

Exhibit A

Business as Usual for Seneca Nation's Buffalo Casino

Judge's decision is procedural and does not prevent operations

Niagara Falls Territory – July 9, 2008 – In the wake of Tuesday's federal court decision, the Seneca Nation of Indians today announced that it intends to continue gaming operations and construction at Seneca Buffalo Creek Casino.

The Nation, in consultation with federal officials of the National Indian Gaming Commission, has found no reason in Tuesday's court decision to consider any alternatives.

"As we said yesterday, this was a complex and difficult decision, but we were pleased that the court affirmed our sovereignty rights to our Buffalo Creek territory. That was crucial to our Nation," said Nation President Maurice A. John Sr. "The litigation is not final: All district court decisions are subject to appeal. The court's ruling does not include a closure order and that decision rests with the NIGC."

"The Nation will abide by the decision finally resolving this litigation, but for now everything is business as usual."

The Nation also announced it has enlisted the legal advice and services of Laurence H. Tribe, the famed constitutional and Supreme Court scholar. He will help the Nation in a new federal court action, or an appeal. Professor Tribe is one of America's foremost constitutional law scholars and is regarded as an expert on the Supreme Court, where he has argued 36 cases.

Because the Seneca Nation is not a party to the lawsuit, any decision to appeal rests with the U.S. Justice Department and the NIGC, a federal agency that regulates Indian gaming in the United States, President John said.

The Nation's general view is that the decision is largely correct, but is wrong on the law on one part. That's why, with the affirmation of sovereignty, the Nation feels victorious in this case.

The U.S. Justice Department, the Department of the Interior and the National Indian Gaming Commission all clearly approved gaming at the Buffalo territory, based on federal process.

"I want to reiterate what we said Tuesday: The Seneca Nation has faced many challenges to our progress in our 1,000-year struggle of survival. This is but another. I am confident that we will be successful in achieving the destiny of the Seneca people," President John said.

The Nation wants to thank Buffalo Mayor Byron Brown and Erie County Executive Chris Collins for their acknowledgment of the positive impact our Buffalo Creek operations will have on Erie County residents, as employees and vendors and as entertainment. The Nation appreciates their on-going support.

"Our sovereign rights to develop our enterprises on our territories are clearly spelled out in our treaties with the United States and supported by federal laws, Acts of Congress and our Compact agreement with the State of New York. The Seneca Nation of Indians will not stand idly by while our sovereignty – and the processes and laws that support it – is challenged and attacked."

Seneca Gaming Corp., the Seneca Nation's wholly-owned gaming operations company, opened the temporary Seneca Buffalo Creek Casino just over one year ago, on July 3, 2007. The casino opened after the National Indian Gaming Commission issued a five-page approval of the Seneca Nation's gaming ordinance for its nine-acre Buffalo Creek Territory in downtown Buffalo. The approval clearly stated that the Buffalo Creek Territory was Indian lands suitable for gaming purposes as defined by the Indian

Gaming Regulatory Act of 1988, and supported previous approvals granted by the Interior Department.

Since its opening, more than 400,000 patrons have visited the temporary Seneca Buffalo Creek Casino, making it one of downtown Buffalo's most popular attractions.

Construction crews have been at work since early this year on the development of the permanent Seneca Buffalo Creek Casino, which is scheduled to open in 2010. The \$333 million project is the single largest private development project in the history of the City of Buffalo, and has had the support of the United States government, New York State, the City of Buffalo and Erie County.

Once completed, the permanent facility will feature a 90,000-square-foot casino with approximately 2,000 slot machines and 45 table games; a 22-story all-suites hotel with 206 suites designed to five star specifications; multiple restaurants and other amenities. More than 1,000 people will work at Seneca Buffalo Creek Casino.

Exhibit B

O'CONNELL AND ARONOWITZ

ATTORNEYS AT LAW

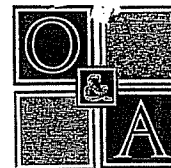
54 STATE STREET, ALBANY, NEW YORK 12207-2501

(518) 462-5601 FAX: (518) 462-2670

www.oalaw.com info@oalaw.com

206 WEST BAY PLAZA, PLATTSBURGH, NEW YORK 12901

(518) 562-0600 FAX: (518) 562-0657



EDWARD J. O'CONNELL 1925-39
SAMUEL E. ARONOWITZ 1925-73
LEWIS A. ARONOWITZ 1951-79

July 8, 2008

Via Email and U.S. Mail

Mary Pat Fleming, Esq.
U.S. Attorney's Office
Federal Centre
138 Delaware Avenue
Buffalo, NY 14202

**Re: Citizens Against Casino Gambling in Erie County,
et al. v. Hogen, et al., 07-CV-0451-WMS**

Dear Ms. Fleming:

As you know, Class III gaming on Indian lands is lawful only if, *inter alia*, such activities are authorized by an ordinance approved by the Chairman of the National Indian Gaming Commission ("NIGC"). 25 U.S.C. § 2710(d)(1)(A)(iii).

