific thing, fill out an application, go through a
3 process, have the department look it over and then a board
4 look it over.

5 Q. Two reviews?

6 A. There's supposed to be -- yes there's supposed to
7 be office personnel but we don't, so they were combined
8 shortly after the board was -- not the board, the
9 department was appointed because they were by appointments
10 from the council, as soon as that happened we basically had
11 to act as the department and the board so we were combined
12 so it's really only one review.

13 Q. Very good. And the citizenship act how many pages
14 long is it?

15 A. I want to say -- I'm thinking. I know it's over
16 11 pages.

17 Q. Over 11 pages. So is it hard to become a
18 citizenship -- a citizen?

19 A. Some people find it hard.

20 Q. What's the average time it takes a person to
21 become a citizen between the time he makes his first
22 application, his first piece of paper and when he gets his
23 citizenship?

24 A. If there are no miss [TAEUBGS] [OPBZ] it, no
25 discrepancies and by mistakes I mean they miss something,
26 they don't fill it out, you know they don't mark a box or
27 they don't fill-in something, then it goes back to them.
28 If there's no mistakes and they have the documentation to

1 support it, it's relatively fast.

2 Q. Relatively fast meaning?

3 A. Meaning that it's supposed to be a process within
4 90 days that they're -- when the application comes in
5 they're supposed to be notified that we received their
6 application and if there's anything -- any discrepancies
7 and if there isn't, then at the next meeting for the board
8 to review that -- the application, they'll be in but that
9 is -- they're supposed to meet once a quarter and they
10 meet -- sometimes they meet three or four times a quarter
11 depending on how many applications they have to process and
12 if there's nobody they don't meet if there's one or two
13 they use their discretion.

14 Q. And you if you do have discrepancies, forgot
15 something, your paperwork -- by the way this is only for
16 people with blood quantum certificates?

17 A. Yes or letters of -- the California Indian
18 judgment act, there's letters out there for people who
19 participated in that, this is what your CDI B is, usually
20 referred back to, a CDI B which is for educational purposes
21 is a certificate of degree of Indian blood.

22 Q. And what happens if you don't have one but your
23 sister does, can you get in?

24 A. Not yet.

25 Q. You can't get in?

26 A. Not yet.

27 Q. Even if you have a birth certificate saying hey
28 Linda Candelaria one my sister, I'm one of four other

1 sister's e she's got the certificate but I don't, I moved
2 to Alaska and now I'm back?

3 A. They can't -- they can't come in, I said not yet,
4 there will be a day when we open up for the genealogy or
5 what we call lateral which is what you just stated, okay.

6 Q. I see. And so you when you say nine yet you're
7 saying nine years later not yet?

8 A. We don't have the funds to do the genealogy.

9 Q. Forgive me that doesn't answer the question?

10 A. But yes.

11 Q. That's a good point to headache but I'd like the
12 questioned answers I'd like the reporter to read the
13 question to you.

14 THE COURT: Read the question and the answer.

15 (Record read.).

16 THE COURT: I'll take that as a no.

17 MR. STEIN: Yes Your Honor.

18 Q. BY MR. STEIN: And after you wrote the citizenship
19 act of 11 pages that allows only blood quantum certificate
20 members, but not laterals that might be a sister or
21 brother, you became chairperson of the citizenship
22 committee?

23 A. Yes.

24 Q. What did the citizenship committee do?

25 A. Actually, I became the chairperson of the
26 citizenship department slash board.

27 Q. Oh, the department, this is the department in the
28 sovereign nation?

1 A. Yes.

2 Q. And what did you see --

3 THE COURT: Hold on counsel I might be is it 10
4 Tim, let's take a break, 3/3 '05 and come back do you want
5 to go three or three '05 jury jury three '05.

6 THE COURT: Three '05, 15 minutes.

7 (Whereupon the jury exits the courtroom.).

8 MR. STEIN: Your Honor.

9 THE COURT: Not now.

10 (Break taken.) 02:51 PM to 03:07 PM

11 (Whereupon the jury enters the courtroom.).

12 THE COURT: Gabrielino-Tongva Tribe versus Stein
13 BC361307. Okay you may be seated and you may continue.

14 MR. STEIN: Thank you Your Honor.

15 Q. BY MR. STEIN: Ms. Goad I took the Liberty since
16 court will not be in session tomorrow and I hope to be able
17 to ask you a few more questions after the weekend.

18 THE COURT: I hadn't told the jury that yet. So
19 tomorrow you have off.

20 (Discussion held off the record.).

21 Q. BY MR. STEIN: [PW-L] given nor you so you don't
22 have to come back again, I took the Liberty of doing my
23 best to write down while you were out that the points I
24 have here based on your testimony, apparently the court
25 doesn't think I'm the stuffed curry of handwriting, I would
26 like to give you this so that as I go down the list so if
27 you see something that occurs to you and think gee that's
28 not what I said just trying it out that you have don't

1 think it's right but I have for you that the reason for you
2 are being thinking the Candelaria faction was a splinter
3 group was there were no recall election, that's number one
4 Jonathan Stein we just had room for Stein, had no authority
5 to do anything, Number 3, the oversight committee had no
6 authority to do anything, Number 4 the tribe records were
7 kept by Stein and Garcia, I just put Stein, Number 5, the
8 Stein was an employee who was terminated. If I can borrow
9 give you that, I'm going to give it right back to you but I
10 forgot one that Stein contacted members after termination
11 so I'm going to put that five A, Stein contacted members
12 after termination. Now I think that was [STPAFT] as Steven
13 did you remember curry ever took. And the then the next .6
14 Stein appointed the oversight committee but if it was a
15 voluntary member group instead it still had no authority,
16 and Number 7 no elections were held in November December
17 January or February of 2006 to seven and, Number 8 you
18 mentioned again there were no recall elections, and Number
19 9 the Candelaria faction spring 2007 elections may not have
20 occurred and they may not have occurred [TKPH] 2008 and
21 ever since but I put May because you said that they didn't
22 you only said that they may not have occurred, and Number
23 10 the Dunlap faction elections in fall of 2007 elected
24 three new positions under the any constitution, I just call
25 that the sovereignty constitution as compared to the no
26 darn good constitution if you will. Now are there any
27 corrections you'd like to make or any additions you'd like
28 to make?

