



KIUYUM-ID

Volume 10 Issue 1

JANUARY 2000

2000 QUARTERLY GENERAL COUNCIL MEETING NOTICE

The Quarterly General Council Meetings for 2000 will be held on the following dates:

<u>DATE</u>	<u>DAY</u>	<u>TIME</u>	<u>LOCATION</u>
February 13	Sunday	11:00 am	Cow Creek Government Office, Roseburg
May 21*	Sunday	11:00 am	Cow Creek Government Office, Roseburg
August 13**	Sunday	11:00 am	Cow Creek Government Office, Roseburg
November 12	Sunday	11:00 am	Cow Creek Government Office, Roseburg

*Board of Directors Nomination Meeting

**Annual Board of Directors Election Meeting

Nominations for the 2000 Board of Directors Election will be taken at the May 21st meeting. Lunch will be served following each General Council meetings in 2000.

The procedures for the nominations for the Tribal Board of Directors Election are as follows:

Any registered voter of the Tribe present at the May meeting each year may nominate. Each person may nominate one individual for the election. When the nominations are closed, no other nominations will be accepted.

A nomination will be considered complete when the nominee has accepted the nomination in writing. Nomination acceptance forms will be furnished to all candidates present at the meeting. For those nominees not present, forms will be mailed to them no later than three (3) days following the nominations meeting and must be received in the tribal office no later than June 10th of each year. Candidate acceptance forms will be placed in the election file. Candidate's names will be placed on the ballot in the order the nominations are made.

Ballot packets, including instructions, will be mailed out to registered voters of the Tribe from the Siletz Agency no later than July 14, 2000. Ballots must be received by the Siletz Agency no later than 4:00 PM, August 11, 2000. If you are a registered voter and do not receive a ballot, you must contact the Tribal Government Office at 1-800-929-8229 or 1-541-672-9405.

DRUM MAKING CLASS

A drum making class, taught by Tom White Eagle, Lakota Sioux, has been scheduled for January 29, 2000 from 10:00 a.m. - 2:00 p.m. The class will include a demonstration and lectures, as well as hands-on training in construction of a drum. This is an adult level class limited with limited seating. Please make arrangements for child care, as none will be provided. To reserve a space in this exciting class, please contact Tonya Lenihan at 1-800-929-8229 or (541) 672-9405 by January 26, 2000.

The Cow Creek Band of Umpqua Tribe of Indians wants to alert Indian Country to a current, ongoing deception designed to cheat all Indians. It's an old story – "divide and conquer" – with new twists.



THE ORIGINAL INDIAN MOTORCYCLE COMPANY CEASED production in 1953. Since then there have been several conflicting claims to ownership of the "Indian" trademarks.

IN 1995, THE COW CREEK TRIBE WAS SOLICITED BY A federal receiver to become involved in the "Indian" trademark case to help legitimize the "Indian" trademarks through the federal receivership process.

THE TRIBE BECAME INVOLVED IN THE CASE TO ENSURE that whomever claimed the "Indian" trademark would have a permanent, substantial – non-token – commitment to Indian Country. The Cow Creek Tribe saw the project as a way to promote pride, dignity, and knowledge about Native American heritage.

"WE WANTED PEOPLE TO THINK ABOUT POSITIVE things like quality, durability, and integrity when they saw 'Indian' brand products," says Cow Creek Tribal Chairman Sue Shaffer.

THE COW CREEKS DEVOTED OVER FOUR YEARS OF TIME and substantial financial resources to developing, with the federal receiver, a complex contract called the Trademark Facilitation Agreement. The Trademark Facilitation Agreement was designed to ensure the revived "Indian" company would provide direct and substantial economic benefit and other incentives for Native Americans in addition to the Cow Creek Tribe.

