

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Authorizing Amicus Briefs in *State v. Leonard and KalshiEX LLC v. Johnson*  
Opposing Illegal Gaming)**

**RESOLUTION NO. 26-098**

1 **WHEREAS, the Constitution of the Tohono O'odham vests the Tohono O'odham Legislative**  
2 **Council with the power "to govern the conduct of members of the Tohono**  
3 **O'odham Nation and other persons within its jurisdiction" and "to employ legal**  
4 **counsel for the protection and advancement of the rights of the Tohono O'odham**  
5 **Nation" (Constitution, Article VI, Section 1(c)(1) and Section 2(d)); and**

6 **WHEREAS, KalshiEX LLC (Kalshi) is engaging in illegal gaming on the Tohono O'odham**  
7 **Nation and in the State of Arizona in violation of the Nation's and Arizona gaming**  
8 **laws and regulations and the Indian Gaming Regulatory Act (Pub. L. 100-497, 25**  
9 **U.S.C. § 2701 et seq.) and its implementing regulations; and**

10 **WHEREAS, Kalshi has sued the Arizona Department of Gaming and other state parties in**  
11 **United States District Court for the District of Arizona in *KalshiEX LLC v. Johnson***  
12 ***et al.* attempting to enjoin the State of Arizona from preventing Kalshi's illegal**  
13 **gaming; and**

14 **WHEREAS, in a separate case, *State v. Leonard*, the State of Arizona is prosecuting Lynxx**  
15 **Gaming, Inc. employees and managers for leasing and managing illegal gaming**  
16 **devices, and the Arizona Supreme Court is hearing an appeal from a decision**  
17 **allowing the prosecution to move forward; and**

18 **WHEREAS, the Commerce Committee and Nation's chairman recommend that the Nation**  
19 **join other tribes and tribal organizations in filing amicus briefs in both cases to**  
20 **oppose illegal gaming.**

21 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it approves**  
22 **and authorizes the Tohono O'odham Nation to join amicus briefs in *KalshiEX LLC***  
23 ***v. Johnson et al. and State v. Leonard* in substantially the form presented in**  
24 **emergency session on March 27, 2026.**

25 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes the Nation's**  
26 **chairman or his designee to execute any documents necessary to add the Nation**  
27 **to the amicus briefs.**

28 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 27<sup>TH</sup>**  
29 **day of MARCH 2026 at a meeting at which a quorum was present with a vote of 3,321.1 FOR; -0-**  
30 **AGAINST; -0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by**  
31 **Article VI, Section 1(c)(1) and Section 2(d) of the Constitution of the Tohono O'odham Nation,**  
32 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**  
33 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the**  
34 **Act of June 18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Wavalene M. Saunders*

Wavalene M. Saunders, Legislative Chairwoman

27 day of March, 2026

ATTEST:

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

27 day of March, 2026

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 27 day of March, 2026 at 2:30 o'clock, p.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Wavalene M. Saunders*

Wavalene M. Saunders, Legislative Chairwoman

APPROVED

on the 27 day of March, 2026

DISAPPROVED

at 2:32 o'clock, 7.m.

*Verlon M. Jose*

VERLON M. JOSE, CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

March, 2026, at 2:33 o'clock, p.m.

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

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ACTION: AUTHORIZING AMICUS BRIEFS IN *STATE V. LEONARD AND KALSHIEX LLC V. JOHNSON* OPPOSING ILLEGAL GAMING

MOVED: COUNCILWOMAN THEORIA CAMPILLO

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: MARCH 27, 2026

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 251.2	1. WAVALENE M. SAUNDERS (Mary Lopez) 2. FRANCIS HOMEWYTEWA ( )	125.6 125.6	X X			
SELLS 565.7	1. JANET B. ELEANDO ( ) 2. EVELYN JUAN MANUEL (Juan Buendia)	282.85 282.85	X X			
SCHUK TOAK 195.3	1. THEORIA CAMPILLO (Rebecca Ann Valentine) 2. DELISA M. RAMON ( <i>Absent</i> ) (Quintin C. Lopez) ( <i>Present</i> )	97.65 97.65	X X			
SAN XAVIER 249.8	1. DANIEL L.A. PRESTON III ( ) 2. JANICE FELIX ( )	124.9 124.9	X X			
SAN LUCY 266.3	1. GLORIA M. RAMIREZ (Lorraine M. Eiler) 2. ROGER MANUEL (Christina Andrews)	133.15 133.15	X X			X
PISINEMO 240.3	1. PAMELA J. BENAVIDEZ (Nora J. Ruelas) 2. NAOMI MONTE (Edward D. Manuel)	120.15 120.15	X X			X
HICKIWAN 222.9	1. LOUIS R. LOPEZ ( <i>Absent</i> ) (Loretta A. Ortega) ( <i>Present</i> ) 2. DELMA M. GARCIA ( )	111.45 111.45	X X			X
GU VO 279.6	1. LESLIE LUNA ( ) 2. BENNETT CHEWING ( )	139.8 139.8	X X			X
GU ACHI 289.2	1. GLORIA JOHNSON ( ) 2. LUCIUS E. LOPEZ (Victoria A. Hobbs)	144.6 144.6	X X			X
CHUKUT KUK 361.9	1. MARLAKAY HENRY ( ) 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	180.95 180.95	X X			
BABOQUIVARI 398.9	1. JESSE NAVARRO ( ) 2. NED NORRIS, JR. (Leander Mase)	199.45 199.45	X X			X
	<b>TOTAL</b>	<b>3,321.1</b>	<b>3,321.1</b>	<b>-0-</b>	<b>-0-</b>	<b>[06]</b>