1 A. The only thing that I would like to correct is
2 that on the no recall elections, I don't know if you had
3 any or not, I wasn't aware of it. I'm just saying that as
4 far as I know, my opinion there was no recalls and I don't
5 know if you had elections in -- Candelaria Group had
6 elections or not, I was not informed of anything like that
7 so my opinion, they didn't -- I don't know whether they
8 happened or they didn't happen, okay?

9 Q. Would you like to put I don't know or my opinion
10 or something that makes it more to what you're saying?

11 A. I don't know.

12 Q. Please.

13 A. Anything about the Candelaria Group and what they
14 did so I don't know.

15 Q. Would you like to write I don't know where you
16 think it's right?

17 A. Can I just put ID K.?

18 THE COURT: Yeah or we'll be here forever.

19 MR. STEIN: Do you have want to receive the first
20 page again or?

21 A. I got it.

22 MR. STEIN: Good for you.

23 THE COURT: I think she should use a different
24 color, like a blue or a red.

25 MR. STEIN: I'm sorry the one we bought was a
26 little bit long, good for you.

27 Q. Thanks. So now with those changes you're
28 satisfied that that list is accurate and you're not being

1 put in -- shoe horned into a corner?

2 A. As far as I know, yes.

3 Q. Thank you. So we've gone past the work you did on
4 the constitution in November of 2006, which was ratified in
5 February 2007, the sovereign constitution, we've gone past
6 the work on the citizenship act which might take 90 days at
7 the very best with people for blood quantum certificates or
8 letters, and then chairperson of the citizenship department
9 in the sovereign nation and you're at a point that you can
10 tell us yes, it's the right title or no, it's not the right
11 title?

12 A. Chairperson of the citizenship department slash
13 board.

14 Q. Citizenship department slash board in the
15 sovereign nation; is that okay?

16 A. Can you -- can she read it back to me.

17 THE COURT: Read it back?

18 A. Yes.

19 Q. BY MR. STEIN: And then beginning in 2009 you were
20 a tribal council person and I assume that was in an
21 election in 2009?

22 A. Yes.

23 Q. Of the Dunlap faction?

24 A. Yes.

25 Q. And nobody from the Candelaria faction voted in
26 that election?

27 A. Not that I'm aware of.

28 Q. And of course nobody in the Candelaria faction

1 voted to ratify the sovereign constitution?

2 A. That is incorrect.

3 Q. Tell me.

4 A. We have -- we have photographs of Linda Candelaria
5 herself dropping a ballot in or at least being at the
6 meeting of that.

7 A. Linda Candelaria herself?

8 A. Yes.

9 Q. Dropping a ballot in or at least being at the
10 meeting, which of those two?

11 A. I was told that she had picked up a ballot, I
12 personally did not see her drop a ballot in, I know she was
13 at the meet [STKPWHR-G] so from your -- as a witness here
14 today, certainly at the meeting and what you're saying is
15 whether it's hearsay or not you had heard that she also
16 dropped a ballot in?

17 A. Yes.

18 Q. Very good. And then after 2009 you became
19 secretary of the nation?

20 A. Yes.

21 Q. And what is the secretary of the nation under the
22 sovereign constitution?

23 A. The secretary is an officer, an officer I guess in
24 charge, you'd have the children, the vice children and the
25 secretary the secretaries job is to keep minutes, send out
26 agendas, send out notices, things of that nature. .

27 Q. And then after doing that, by the way are you
28 still secretary as well as tribal chairwoman?

1 A. No, I am not.

2 Q. And you are currently in your third term as as
3 chairwoman?

4 A. Yes.

5 Q. Of the sovereign nation?

6 A. Yes.

7 Q. Very good. And going back to 2006 after the split
8 occurred, after the November 18 and 19 meeting, the
9 Candelaria faction, and the Dunlap faction, did you fill
10 out a blue card?

11 A. Yes I did.

12 Q. I'd like to show you samples, they're not yours,
13 samples, I believe it's exhibit 508 and nine Niall.

14 MR. FORDYCE: I believe that's right, let me just
15 confirm. Correct.

16 MR. STEIN: Okay so I'll pull up 508 and 509.

17 Q. So turning to 508 you see Mr. monetary sent his to
18 Virginia Carmelo, certainly to 509 you see that Mrs. Lopez
19 Cervantes sent it to Jonathan Stein, do you remember what
20 yours said?

21 A. Actually I do not.

22 Q. Very good. And in return, did you get a
23 termination letter from Barbara Garcia similar to exhibit
24 509, return of membership records except obvious lever not
25 to Lisa Cervantes but to Sandonne Goad?

26 A. No, I did not.

27 Q. You never got your records back?

28 A. No, I did not. Nor my son's.

1 Q. Exam did you call saying Barbara Garcia you didn't
2 send our records?

3 A. No, I did not.

4 Q. Why not?

5 A. Be honest with you, I don't know why.

6 Q. So you never called?

7 A. No.

8 Q. Do you know if your son called?

9 A. He would have been six so I would say no.

10 Q. My [PHOL] geez, your math is better than mine. So
11 you never called -- let me ask you, do those records
12 include a blood quantum certificate?

13 A. Yes they do.

14 Q. And were you a Class B in the GT Tribe before the
15 split?

16 A. Can you explain what a Class B is.

17 Q. Well, a Class B under the no darn good
18 constitution was if you had a blood quantum certificate or
19 if your brother or sister, maybe your mom, maybe your uncle
20 had a blood quantum certificate and you had a birth
21 certificate showing that that person was your sister or
22 your mom or your uncle?

23 A. Okay. Then according to that definition I would
24 have been a Class B.

25 Q. Did you have --?

26 A. And so would have my son.

27 Q. And did you have a membership card?

28 A. No, I did not.

1 Q. Why not?

2 A. I don't know. I don't know that you were handing
3 them out at that time or that council was handing them out
4 at that time?

5 A. I see.

6 Q. And do you remember membership cards being pretty
7 Popular at member meetings, did you go to member meetings?

8 A. I did go to member meetings but I don't recall
9 ever hearing anything about membership cards.

10 Q. You never saw a line from 100 people standing from
11 8:00 in the morning until it was too dark to see the
12 computer screen?