THE TRADEMARK FACILITATION AGREEMENT SPECIFIED that just under 50 percent of license revenues relating to Native American style or related goods bearing "Indian" Trademarks would be permanently segregated for distribution to Native American organizations. Under the Trademark Facilitation Agreement, organizations like the Native American Rights Fund, the National Congress of American Indians, and the American Indian College Fund and dozen of others would have received millions of dollars. Under the Trademark Facilitation Agreement all Indian people would have a priority opportunity to produce "Indian" label products.

IN 1998, THE TRADEMARK WAS SUPPOSEDLY REVIVED. The "Indian" trademarks were awarded to a private Canadian based restaurant and clothing company that "acquired" a company in Gilroy, California, to produce non-original "Indian" motorcycles as one model in a larger line of motorcycles.

THE CANADIAN COMPANY HAS REPUDIATED THE Trademark Facilitation Agreement because they say it is too generous to Indian country!!! Apparently, from their perspective it's cheaper to spend thousands of dollars on token efforts to avoid millions of dollars of real commitment to Indian Country.

THE COW CREEK TRIBE HAS BEEN FORCED TO FILE A lawsuit. If a product says "Indian," it should really be "Indian." Tokenism is unacceptable. We believe these ideas are important enough to defend. We believe these ideas are important enough to insist that solemn written commitment by federal officers be honored.

THE NATIONAL CONGRESS OF AMERICAN INDIANS AND the Native American Rights Fund have given their formal support to the struggle to enforce the Trademark Facilitation Agreement.

THE COMPANY'S DEFENSE IS TO PLAY INDIANS AGAINST each other by creating a nationwide press show that attempts to create a false, misleading perception about their intent and purpose. Apparently, they believe a few small donations to worthwhile Indian groups and a bit of Vegas-style celebrity is enough to buy off Indian Country.

BEADS, BAUBLES, AND TRINKETS; SOLEMN FEDERAL agreements; divide and conquer. An old story with new twists.

INDIAN COUNTRY DESERVES BETTER.



(541) 672-9405 For a copy of NCAI Resolution #VAN-99-007 or NARF's amicus curiae or any other information, please contact the Cow Creek Band of Umpqua Tribe of Indians. Information also available on our Web sites: www.indiantrademark.com or www.cowcreek.com.

The Cow Creek Tribe does not recognize the legitimacy or registration of the "Indian" trademark.

STATEMENT OF THE NATIONAL CONGRESS OF AMERICAN INDIANS AND THE NATIVE AMERICAN RIGHTS FUND WITH REGARD TO THE INDIAN MOTORCYCLE TRADEMARK

OCTOBER 6, 1999

The National Congress of American Indians and the Native American Rights Fund would like to state our firm opposition to the new "Indian Motorcycle Company's" use of the "Indian" trademark and, most recently, their inappropriate use of the forum of the National Congress of American Indians' Annual Session to promote their products.

The Cow Creek Band of Umpqua Tribe of Indians worked for years to ensure that the "Indian" trademarks, if revived, would be used for the substantial benefit of all Indian Country and that products under the "Indian" label would in fact be produced in Indian Country. This effort resulted in a contract that the Cow Creek contend bound any purchaser of the "Indian" trademarks to substantial long-term commitments in Indian Country. The new "Indian Motorcycle Company" does not agree that it is bound to these commitments, however.

The Cow Creek Tribe has filed suit to enforce these commitments. NCAI has a resolution (Resolution #VAN-99-007) that condemns the new "Indian Motorcycle Company" and their use of the "Indian" trademarks and supports the Cow Creek Tribe in the lawsuit.

The Native American Rights Fund has filed an amicus curiae brief in the litigation arguing that the new "Indian Motorcycle Company's" use of the "Indian" trademarks violates the Indian Arts and Crafts Act.

In the midst of this controversy, the new "Indian Motorcycle Company" is engaging in callous efforts to gain support in Indian country by giving small donations to Indian causes without adequately disclosing the controversy of the lawsuit. The reprehensible actions of the new "Indian Motorcycle Company" in this matter concerns all tribal governments and Indian people. Protection of our intellectual property interests and cultural identity is a vital issue, and we must all be vigilant against efforts to use Indian identity for improper purposes.

