

JUL 21 2014

**ONEIDA APPEALS COMMISSION**

RECEIVED BY: **JT**

Greg Matson, Challenge of Election results, July 12, 2014

**ORIGINAL**

**STATEMENT OF CHALLENGE**

Challenger, Greg Matson, (Roll # 8626) comes now before the honorable judges of the Oneida Appeals Commission in accordance with Section D.2.11-11. within the Oneida Election Law stating, "Any qualified voter may challenge the results of an election by filing a complaint with the Oneida Appeals Commission within ten (10) calendar days after the election."

I do challenge the Oneida General Election results (Chairman Position) held on July 12, 2014. (Attachment A)

**Campaign Financing**

Cristina Danforth, candidate for Chairman of the Oneida Tribe of Indians, did violate the Oneida Election Law, (Attachment B) 2.5 – Candidate Eligibility; Section C. – Campaign Financing; 2.5-8.a.1 and 2.5-8.a.2. which states:

*(a) Solicitation of Contributions by Candidates.*

*(1) Candidates shall only accept contributions from individuals who are members of the Tribe or individuals related by blood or marriage to the candidate. Candidates may not accept contributions from any business, whether sole proprietorship, partnership, corporation, or other business entity.*

*(2) Candidates shall not solicit or accept contributions in any Tribal office or business/facility.*

**Unfair Election**

Furthermore, anonymous letters were mailed to residents within the Oneida reservation and the Oneida Business Committee (Attachment C) & (Attachment D). These anonymous letters did provide an unfair election.

**ARGUMENT OF CASE**

**Campaign Financing**

Mary Graves, an enrolled member of the Oneida Tribe, did contribute to Cristina

Danforth's campaign by providing transportation to and from the candidate forums, (June 7, 2014, and June 28, 2014), sponsored by the South Eastern Oneida Tribal Services department of the Oneida Tribe. Mary Graves did submit mileage reimbursement (Attachment E) for her campaign contribution of transporting candidate Cristina Danforth. Cristina Danforth, direct supervisor of Mary Graves and Tribal Treasurer, did violate the Oneida Tribe's Ethic Law, section 3.3-3.a.2, 3.3-3.b.1, 3.3-3.b.2, 3.3-3.b.3, and c.c-3.c.1, (Attachment F) by approving use of tribal funds to further Ms. Danforth's advancement in the campaign for Chairperson. Furthermore, Ms. Danforth participated in the violation of the Oneida Tribe's Personnel Policies and Procedures:

- i. *V.D.2.III.e. Theft of property shall include theft embezzlement, cheating, defrauding, pilfering robbery, extortion, racketeering, swindling or any of these actions, or conspiracy to commit such actions with Tribal employees or other persons against the Tribe, its guests, employees, members, customers and/or clients while on or about Tribal premises. (S/T) (BC Action, 12-2-88) (Attachment G)*

If Ms. Graves received mileage reimbursement as an employee, then 2.5-9.c of the Election Law was violated. It states:

*"Employees of the Tribe shall not engage in campaigning for Tribal offices during work hours. Tribal employees shall be subject to disciplinary action under the personnel policies and procedures for political campaigning during work hours."*

According to the tentative results (Attachment A), I received a total of 811 votes and Cristina (Tina) Danforth received 838 votes. I won the vote from polling place held at 525 Airport Road, Oneida WI. 54155, by five (5) votes; but lost the vote from polling place held at 6811 W. Morgan Ave., Milwaukee WI., 53220 by 32 votes. In the Primary election, (Milwaukee polling site), I received 3.8% of the total votes cast for the Chairman position. Cristina Danforth received 9.87% of the total votes cast for the Chairman position. In the General election, I received 7.89% of the total votes cast, a 4% increase. Cristina Danforth received 11.45% of the total votes cast, a 1.58% increase.

Cristina Danforth, Tribal Treasurer, approved Tribal funds directly contributing to her campaign for Chairperson in Milwaukee, WI. which directly and negatively impacted the percentage amount of votes I received, (Milwaukee polling site), for my bid to Chairman of



the Oneida Tribe of Indians.

The Oneida Tribe of Indians contributed monies to Cristina Danforth's campaign, via mileage reimbursement approved by Cristina Danforth. If Cristina Danforth did not attend the 2 campaign functions in Milwaukee, I would have had an approximate 6% increase in votes (about 15 additional votes) and Cristina Danforth would have maintained her 9.87% with no increase, (approximately 13) votes. Therefore, the additional 28 votes would have changed the election results and I would have won the Chairman position.