13 A. No.

14 Q. Okay. And then you never got your records but you
15 got one of those?

16 A. I did not receive that.

17 Q. You did not get one of those?

18 A. (Shakes head.).

19 Q. Very good. And you never called?

20 A. No.

21 Q. Then how did you show your blood quantum
22 certificate to the Dunlap faction if it was still with the
23 candidate, GT Tribe and the Candelaria faction?

24 A. Because I did not give you the original, I gave
25 you a copy which is what I was told all I needed, so I will
26 I still have mine and my son's original.

27 Q. And because you had the original you just made
28 another copy, gave it to the new group and that was that?

1 A. Yes.

2 Q. Do you think -- you sent in a blue card that said,
3 I'd like to go back to exhibit 508, I demand you return all
4 my member records without 48 hours, you are no longer
5 affiliated with the tribal council. Forward all my member
6 records to. Do you remember who you who asked who they be
7 forwarded to?

8 A. I don't remember, I don't recall.

9 Q. Might you have asked that your records be
10 forwarded to Ms. Virginia Carmelo and Ms. Carmelo simply
11 didn't give them to you?

12 A. I don't remember who I -- I don't recall. If it
13 wasn't -- if it was to Virginia, I don't know if she
14 received them, she didn't give them back to me if she
15 received them, but I don't recall who I put down for you to
16 return them to or Linda Candelaria whoever to return them
17 to.

18 Q. Is it your understanding that out of 230 blue
19 cards maybe 100 or so went to Virginia Carmelo with 100
20 packages of records it must have -- been -- it must have
21 been a stack to redistribute for Virginia?

22 A. I did not know that.

23 Q. Okay. And did you feel that this blue card --
24 [SKUFP] tore a moment -- Niall can I bother you to maybe
25 plug in the cord here.

26 MR. FORDYCE: No.

27 MR. STEIN: Before we all lose a screen.

28 MR. FORDYCE: Yes.

1 (Pause in proceedings.).

2 Q. BY MR. STEIN: Now the termination papers, do you
3 feel that you were wrong blow terminated by the Candelaria
4 faction because you sent in a blue card that simply asked
5 for your records but didn't say don't terminate me?

6 A. I never received anything so I don't know if I
7 would have thought that or not. I do not believe that this
8 card is terminating myself from the tribe because on there
9 it said you're not affiliated with the tribal council.
10 Forward all member records to the following, whether it was
11 myself or Ms. Virginia Carmelo, they just weren't supposed
12 to be in your possession or Linda Candelaria or [PWA*RGZ]
13 possession any more.

14 Q. So --?

15 A. But I don't know what [PHAOEUP] said so I don't
16 know if it went to Virginia or myself and I don't know if
17 it did go to [SREURPL] [SREURPL] if there was a letter
18 stating I had been terminated so I can't really say that I
19 was.

20 Q. Do you feel that an injustice was done to you
21 because that blue card resulted in a termination from the
22 Candelaria faction?

23 A. I was not with the Candelaria faction so how could
24 I be terminated from them.

25 Q. Is that a "yes" or a "no"?

26 A. Can I have the original question back.

27 THE COURT: Yeah let's have it read back because
28 it may not call for a yes or no.

1 MS. IBARRA: Yeah.

2 MR. STEIN: Yeah and I was approximate about to
3 say exactly what the court set yes.

4 (Record read.).

5 THE COURT: Well it's assuming that it does result
6 in a termination so --?

7 A. If it resulted in a termination then yes it would
8 be an injustice as far as I'm [KERBD] but I was never with
9 the Candelaria Group I was with the Dunlap group.

10 MR. STEIN: Okay well hold on a second then.

11 Q. You're saying you were with the Dunlap faction so
12 there was no injustice because no harm, no foul?

13 A. There's an injustice because I didn't receive any
14 paperwork back.

15 Q. Very good point, that's not what I'm talking about
16 though. Very good point; that's not what I'm talking about
17 though. The fact that you were determined because you
18 missed some testimony here that was heated on this subject,
19 the fact that you were termed as a result of this blue card
20 letter, you do not feel was an injustice because you really
21 didn't want to do anything with the splinter Candelaria
22 Group, you were with the Dunlap group so in fact there was
23 no injustice, no harm, no foul?

24 A. There was no harm, no foul done by the Dunlap
25 group. The injustice from not returning my paperwork
26 whoever that happens to be, was I terminated? I don't know
27 if they never did because I never received anything and I'm
28 stating that I was never in the Candelaria Group and that

1 he this had no right to my paperwork.

2 Q. So your view is you were never in Candelaria
3 Group, no right to your paperwork and either they or
4 Virginia Carmelo messed up?

5 A. Somebody did.

6 Q. Very good. And on the other hand you're saying
7 yes, there was an injustice because if you were part of the
8 Candelaria faction then you shouldn't have been terminated?

9 A. That's not what the card is stating so no.

10 Q. Between that time, spring of 2007 and we're now
11 in -- are we officially in summer.

12 MR. FORDYCE: Yes.

13 MS. IBARRA: Yes.

14 MR. STEIN: And now we're in summer of 20 [#16R]
15 it's nine years and a season. In nine years and a season,
16 have you ever sought legal recourse for an [SKWR*US]
17 [do not|done] to you personally by the Candelaria faction
18 for how it handled blue cards?

19 A. No, I have not.

20 Q. Do you know anybody in the 230 people that put in
21 blue cards that conducted any legal action saying you the
22 Candelaria faction did me the individual an [SKWR*US] by
23 handling my individual membership in your voluntary
24 organization that way?

25 A. Not that I'm aware of.

26 Q. Is the reason that there were no action that you
27 thought that the GT Tribe that existed before the split was
28 the same as the Dunlap faction after the split so no harm,

1 no foul, [SKWR*US], he have, not so bad?

2 A. No. My opinion is that "yes" the tribal governing
3 opinion continued, it wasn't Sam or Virginia at fault, I
4 don't even know that it was even Linda Candelaria at fault,
5 I would be it's more of you or your [ST*EUPBTD] not
6 returning the paperwork seeing as how it was in your office
7 but the [SKWR*US], the [SKWR*US] is that you won't
8 relinquish our paperwork, that's the [SKWR*US].

9 Q. But we have had testimony from Barbara Garcia that
10 she took this very seriously, she spent a lot of time, she
11 checked and double checked and she really tried to get all
12 the records back to everybody together with a permanent
13 record that certified -- that certified that the original
14 membership records were enclosed had her signature on it
15 and the date on it and sought to do the right thing. She
16 said the right thing.