Thank you very much for your attention to this very important matter. Should you have any questions, please contact JoAnn K. Chase, NCAI Executive Director, or John Echohawk, Executive Director of the Native American Rights Fund.



Department
of Energy

Information



Bonneville Power Administration

BPA offers \$10,000 reward for information on toppled tower incident

PORTLAND, Ore. – BPA is offering a reward of up to \$10,000 for information leading to the arrest and conviction of individuals who damaged and disabled one of its main transmission lines connecting the Pacific Northwest to the Pacific Southwest the night before New Year's Eve.

People who have information about the incident are urged to call BPA's Crime Witness Hot Line toll free at **1-800-437-2744** or call one of the numbers below:

FBI Bend	(541) 389-1202
Deschutes County Sheriff	(541) 388-0170
Oregon State Police	(503) 375-3555
FBI Portland	(503) 552-5346

The identity of informants will be kept confidential.

At 8:53 p.m. Thursday, Dec. 30, BPA lost electrical service on its Celilo-Sylmar 1,000,000 volt direct current intertie line. Automatic system protection relays isolated the affected transmission line and re-routed the power instantaneously to other power lines, so there was no loss of electrical service. A maintenance crew – sent to the site to investigate the problem – discovered a transmission tower lying on its side. The crew repaired the tower and had the line back in service by 7:32 p.m. Dec. 31.

The incident occurred near where the transmission line crosses US Highway 20, approximately 37 miles southeast of Bend Ore. and 14 miles northeast of Brothers, Ore. The Deschutes County Sheriff, Oregon State Patrol and Federal Bureau of Investigation all are involved in the investigation.

"The tower sustained minimal damage and the line itself was not permanently damaged," said Mike Berg, BPA security specialist. "Nevertheless, significant costs were incurred in responding to this emergency.

"This is the first time in over twenty years that someone has deliberately disabled one of our towers. It was obviously an attempt to cause mayhem on the Northwest Power system and that is why we are taking this criminal act so seriously and offering a \$10,000 reward. We're focused on finding, apprehending and prosecuting to the fullest extent possible the people who committed this reckless, foolish act."

The Crime Witness Program was created by BPA in 1994 as a cost-effective way to involve the public in combating crimes that could potentially cause power outages. Since then, the Crime Witness Program has generated hundreds of telephone tips resulting in dozens of arrests, and nearly \$3,000,000 in savings in the form of recovered property, restitution and reduced vandalism.

January 7, 2000

Contact: Mike Berg, BPA (503)230-5877

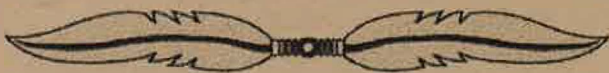


TRIBAL PREVENTION PROGRAM

The Cow Creek Tribal Prevention Program is a federally funded program for eligible tribal members in the seven county service area. The counties are Deschutes, Douglas, Coos, Jackson, Josephine, Lane and Klamath. All services must be pre-approved by calling Linda Rondeau or Roma Jackson at 1-800-935-2649. Emergencies must be called in within 72 hours.

Federal guidelines state that the Tribal Prevention Program is the payer of last resort, therefore, all other alternate resources, such as private insurance, Medicare or Medicaid must be used prior to the Tribal Prevention Program paying for services.

Over the last few months, there have been very expensive dental services required for tribal members. Nearly half of these expenses could have been prevented with appropriate dental exams and cleanings. In an effort to avoid extensive dental work, exercise preventive dental care by maintaining appointments every six months for teeth cleaning and examination. This effort will save Tribal Prevention program dollars.



To be aware of the past

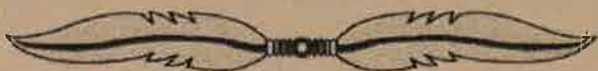
is to be forever a child

but those of us who forget the past

are condemned to repeat it.

