

TO APPROVE THE ISSUANCE AND FUNDING OF DEBT TO
CHOCTAW DEFENSE MUNITIONS, LLC

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE the issuance and funding of debt to Choctaw Defense Munitions, LLC

WHEREAS, Choctaw Defense Munitions, LLC (“Munitions”), is a limited liability company formed under the Choctaw Nation Limited Liability Company Act (the “LLC Act”); and

WHEREAS, Munitions is wholly-owned by Choctaw Defense Group, LLC (“Defense Group”), a limited liability company formed under the Act; and

WHEREAS, Defense Group is wholly owned by the Choctaw Nation of Oklahoma (the “Nation”); and

WHEREAS, the Tribal Council (the “Council”) of the Nation has determined that it is in the best interests of the Nation to make a loan (the “Loan”) of up to Thirty Million Dollars (\$30,000,000) (the “Loan Amount”) to Munitions to fund the construction and startup costs of an ammunition manufacturing facility (the “New Facility”) if Munitions can obtain a firm purchase commitment from a third party to purchase ammunition (a “Commitment”) produced by the New Facility, which Commitment must be satisfactory to the Chief of the Nation (the “Chief”) in his sole discretion; and

WHEREAS, the Council has determined that it is in the best interests of the Nation to fund the Loan Amount from the Nation’s unrestricted cash (“Unrestricted Cash”); and

WHEREAS, the Council has determined that it is in the best interests of Munitions to issue debt as contemplated herein.

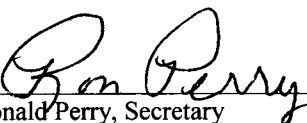
THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval for the Nation to make the Loan to Munitions on such terms and conditions as approved by the Chief, or his designee, provided that Munitions has received a Commitment satisfactory to the Chief, in his sole discretion.

BE IT FURTHER ENACTED by the Council that, subject to the restrictions contained herein, this Bill be cited as approval for the Nation to fund the Loan Amount from Unrestricted Cash.

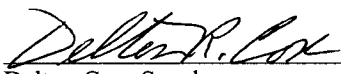
BE IT FURTHER ENACTED by the Council that, subject to the restrictions contained herein, this Bill be cited as approval for Munitions to issue debt as contemplated herein.

CERTIFICATION

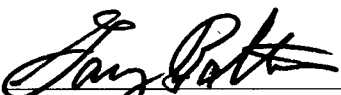
I, the undersigned, as speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that eleven (11) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on December 10, 2016. I further certify that the foregoing Council Bill CB- 44 -17 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zero (0) abstaining.



Ronald Perry, Secretary
Choctaw Nation Tribal Council



Delton Cox, Speaker
Choctaw Nation Tribal Council



Gary Batton, Chief
Choctaw Nation of Oklahoma

Date 12-14-16