17 THE COURT: So rough asking her a question or are
18 you.

19 MR. STEIN: Yeah I'll asking her a question.

20 THE COURT: What's the question.

21 Q. BY MR. STEIN: That you feel that the problem that
22 we're litigating today is that the Mitch records were not
23 returned?

24 A. Yes.

25 Q. As a factual matter, Barbara Garcia is just plain
26 wrong?

27 A. She says she did it I have no proof of that, I did
28 not receive my papers so if she did it and she September it

1 to somebody else, then somebody else's fault.

2 Q. So I am going to list here membership records
3 never returned despite what Ms. Garcia might say and that's
4 why we are here 10 years later?

5 A. No not all of it.

6 Q. Certainly not all of it. I'd like to turn to
7 Exhibit 549. And this has been identified as a letter from
8 Virginia Carmelo and Sam Dunlap. By the way do you know
9 them well enough --.

10 THE COURT: Wait a minute, is this new.

11 THE CLERK: Today.

12 THE COURT: So you're going to have to have
13 somebody else authenticate it do you want to show it to it
14 u.

15 MR. STEIN: I think we authenticate [T-D] with
16 [PA*RG] this morning.

17 THE COURT: I'm behind the time.

18 Q. BY MR. STEIN: But let me make it a little more
19 certain, do you recognize this letter signed by Virginia
20 Carmelo and Sam Dunlap, should I go back to the beginning
21 to you can read it?

22 A. Yeah go back to -- yeah. I remember something to
23 that effect, yes.

24 Q. I I remember do you remember a letter [SAEUFLS]
25 Jonathan Stein a former disgraced chief executive that's a
26 heck of a phrase?

27 A. Yes.

28 Q. Brings a smile to your face doesn't it? And are

1 you familiar with Sam Dunlap and Virginia Carmelo well
2 enough after your many, many years of service to recognize
3 their signatures?

4 A. I have recognize samples.

5 Q. Very good. Can you read that sentence?

6 A. The sentence or the paragraph.

7 Q. The paragraph I'm sorry?

8 A. While he is not a member of the tribe and has no
9 relationship to the tribe, Mr. Stein is trying to interfere
10 in the [TRAOEUBDZ] sovereign affairs. The purpose of his
11 un thoracic oozed November 18th meeting is to attempt to
12 [SAOET] [KRAOEL] of the [TRAOEUPB] by elected a new tribal
13 council that will do what he wants. We need your voices to
14 be heart at the tribes official meeting at 9:00 a.m. on
15 Sunday November 19, 2006 at the point, the blue pyramid at
16 Cal State Long Beach. Please check our new website Tongva
17 tribe dot net for more information.

18 Q. Wasn't that letter [SERPBT] out inform over a
19 thousand people?

20 A. I don't know. I wasn't involved.

21 Q. Wait a second, I thought you said that nobody had
22 the membership records other than Mr. Stein and so they
23 couldn't send out anything, wasn't this letter send out to
24 over a thousand people so they could all find out how Mr.
25 Stein was a former did I say greased chief executive
26 officer and that there was a meeting on November 19th to go
27 to?

28 A. I don't know how many people it went out to I

1 wasn't involved in the letter or the mailing of it so I do
2 not know -- I can't answer the question.

3 Q. Didn't 200 people show up at that meeting?

4 A. I don't know what the count was but there was a
5 lot of people.

6 Q. A lot of people, certainly would you estimate 200?

7 A. Possibly. I know that there was over 100, I don't
8 know --.

9 Q. So between 100 and 200 sounds fair to you?

10 A. Yes.

11 Q. And do you think that maybe it would take over a
12 thousand letters to get 100, 200 people to get in their
13 cars and drive to Long Beach and find what a blue pyramid
14 is, I thought it was a beer, and find what a blue pyramid
15 is at Cal State Long Beach?

16 A. I don't know. I have know there was a lot of
17 phone calls made I have know that we handed out fliers at
18 your meeting, I don't know how people came to be at the
19 blue pyramid.

20 Q. Can I direct your attention to Exhibit 5 50.

21 THE COURT: Is this a new one or is that marked
22 too.

23 MR. FORDYCE: Urge that's a new one, Your Honor is
24 correct, Your Honor is not that far behind the times.

25 MR. STEIN: Just keeping you will on your toes
26 Your Honor.

27 THE COURT: Yes.

28 Q. BY MR. STEIN: And this is another dear tribal

1 member, it's a November 13 now. Oh, it's got a proposed
2 budget in it, very nice; it's got a draft for the November
3 19th Pointe Room at the blue pyramid, John Velie of Velie
4 and Velie are those the Oklahoma lawyers?

5 A. Yes.

6 Q. And the presentation of the Gabrielino/Tongva
7 constitutional project would that be the constitutional
8 committee you were on?

9 A. No. To be honest with you I was manning the door,
10 I was outside having people directing them hip side so I
11 was not actually inside so I don't know what happened but I
12 know that they -- the committee, they -- when the meeting
13 was over, they asked people who wanted to volunteer for the
14 constitution committee I guess in this case the project to
15 go sign up and I went and signed up so I don't know
16 actually what happened at this meet [STKPHR-G] very good.
17 And do you know if there's a presentation by Richard
18 Polanco, he probably had an appointment, the gentleman that
19 was sitting there all day while you were here?

20 A. Was there a present too [STKPWHRER] by him, by?

21 A. Yes by him, I don't know I wasn't in the room.

22 Q. And was he the new Gabrielino slash there's a
23 slash again not a [HAOEUEFP] a slash tong [SKRA] tribal
24 gapping authority CEO [-RPBGS] libeling I have said I wasn't
25 in the room but that's the way I have come to hundred
26 dollars it that he was the new CEO.

27 Q. And was Mr. Stein as manager of SMDC also called
28 the tribal gaming authority CEO?

1 A. I don't know.

2 Q. Not CEO of the tribe but CEO of the casino project
3 the tribal gaming authority was a casino project?

4 A. I do not know.

5 Q. Thank you for your good answer. And then at the
6 back of this letter you have upcoming events, very
7 organized, at the maritime society Puvugna, a lecture,
8 things in January, tribal constitutional workshop, lots of
9 stuff, and then October 2007 elections. Is this -- can you
10 identify this as a letter that you received from the Dunlap
11 faction council on or about November 13th, 2006?