In light of Judge Skretny's July 8, 2008 decision in this matter invalidating the approval of the ordinance permitting the Seneca Nation of Indians to operate a class III gaming facility at the Buffalo Parcel (Document No. 61), we hereby request that you immediately advise whether or not the Chairman of the NIGC intends to exercise his authority pursuant to 25 U.S.C. § 2713(b) to order immediate cessation of the current gaming operation conducted by the Seneca Nation of Indians at the Buffalo Parcel. We respectfully call your attention to the fact that Judge Skretny granted Plaintiffs' motion for summary judgment whereby Plaintiffs asked in the Prayer for Relief that Defendants be enjoined "from maintaining or taking any actions which would condone, allow, permit or otherwise further casino gambling on the Buffalo Parcels"

We look forward to your immediate reply. Thank you for your consideration and attention.

Very truly yours,

O'CONNELL AND ARONOWITZ

By:

Cornelius D. Murray

CORNELIUS D. MURRAY
NEIL H. RIVCHIN
PETER DANZIGER
FRED B. WANDER
STEPHEN R. COFFEY
JEFFREY J. SHERRIN
WILLIAM A. FAVREAU
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OF COUNSEL

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KELLY J. MIKULLITZ
KATHRYN E. JERIAN
SARA B. FEDELE
ERIN R. MINDORO

FRANCESCA SOMMER*
(HEALTH CARE AND
REGULATORY ADVISOR)
*NOT A MEMBER OF THE LEGAL
PRACTICE

Exhibit C

O'CONNELL AND ARONOWITZ

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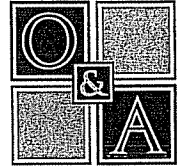
54 STATE STREET, ALBANY, NEW YORK 12207-2501

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www.oalaw.com info@oalaw.com

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July 9, 2008

VIA E-MAIL AND FIRST CLASS MAIL

Mary Pat Fleming, Esq.
U.S. Attorney's Office
Federal Centre
138 Delaware Avenue
Buffalo NY 14202

Re: Citizens Against Casino Gambling in Erie County, et al. v. Hogen, et al.; 07-CV-0451-WMS

Dear Ms. Fleming:

This is a sequel to my letter sent to you yesterday (copy attached). I am advised that the Seneca Nation of Indians held a press conference today in which they announced that they had no intention of unilaterally ceasing gambling operations at the Buffalo Parcel site, notwithstanding the Decision and Order of Judge Skretny and the Judgment entered pursuant thereto. See attached press release. They indicated that the decision to cease operations rests with your client; *i.e.*, the National Indian Gaming Commission. They also said they reached this determination "in consultation with federal officials of the National Indian Gaming Commission."

In light of this development, I hereby respectfully request that you advise me by e-mail or by fax by no later than 5:00 p.m. Eastern Daylight Time on Thursday, July 10, 2008 with respect to whether or not the Chairman of the National Indian Gaming Commission will be taking the steps specified in my letter to you yesterday, and if so, when.

CORNELIUS D. MURRAY
NEIL H. RIVCHIN
PETER DANZIGER
FRED B. WANDER
STEPHEN R. COFFEY
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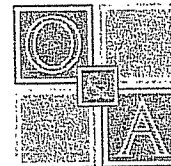
OF COUNSEL

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FRANCESCA SOMMER*
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Page 2

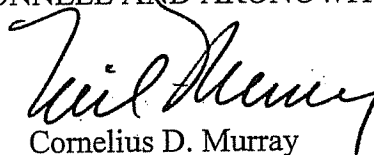
July 9, 2008

Thank you for your consideration and attention, and I look forward to your response.

Very truly yours,

O'CONNELL AND ARONOWITZ

By:


Cornelius D. Murray

CDM:cm

Encl.

cc: Gina Louise Allery, Esq.

