

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION

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UNITED STATES OF AMERICA,	:	CIVIL ACTION No. 07-C-316
	Plaintiff,:	
v.	:	
	:	
MENOMINEE TRIBAL ENTERPRISES,	:	DEFENDANT
the principal business arm	:	MENOMINEE TRIBAL ENTERPRISES'
of the Menominee Indian Tribe of Wisconsin,	:	FIFTEENTH SET OF REQUESTS
MARSHALL PECORE, and	:	FOR PRODUCTION OF DOCUMENTS
CONRAD WANIGER,	:	TO THE
	:	UNITED STATES OF AMERICA
	Defendants.:	
-----	x	

TO: PLAINTIFF UNITED STATES OF AMERICA AND ITS ATTORNEYS, STEVEN M. BISKUPIC, ESQ. AND CHRISTIAN R. LARSEN, ESQ. UNITED STATES DEPARTMENT OF JUSTICE, EASTERN DISTRICT OF WISCONSIN, 517 EAST WISCONSIN AVENUE, MILWAUKEE, WISCONSIN 53202.

Defendant, Menominee Tribal Enterprises (“Menominee(s)” or “Defendant”) hereby requests that Plaintiff United States of America (“Plaintiff”), produce the following designated documents in response to the following Requests for Production of Documents (“Requests”), within thirty days from the date of service of this Request, unless an earlier date for response is stipulated between counsel or ordered by the Court.

DEFINITIONS AND INSTRUCTIONS

The definitions and instructions set forth in Menominee’s First, Third, Fifth, and Tenth Sets of Requests for Production of Documents, dated August 1, 2007, August 6, 2007, October 1, 2007, January 23, 2008, January 25, 2008, February 19, 2008, and February 25, 2008 respectively, are incorporated by reference as if fully set forth below.

If the United States has previously produced a responsive document, please indicate that the document has been previously produced and describe its location by Bates number and the

discovery request to which it was produced; and if that is your response, it is not necessary to produce another copy.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1:

All documents relied upon by Stu Mani to support his October 3, 2001 e-mail statement to Neil Smith that the “issues presented by David Congos may involve issues of waste, fraud, abuse impacting approximately \$1BILLION + dollars forestry trust asset.”

REQUEST NO. 2:

All documents you rely on to support your contention that the prescribed burns (Invoices 220 and 222) were never done.

REQUEST NO. 3:

19 BIAM Supp 6, entitled “Communications with Contractors and Offerors,” which was attached to Jay West’s May 30, 1995 letter to David Congos.

REQUEST NO. 4:

David Congos’ “white paper” on trust responsibility entitled “BIA Residual Trust Protection Duties.”

REQUEST NO. 5:

Apasahnakwat’s letter to BIA’s then Area Director Larry Morrin dated June 12, 1998 concerning roads contract issues **and** BIA’s response.

REQUEST NO. 6:

The complete two-page e-mail exchange between Dan Pubanz and Matt Duvall dated September 30, 2005, a partial copy of which was located in David Congos’ BIAK files, Box 8 of 13.

REQUEST NO. 7:

The complete and accurate copy of David Congos' OGE Form 450 Confidential Financial Disclosure Report.

REQUEST NO. 8:

Complete and accurate copies of all David Congos' OGE Form 450-A Confidential Certificate(s) of No New Interests (Executive Branch), if any.

REQUEST NO. 9:

All final versions of the BIA's Internal Control Review Forms (OMB Circular A-123 Management's Responsibility for Internal Control) for the trust programs and procedures for any forestry program at the Menominee Indian Reservation for the period October 1, 1996 through the present.

REQUEST NO. 10:

The complete facsimile transmission from Jacci Pubanz to Sean Hart dated May 2, 2003.

REQUEST NO. 11:

The complete facsimile transmission from David Congos to Sean Hart dated May 7, 2003.

REQUEST NO. 12:

The IFMAT – II Executive Summary report and all attachments to David Congos' memorandum to Joan Delabrue dated September 19, 2003.

REQUEST NO. 13:

Jay West's memorandum to the Regional Director dated July 29, 2003.

REQUEST NO. 14:

All attachments, including, but not limited to, the three pages of findings and testimony from the lawsuit against the Bureau for undercutting that was attached to Jay West's memorandum to the Regional Director dated July 29, 2003.

REQUEST NO. 15:

The complete facsimile transmission from David Congos to Stu Mani dated July 31, 2003.

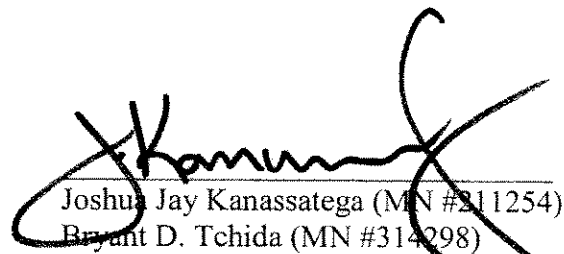
REQUEST NO. 16:

BIA's notice to OIG of fraudulent invoices and status of investigation dated February 2002.

REQUEST NO. 17:

BIA's letter to OIG regarding allegations of misuse of funds dated May 29, 2004.

DATED: MARCH 10, 2008



Joshua Jay Kanassataga (MN #211254)
Bryant D. Tchida (MN #314298)

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**ATTORNEYS FOR DEFENDANT
MENOMINEE**

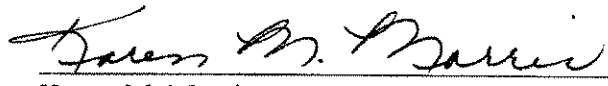
United States of America v. Menominee Tribal Enterprises, et al.

File No.: 07-cv-00316

AFFIDAVIT OF SERVICE BY MAIL

STATE OF MINNESOTA)
) ss
COUNTY OF HENNEPIN)

Karen M. Morris, being first duly sworn, deposes and says that on March 10, 2008 she served the Fifteenth Set of Requests for Production of Documents to the United States of America upon Christian R. Larsen, Esq., Assistant United States Attorney, at United States Department of Justice, Eastern District of Wisconsin, 517 East Wisconsin Avenue, Milwaukee, Wisconsin 53202, by placing a true and correct copy thereof in an envelope, postage prepaid, and depositing the same in the United States mail at Minneapolis, Minnesota.



Karen M. Morris

Subscribed and sworn to before
me on March 10, 2008.



Notary Public