12 A. I believe so.

13 Q. And this is them on the side here, Virginia
14 Carmelo, chair, mart Cal, Sam Dunlap, Adam Loya, Shirley
15 Machado, Edgar Perez?

16 A. Yes.

17 Q. Edgar Perez, Edgar Perez, who was Edgar Perez?

18 A. He's an elder in the tribe. He was on the council
19 up until 2014.

20 Q. Uh-huh?

21 A. So January 2014.

22 Q. Can I show you an exhibit and ask if you can
23 authenticate it for me, Exhibit 58 six regarding Edgar
24 Perez. These are notes from a phone call from Edgar at
25 5:30 p.m. on October 11th and it says I don't give an F
26 about your contract, I don't care if you go to court and
27 window, you are being exposed as not being sensitive to
28 Gabrielino culture.

1 MS. IBARRA: I'm going to object about this --
2 about this because she has no personal knowledge about
3 his -- Stein's notes regarding.

4 THE COURT: This is Stein's notes.

5 MS. IBARRA: Nods.

6 THE COURT: Okay sustained.

7 Q. BY MR. STEIN: Do you know if Edgar Perez made a
8 phone call on October 2006.

9 THE COURT: Take down the note.

10 A. No.

11 MR. STEIN: Very good, thank you Your Honor I
12 will.

13 Q. And I'd like to show you Exhibit 552, maybe I'll
14 have more luck with that one, and that is another reminder
15 of the Tongva gathering to lots of e-mail addresses but not
16 so many for a large organization, lots of copies and it's a
17 reminder, did you get this e-mail?

18 A. I don't believe so. I don't know. I don't recall
19 it.

20 Q. Then I would like to show you Exhibit 5 48,
21 Jonathan Stein's 22 lies draft?

22 A. Jonathan claims he was fired, Jonathan resigned in
23 writing on September 9th.

24 THE COURT: Wait a minute this is.

25 MR. STEIN: Does.

26 THE COURT: [TH-TS] a wait a minute this is a
27 Polanco letter to whom.

28 MR. STEIN: The court has taken the words right

1 out of my mouth.

2 THE COURT: No counsel, take it down.

3 MR. STEIN: Sure.

4 THE COURT: Before you show a witness, let's put
5 it this way, we're not going to to this any more, if you
6 want to show the witness an exhibit, we're not going to
7 show it anytime we're going to show [OUP] paper and then
8 you can [PHEUT] it on the jury but doing it this way is not
9 working.

10 MR. STEIN: Yes, ma'am well let me take that one.

11 THE COURT: So if this is that let me take that
12 down.

13 MR. STEIN: This is that, this she did identify,
14 may I keep that [#1*R] on the screen Your Honor.

15 THE COURT: Which one is that.

16 MR. STEIN: 550.

17 THE COURT: All right that's fine.

18 Q. BY MR. STEIN: And did you receive a letter from
19 Richard Polanco on Gabrielino-Tongva Tribe council station
20 ire Eiffe in the terminal address in final form called
21 Jonathan Stein [-TZ] 22 lies?

22 A. I don't remember.

23 Q. May I refer you to Exhibit 55 three let me open
24 the book as the court has instructed. Actually maybe I can
25 get you to put your hand there, I don't want to pop this
26 open by mistake, I do that all the time?

27 A. Lots of papers.

28 Q. Yeah one of three. Okay, here is a letter on

1 Gabrielino-Tongva Tribe council [STA*EUBLD] station tire
2 [AOE] March 7th now, deer tribal members?

3 THE COURT: Before you have read it have her read
4 it and see if there's any foundation for it.

5 MR. STEIN: Yes Your Honor.

6 THE COURT: So the question would be do you
7 recognize it?

8 A. Yes, I do.

9 Q. BY MR. STEIN: And can you identify it please?

10 A. Just -- it's a letter from Senator Polanco as the
11 CEO.

12 Q. And Your Honor may I put it on the screen at this
13 point.

14 THE COURT: Yes you may.

15 MR. STEIN: What's the exhibit number.

16 MR. FORDYCE: It's 553.

17 MR. STEIN: Thank you again.

18 Q. Can you read the two paragraph in bold?

19 A. You need to know that of the \$900,000 in cash that
20 is alleged to be missing, Stein purposely fails to inform
21 you that he and his development corporation SMDC received
22 almost 300,000 of this amount as evidenced in canceled
23 checks signed by Stein. If Stein and hisself appointed
24 paper organization honestly believe that \$900,000 is
25 missing or misappropriated, he would have contacted the Los
26 Angeles County District Attorney's office and filed
27 criminal charges. Stein won't because he knows his
28 allegations are lies.

1 Q. Fair lies. Can I ask you, did you read this
2 letter and assume that out of the \$900,000, out of \$900,000
3 Mr. Polanco says that SMDC got 300,000 of that amount, is
4 that a fair interpretation of the letter as you understand
5 it.

6 THE COURT: Out of the nine up [thou|thousand].

7 MR. STEIN: Yes out of the 900,000 that was
8 grabbed, SMDC got 300,000 of it?

9 A. That's what the letter states.

10 Q. And because of that Stein was a liar. Do you know
11 if this was one of those 22 lies?

12 A. No, I do not.

13 MS. IBARRA: Lacks foundation.

14 THE COURT: Sustained the answer is stricken.

15 Q. Can you read that paragraph?

16 A. Stein and his group have continued their character
17 assassination upon two of our tribal members, Sam Dunlap
18 and Annie [PWA] [REL] a-, this is same [-FL] and did I say
19 [SPEUBG] [ABL]. Stein's goal it to divide the
20 Gabrielino-Tongva people. His recent letter makes
21 reference to collateral B members and Class C members. The
22 construction adopted op February 17, 2007 protects all
23 Gabrielino-Tongva people. There are no separate class
24 members.

25 Q. Is it true that under the sovereign constitution
26 as compared to the no darn good constitution, Class B
27 members and Class C memberships they no longer exist?