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Exhibit D

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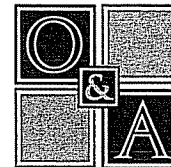
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July 10, 2008

VIA E-MAIL AND FIRST CLASS MAIL

Mary Pat Fleming, Esq.
U.S. Attorney's Office
Federal Centre
138 Delaware Avenue
Buffalo NY 14202

Re: **Citizens Against Casino Gambling in Erie County, et al. v. Hogen, et al.; 07-CV-0451-WMS**

Dear Ms. Fleming:

This is to advise you that at approximately 3:40 p.m. this afternoon, I received a telephone call here in my office from a woman who identified herself as Penny Coleman, Esq., who said that she was the counsel for the National Indian Gaming Commission. She further indicated to me that she was officially responding to the letters that had been addressed to you from my office requesting a response by 5:00 p.m. today with respect to what actions the National Indian Gaming Commission intended to take with respect to Judge Skretny's Order. I indicated to her that normally protocol dictated that lawyers speak only to lawyers, and that she was technically a client of an adverse party. She did say, however, that she was counsel for the NIGC and that your office was aware that she would be responding and not you.

She further indicated to me that NIGC was still considering its options and that there would be nothing further to report between then and 5:00 p.m., and that I should not expect a call from you. I simply want to place this conversation to you on the record in case there is any misunderstanding or discrepancy in what I heard. I am extremely reluctant to talk directly with clients of adverse parties and I did not initiate this phone call, it was initiated by Ms. Coleman and I think the foregoing is an accurate summary of the substance of our conversations.

I am further expecting that in light of Ms. Coleman's phone call to me, I will be hearing nothing further from you with respect to my request to you

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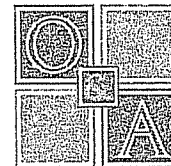
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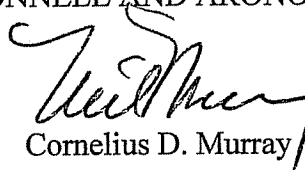
July 10, 2008

yesterday. If that is incorrect, please so advise me immediately. Thank you for your consideration and attention.

Very truly yours,

O'CONNELL AND ARONOWITZ

By:



Cornelius D. Murray

CDM:cm

Encl.

cc: Gina Louise Allery, Esq.

Penny Coleman, Esq. c/o National Indian Gaming Commission

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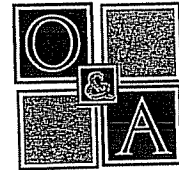
Exhibit E

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October 6, 2007

VIA TELEFAX (716) 945-1565 AND FIRST CLASS MAIL

Hon. Maurice A. John, Sr.
President, Seneca Nation of Indians
P.O. Box 231
Salamanca NY 14779

Re: Seneca Buffalo Creek Casino

Dear President John:

Our office is co-counsel for the Citizens Against Casino Gambling in Erie County and other individuals and entities that have initiated litigation in the United States District Court for the Western District of New York, challenging the validity of the July 2, 2007 approval by Phillip Hogen, Chairman of the National Indian Gaming Commission, of the Class III Gaming Ordinance adopted by the Seneca Nation of Indians ("SNI") on June 9, 2007 (Resolution No. R-06-09-07-20). The approval of the Ordinance is the purported basis upon which SNI has relied to commence Class III gambling at a temporary site on parcels of land located within the City of Buffalo.

We presume that you are well aware that the legality or illegality of that current operation hinges on the outcome of the above-referenced litigation. More importantly, we are, of course, aware of the press conference SNI held in Buffalo on Wednesday, October 3, 2007, announcing ambitious plans for the development of a multi-million dollar, 22-story hotel with a 90,000 square foot Class III gambling complex to be erected at the site.

We write to place you on formal notice that any funds SNI (or its affiliated entities, collectively "the Nation") expends and any obligations it incurs in connection with this proposed development are done so at the Nation's own risk and peril. The aforementioned litigation could well culminate in a decision that the Ordinance was illegally approved because the site is not "Indian land" within the meaning of the Indian Gaming Regulatory Act ("IGRA"), and/or that it is not otherwise gambling-eligible under IGRA.

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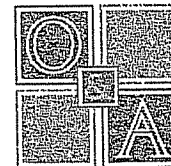
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Page 2

October 6, 2007

The Nation is, therefore, hereby advised that any claim it may subsequently make that it detrimentally relied on the validity of the Ordinance to commence major development at the site will have a hollow, disingenuous ring. Any so-called "hardship" claimed could only be characterized as "self-imposed." See *Pueblo of Santa Ana v. Kelly*, 104 F.3d 1546, 1556 (10th Cir. 1997); *cert denied* 522 U.S. 807 (1997) (Indian tribe is responsible for any alleged hardships incurred in having to close gambling facilities as a result of its own "admittedly precipitous conduct" in commencing operations prior to receiving formal legal approvals).

Thank you for your consideration and attention, and if you have any questions, please feel free to contact the undersigned.

Very truly yours,

O'CONNELL AND ARONOWITZ

By:

A handwritten signature in cursive script, appearing to read 'Cornelius D. Murray'.

Cornelius D. Murray

CDM:cm

cc: Hon. Phillip Hogen
Gina Louise Allery, Esq.