Mankind IS the sum of his ancestors

George Santayana



OMAP COVERAGE

In response to some recent inquiries regarding the Oregon Medical Plan, eligibility and coverage as it relates to the Contract Health Program, the following information is provided:

Federal guidelines mandate that the Contract Health Program is the payer of last resort, therefore, any tribal member *eligible* for the Oregon Medical Plan must maintain a current OMAP medical card. If coverage under OMAP lapses for lack of member responsibility, the Contract Health Program will not cover any medical appointments or prescriptions.

If you have additional questions about the Oregon Medical Plan, or eligibility for the Contract Health Program, please call Linda Rondeau at 1-800-935-2649 or (541) 672-8533.

OVER-THE-COUNTER PROGRAM

The Over-the-Counter Health Program enables all tribal members, regardless of where they live, to \$100.00 of non-prescription pharmaceutical supplies, such as Advil, Tylenol, cold and flu medicines, cough syrup, thermometers, vitamins etc. If you want to quit smoking, Tribal Prevention Program can pay up to three months worth of non-smoking supplies.

To enroll in this program, you must contact Linda Rondeau at 1-800-935-2649, with the name of the pharmacy you normally use. Once the account information is established with your pharmacy, you can call Linda at **least 24 hours** in advance, for pre-approval of your pharmaceutical needs. Your list needs to be at least 5 items or more. Plan ahead and stock up on needed items.



HOUSING ASSISTANCE

- **BIA Housing Improvement Program (HIP)**
The Housing Improvement Program (HIP) is now accepting applications for housing assistance. The HIP program is a Bureau of Indian Affairs federally funded program contracted and administered by the Tribe. This program can assist eligible tribal members living in the seven county service area with housing needs such as: repairs, rehabilitation (roof, weatherization, windows, doors, structural repairs, etc.) or replacement housing. Priority is given to families with the greatest needs in relation to income, family size, etc.
- **Cow Creek Tribal Housing**
The Tribal Housing Program can assist tribal members with down-payment assistance or home repair assistance. This program is not restricted to the seven county area, however, applicants must be ineligible for the BIA Housing Improvement Program.
- For more information regarding the BIA Housing Improvement Program or the Cow Creek Housing Assistance Program, please contact Carol Ferguson, Housing Director at the Tribal Government Offices, 1-800-929-8229.



TRIBAL IDENTIFICATION

Tribal identification cards are available to any member upon request. If you would like one, contact Carol Ferguson at the Cow Creek Government Offices. You will be sent an application. Sign the ID card, enclose an appropriately sized photo and mail it back to the Tribal Government Offices. **PLEASE DO NOT FILL IN ANYTHING ON THE CARD EXCEPT YOUR SIGNATURE.**

UPDATED ADDRESS

Tribal members are encouraged to maintain a current address at the Tribal Government Offices. Tribal members who have minor children not living in their household should update the child's current address for information on trusts and youth activities. If you know of any tribal members who have not been receiving correspondence from the Tribal Government Offices, please recommend that they call the toll free number (1-800-929-8229) or write to: **Cow Creek Government Offices, 2371 NE Stephens, Suite 100 Roseburg, OR. 97470**

JOB LINE

Tribal members interested in employments opportunities at the Seven Feathers Hotel and Casino Resort, the Cow Creek Gaming Commission, the Cow Creek Government Offices, Valley View Motel, Riverside Lodge, Seven Feathers Truck & Travel Center, Umpqua Indian Foods, or Canyon Cubbyhole's, please call the Tribal Job's Line at 1-800-676-0854 for a prerecorded listing of all job openings. The Tribal Job's Line is updated on a weekly basis and provides instruction as to where and how to apply.



Cow Creek Tribal Government Office
Attn: Tonya Lenihan
2371 NE Stephens, Suite 100
Roseburg, OR 97470
1-800-929-8229 or (541) 672-9405
E-mail: tlenihan@cow.portland.ils.gov