28 A. That's correct.

1 THE COURT: Mr. Stein how much longer do you have.

2 MR. STEIN: With this witness.

3 THE COURT: Right. I want to start her cross.

4 MR. STEIN: I am less than halfway through Your
5 Honor.

6 THE COURT: Okay well let's have a sidebar here *
7 * sidebar * *.

8 THE COURT: We were going to finish with this
9 witness today so I don't know how.

10 MR. STEIN: I said exactly.

11 THE COURT: Wait a minute. How did we get from we
12 were going to finish with this witness today to its four
13 lock and you're still on your direct examination? I'm not
14 sure but all I know is we need to kind of wrap it up.

15 MR. FORDYCE: Your Honor for once I'm not sure we
16 said finish with this witness.

17 MR. STEIN: We said the option.

18 MR. FORDYCE: And I mean she's obviously a
19 critical witness for the R PI phase of the trying.

20 MR. STEIN: This is the case right [THAOER].

21 MS. IBARRA: Well what I recall is we were worried
22 that far we wouldn't have a enough witnesses for today
23 because [SHAOEFS] smaller man -- you're going to be
24 revisiting this issue with Sam Dunlap and Virginia Carmelo
25 and all these documents have their name all over it, so I'm
26 not sure if she's received it.

27 THE COURT: He's not going to, we're not doing it
28 multiple times that's for sure.

1 MR. STEIN: Well Your Honor we have the
2 [TRAO*EUPBL] chairwoman who claims to be there, we're going
3 to show that a nonsuit notion is justified by end of the
4 testimony but I've got to get there first and I can't skip
5 steps.

6 THE COURT: You've got 10 minutes to finish and
7 she's going to start her redirect if you want call her in
8 your rebuttal go ahead but we had calculated a certain
9 amount of time and we haven't even got tone the cross yet
10 and so.

11 MR. STEIN: Your Honor.

12 THE COURT: Let's go out.

13 MR. STEIN: I hold yes Your Honor.

14 THE COURT: Let's go out and try to use our time *
15 * end sidebar * *.

16 Q. BY MR. STEIN: Forgive me but because the pass
17 amount of time I have to speed forward a little bit so I
18 hope that you'll be able to answer these questions, I'm not
19 [TKPW-RB] frankly I'm not sure you can but I hope you will.

20 Q. Do you believe that the Dunlap faction is the
21 Court Reporting party under the SMDC agreement?

22 A. Yes, I do.

23 Q. Why?

24 A. They were the ones that sat down at the table with
25 us and signed the contract.

26 Q. Because they signed the contract?

27 A. Yes.

28 Q. I am going to take a little bit of my limited time

1 to say because they signed the contract.

2 THE COURT: Mr. Stein that's where all the time
3 goes you're writing, you want more time and you're doing
4 the writing and it's being recorded by the court reporter.

5 [TRUFPT] me I think she's getting it all down.

6 MR. STEIN: Very good, very good and I will ask
7 you. Do you understand that are there any -- first of all
8 are there any other [RAEPZ] that you believe that of the
9 Dunlap faction is the contracting party under the SMDC
10 agreement?

11 A. Besides that they signed it?

12 Q. Besides that they signed it?

13 A. As far as I know, they -- they're the ones who sat
14 down in the room with you, they discussed it with you, they
15 signed it, I don't know what else to say to that.

16 Q. These are the actual signators?

17 A. I believe so, I don't know.

18 Q. So not only did they sign the contract, would you
19 say they negotiated it?

20 A. I don't know if they did or not, I wasn't in the
21 room.

22 Q. They sat down in the room. And these are the
23 signatories. Anything else?

24 A. They were the duly elected tribal council at the
25 time they could go into negotiations with people.

26 Q. Duly elected tribal council. Is that complete?

27 A. I actually don't know.

28 Q. I'd like to -- I hope I have time for three

1 questions.

2 THE COURT: I would hope you do we're keeping
3 track so maybe if you don't write on the board you can ask
4 the questions.

5 MR. STEIN: Yes, ma'am, how about -- I will put
6 that -- Niall will you hold that for me.

7 MR. FORDYCE: Yeah.

8 MR. STEIN: It's safer that one, three questions,
9 number one, do you understand -- do you understand that if
10 the Dunlap faction is the contracting party under the SMDC
11 agreement that they can be found liable for amounts over
12 \$1.7 million?

13 A. Yes.

14 Q. And still they want to be the contracting party?

15 A. Yes.

16 Q. Why not?

17 A. It all has to do with who the successor of the
18 tribe is. And you know why, for federal recognition.

19 Q. For federal recognition?

20 A. Yes.

21 Q. If the --?

22 A. We can't get our documents back, everything that
23 you've taken in your writ of the attachments and things
24 like that.

25 Q. So -- oh darn I wish I could write this on the
26 board. So federal recognition reasons. Now in your mind
27 federal recognition is not a process by the BIA that has
28 not even been started in any meaningful way by the

1 Candelaria Group or the Dunlap group because it's so he
2 enormously complex?

3 A. I don't know anything about the Candelaria Group
4 whether they've done anything or not and yes, it is a
5 complex process.

6 Q. But without that follow you still feel that this
7 lawsuit and maybe being liable for \$1.7 million is worth
8 it?

9 A. Yes.

10 Q. After 10 years?

11 A. Yes.

12 Q. Second question do you understand that if you're
13 not the contracting party that you may not be found liable
14 for amounts agreed to by the Candelaria faction but not the
15 Dunlap faction?

16 A. Can she read that back.

17 THE COURT: Yes.

18 (Record read.).

19 THE COURT: That's unintelligible I'm not sure.

20 MR. STEIN: Can I break that town for you?

21 A. Yes.

22 Q. Independents it was had not do you understand that
23 if you're not contracting party had you may not be found
24 liability under the SMDC agreement?

25 A. Yes.

26 Q. Why do you want to pursue this if you wouldn't be
27 liable by simply raising your hand and saying we're not the
28 contracting party?

1 A. Justice for our tribe.

2 Q. Justice meaning what?

3 A. Nine and a half years of being in litigation with
4 you and not having our day in court, we have our day in
5 court so yes, I'll take the liability if I have to.

6 Q. So what you're saying is just to -- just on the
7 possibility that you're going to win and you would be
8 willing to take a million seven liability that would squish
9 the Dunlap faction under the weight of a judgment that was
10 1.7 million plus eight years of interest at 10 percent?

11 A. Why not.

12 Q. Why not, you say. Number 3, Question Number 3,
13 why do you want to be found the contracting party then?

14 A. It's very important that we are the successor.

15 Q. The successor to what?

16 A. The documents, the tribe, everything.

17 Q. The documents, the tribe, but the documents have
18 all been given back haven't you, you've seen 32 boxes of
19 documents that were copied and given to your doorstep, 32
20 legal boxes, that's four or five rose that tall?

21 A. I understand that it's that tall but I've never
22 seen them.

23 Q. You've never seen them?

24 A. No.

25 Q. Is this your lawyer?

26 A. Yes.

27 Q. Do you know if she's seen 32 boxes of documents
28 containing all the records of GT Tribe because she said

1 give me all the records of GT Tribe.

2 MS. IBARRA: You didn't give them to me?

3 A. I have done.

4 MS. IBARRA: Counsel is testifying Your Honor.

5 THE COURT: Yeah sustained assumes facts not in
6 evidence, 32 boxes I've never heard any testimony had about
7 32 box whether they contain membership records et cetera et
8 cetera so the objection is sustained assumes facts not in
9 evidence.

10 MR. STEIN: Thank you Your Honor.

11 Q. BY MR. STEIN: You say we are the successor to GT
12 Tribe, is that your view that Dunlap faction is the -- is
13 not GT Tribe, is not the same voluntary organization but it
14 is a successor with the same rights?

15 A. The word successor is not mine. My stance is that
16 we are the tribe?

17 Q. Are the tribe. So can I cross out we are the
18 successor to we are GT Tribe?

19 A. Yes.

20 Q. And that is such an important phrase for you to be
21 able to say with conviction that you don't mind a million
22 seven plus eight years of interest at 10 percent?

23 A. No.

24 Q. That's a no, you don't mind?

25 A. That was a no.

26 Q. No, I don't mind?

27 A. No, I don't mind.

28 Q. Thank you I have no further questions.

1 THE COURT: Okay well let's start the cross.

2 Q. BY MS. IBARRA: Ms. Goad you have know I represent
3 the plaintiff. Can you tell me what -- what actions you
4 took after you lost all those membership records to
5 recreate -- did you have a role in re creating the
6 membership records?

7 A. Yes.

8 Q. What was your role?

9 A. My role was to -- was to direct the board
10 obviously somebody needed to run the meetings, the
11 secretary of the board put together an application and my
12 job was to get it out to a list of names that Virginia
13 Carmelo gave to us, list of names and addresses, there were
14 labels, so we had toes handed to us and --.

15 Q. And those reflected what?

16 A. As far as I know they reflected families, family
17 groups, some individuals buzz families also.

18 Q. Exam were these personal notes that she had?

19 A. I believe so.

20 Q. And go on, [SOR] eye I interrupted you?

21 A. So the tribal council appointed us and directed us
22 to carry out the citizenship act and so we proceeded to
23 come up with the application and the procedures on how we
24 were going to process those applications and the letters,
25 contacting people, so we sent out a broadcast mailing with
26 an application in it, we didn't know if they were going to
27 families or not so we also wouldn't know how many people
28 were in that family so we asked them to make copies of the

1 applications, they started coming back right away, and we
2 at that point we opened up the mail at a meeting and
3 started putting each individual application with its
4 documents into a file and then we also had forms to a
5 checklist to see you know what we needed to make sure that
6 this document was there or this was -- or this question was
7 answered whatever, we had those kinds of forms and we went
8 through the applications to make sure everything was there.
9 The ones that had CDIB's we set aside because they were
10 done we wrote letters to that effect that they were
11 citizens and the others that had something wrong with them
12 we wrote a different letter and asked them to complete
13 their applications or whatever needed to be done and if
14 they didn't send anything back, it was kept in what we call
15 pending because we never refuse anybody they still receive
16 notices from the tribe for meetings and if you have stuff
17 like that because they have an interest in the tribe. Sew
18 those people who were pending, if they put in more
19 information and it was what we needed then we went back
20 through the process and made sure everything was there and
21 then they would be put in -- the people who are going to be
22 approved, November 21st we made a motion to accept 115
23 people in that had -- all had CDIB's.

24 Q. Okay. So and how many -- so after you lose
25 control of your records?

26 A. Uh-huh.

27 Q. How many people were you able to get a hold of
28 immediately?

1 A. I don't know if we got a hold of them, I believe
2 there was over 500 labels but I'm not positive on the
3 number.

4 Q. And the labels are the same ones that were in
5 Ms. Carmelo's possession?

6 A. Yes.

7 Q. And how did [SH*EF] those?

8 A. I don't know. I don't know if she had a database
9 or she had been calling around, I don't know.

10 Q. Did anybody else have any contact information?

11 A. No.

12 Q. So it was just Ms. Carmelo?

13 A. As far as I know it was just Ms. Carmelo.

14 Q. So you started with those and all of you guys had
15 family obviously that were Gabrielino?

16 A. Yes.

17 Q. So those were already in that database?

18 A. Leak my family, there was only like three of us in
19 it, of course I would be representing my son so there was
20 you know four [PHRUFLS] a cousin who lived with my aunt so
21 that's -- you know but their names weren't in that database
22 all of them so when the application came to us we pass
23 [T-D] out to our family members.

24 Q. So let's go --.

25 MR. STEIN: Forgive me, I'll wait for the
26 question.

27 Q. BY MS. IBARRA: So sorry I lost my train of
28 thought. But you said that there were like four people in

1 your family?

2 A. Yes.

3 Q. And but their names weren't in the database?

4 A. No.

5 Q. And Ms. .

6 MR. STEIN: Objection.

7 MS. IBARRA: And Ms. Carmelo's database.

8 THE COURT: Hold on there's an objection.

9 MR. STEIN: Vague as to time.

10 THE COURT: Okay.

11 MS. IBARRA: So we're talking about the period
12 after you lost control of your tribal records?

13 A. Okay yes.

14 Q. Right, tribal membership records and I'm asking
15 about what steps you took to recreate and then you
16 mentioned that Ms. Carmelo had a database of only 500?

17 A. I don't know the exact number but I believe it was
18 over 500.

19 Q. Over 500?

20 A. Yes.

21 Q. And she's the only [KOURPB] person who had a
22 database?

23 A. As far as I know.

24 Q. But you said their names weren't in the database?

25 A. My --

26 Q. So you said -- I asked about your family?

27 A. Right.

28 Q. You said four of them?

1 A. Right.

2 Q. But you said their names weren't on the database,
3 are you talking about Ms. Carmelo's [TKA*EURB]?

4 A. Yes.

5 Q. So did you know if they have had been member of
6 the tribe prior to?

7 A. No.

8 Q. Mr. Stein taking the records, so they weren't,
9 they were new members?

10 A. They -- the family members that were not on the
11 database had their own faction.

12 Q. Oh which fax is that?

13 A. The Beaumont group.

14 Q. He Beaumont group, okay?

15 A. Or the San [TKAEUB] or [O*] [SKUPLT] the
16 Gabrielino [banned|band] of Mission Indians and it was
17 strictly family, it was -- they didn't allow others in and
18 I didn't believe in that so that's why I'm here.

19 Q. So you needed to be a blood relative?

20 A. Yes.

21 Q. So did they leave that faction to join this one?

22 A. No, they have not.

23 Q. They didn't?

24 A. No.

25 Q. All right. So then -- did you enroll your family
26 in this one?

27 A. I did. Let me make a correction on that.

28 Q. Sure?

1 A. Family members did start coming in in 2010 but not
2 in that first initial first push of 115, but come in later
3 on November -- it was the first push in November 2009.

4 Q. 2009?

5 A. Yes.

6 Q. So I'm a little bit confused here, so we're
7 talking about the period right after. ?

8 A. So the period right after that would be --
9 Virginia Carmelo was collecting information, there was an
10 application handed out, I remember filling out the
11 application, it was to collect our familiar, the reason why
12 you would collect this information is one, so that they
13 could contact you and two because we needed to recreate the
14 tribal documents because when you go to federal recognition
15 when you go to the bar or the BIA, you have to have
16 documentation, you can't just walk up and say I'm a
17 Gabrielino or aim a Tongva, you have to be able to prove it
18 so Virginia started the process of collecting those, I was
19 not involved in that, I did fill out the application and
20 handed my paper in one or time and then I don't know the
21 exact date but the -- there was a writ of attachment and
22 they came in and they cleaned out our offices with all the
23 documents, took all those documents one more time --.

24 Q. Okay so let's stop there?

25 A. Okay.

26 Q. So you lose your records once because they remain
27 in the possession of the law offices of Jonathan Stein and
28 his -- and the offices -- the law offices they reside

1 there?

2 A. That's correct.

3 Q. And then had you lose them twice because there's a
4 writ of possession by SMDC which is Mr. [STAOEUPZ] company?

5 A. It was -- yes I guess.

6 Q. It was Mr. Stein's company did you see a writ of
7 attachment.

8 MR. STEIN: Objection.

9 MS. IBARRA: So we.

10 THE COURT: Wait a minute there's an objection,
11 because of writ of attachment is issued by a court that
12 facts that SMDC issues a writ of attachment are not in
13 evidence because --.

14 THE COURT: Well the application was by, is
15 that -- there's an application [EURBG] but that's not what
16 she said, she said the writ of attachment was from [S*FPLD]
17 not from the Los Angeles County Sheriff's.

18 MS. IBARRA: I can correct it.

19 Q. An application, a writ of attachment issued by the
20 Court by application of SMDC to -- so this is after you've
21 already taken significant steps?

22 A. Yes.

23 Q. To recreate your documents, a writ comes in and
24 takes everything that you've done?

25 A. Yes.

26 Q. So then those 500 and whatever work you've done
27 goes back to Mr. Stein?

28 A. They -- as far as I know they went into a storage

1 locker and then when the --.

2 Q. And storage locker being?

3 A. The Sheriff's.

4 Q. The [SHAEUFRBSZ] department?

5 A. Sheriff department storage locker.

6 Q. Who takes possession of when they levee writs?

7 A. Correct. When the Candelaria Group and Jason
8 Meyers came to the court and said that the Candelaria Group
9 was the signers of the SMDC contract and that they were --
10 had what do you call it settled and then they went -- the
11 judge, I don't know when he threw it out or what he did.

12 Q. I just want your understanding?

13 A. Mitch understanding, okay. So the judge dismissed
14 it I guess and Linda Candelaria went down to the Sheriff's
15 locker before we could and they handed over our documents
16 to Linda Candelaria, that's what I was told, I don't --
17 I --

18 Q. So your understanding was that there was a legal
19 process that occurred after the writ?

20 A. Yes.

21 Q. That gave Ms. Candelaria some authority to get the
22 documents?

23 A. Yes.

24 Q. And what do you know happened to those documents
25 after she got them?

26 A. I do not know anything about the documents after
27 she took possession of them.

28 Q. So what do you do after that?

1 A. What we did after that was we started again. We
2 went and we went to the citizenship act committee, they
3 started putting together the information, according to the
4 constitution on this law that we want today govern how we
5 collected those application and how they would be stored
6 and where they would be stored and how you could get them,
7 if you were somebody you'd have to come in with a court
8 order to get those, things of that nature and then the
9 council appointed five people from different families, one
10 of us were related, eventually go back far enough and
11 you're related because we are a tribe but in the immediate
12 we're not related. So five of us sit down to go over these
13 applications and what we did was what I said earlier, we
14 created the application with letters, sent it out to the
15 database that Virginia had, where she got is probably from
16 those application that's people were turning in and we
17 started all over again trying to collect that information
18 because again in order to get recognized by the federal
19 government you have to have documents that state that you
20 are a specific kind of Native American. And in this case
21 it would be Gabrielino-Tongva.

22 THE COURT: I have need to stop now because we're
23 going to have to meet after I have let the jury go so I
24 need a little bit of time. Let me talk to staff about
25 Monday as you know now Friday we're going to take the day
26 off but let me tell you a time Monday.

27 (Pause in proceedings.).

28 THE COURT: I think 10:00 o'clock but I think I

1 might be busy until 10 so I'd rather do that than have had
2 you come in early and wait so 10:00 o'clock on Monday have
3 a good woke end * * thank you Your Honor * *. * * jury out
4 * *.

5 THE COURT: Okay I just wanted foe -- okay we need
6 her back on Monday at 10.

7 A. Yes, I can be here.

8 THE COURT: All right thank you so you may step
9 down now?

10 A. Okay.

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