### **UNFAIR ELECTION**

There were a total of 1,685 voters in the July 12, 2014, General Election. There were 1,649 voters who voted for the chair position. This is a discrepancy of 37 votes not cast for the chair position. The distribution of anonymous letters defaming both candidates created an unfair election and impacted the amount of total votes received by myself.

### **RELIEF SOUGHT**

#### **Motion to Stay**

First and foremost, I respectfully submit this "Motion to Stay" the election results from the July 12, 2014 general election for the Chairman position of the Oneida Tribe of Indians.

(1) I have provided factual documentation, (Attachment E) showing a clear violation of the Oneida Election law. (2) If a stay is not granted, and the honorable court disqualifies the candidate or the election results, the election results may be certified and I, the challenger will be irreparably injured absent a stay; (3) issuance of the stay will not harm the Oneida Tribe of Indians since the Vice-Chairperson election results will be certified; and (4) the public interest has a right to know if in fact the Oneida Election law has been violated prior to certification of the election results and/or inauguration


#### **Disqualification**

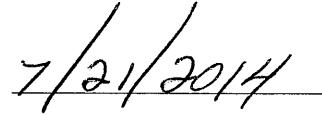
I, Greg Matson provide the following requests for relief.

1. Per the Oneida Election Law, the Oneida Appeals Commission may invalidate the election results for the Chairman position. However, I am requesting the Oneida Appeals Commission to either;
  - a. disqualify candidate Cristina (Tina) Danforth and/or;

3

- b. disqualify of the Milwaukee poll votes skewed by the use of candidate/Treasurer Cristina (Tina) Danforth using tribal funds to attend two candidate forums on June 7, 2014, and June 28, 2014.

  
\_\_\_\_\_  
Greg Matson (Roll #8626)

  
\_\_\_\_\_  
Date

TENTATIVE RESULTS

ONEIDA TRIBE OF INDIANS OF WISCONSIN

TENTATIVE RESULTS

2014 GENERAL ELECTION - JULY 12, 2014

WINNERS ARE HIGHLIGHTED IN YELLOW

TOTAL	ONE	MKE	BUSINESS COMMITTEE - CHAIR		TOTAL	ONE	MKE	ONCOA (COMMISSION ON AGING)		
811	747	64	GREG MATSON		275	243	32	MICHAEL L HILL (BLUTO)		
838	742	96	CRISTINA (TINA) DANFORTH		660	617	43	SHIRLEY BARBER		
					256	221	35	CARMEN ESCAMEA		
TOTAL	ONE	MKE	BUSINESS COMMITTEE - VICE CHAIR		TOTAL	ONE	MKE	BEVERLY J DENNY-ANDERSON		
1260	1149	111	MELINDA J. DANFORTH		432	384	48	DELLORA "DODO" CORNELIUS		
362	314	48	CATHY L. METOXEN		342	294	48	WARREN SKENANDORE		
					352	315	37	RITA M SUMMERS		
TOTAL	ONE	MKE	BUSINESS COMMITTEE - TREASURER		TOTAL	ONE	MKE	MARLENE SUMMERS		
853	761	92	TRISH KING		431	404	27	DONALD D. MCLESTER		
793	726	67	DAVID P. JORDAN "FLEET"		494	436	58	DOROTHY J. SKENANDORE		
TOTAL	ONE	MKE	BUSINESS COMMITTEE - SECRETARY		TOTAL	ONE	MKE	GAMING COMMISSION		
909	801	108	LISA SUMMERS		280	236	44	STEVE MITTAG		
719	670	49	LEYNE OROSCO		537	488	49	MATTHEW W. DENNY		
					458	417	41	SHIRLEY M. HILL		
					287	268	19	KAREN ADAMS		
TOTAL	ONE	MKE	BUSINESS COMMITTEE - MEMBER		TOTAL	ONE	MKE	TRUST/ENROLLMENT COMMITTEE		
458	411	47	WINNIFRED (WINNIE) THOMAS		265	226	39	CARMEN ESCAMEA		
669	636	33	BEN VIEAU		743	665	78	LOIS METOXEN STRONG		
881	795	86	RON TEHASSI HILL		757	694	63	ELAINE SKENANDORE-CORNELIUS		
463	419	44	DAN GEORGE SKENANDORE		299	265	34	KAYLYNN GRESHAM		
310	245	65	BRENDA JOHN STEVENS		696	630	66	DEBRA J. DANFORTH		
560	519	41	DANELLE WILSON							
447	394	53	STAN WEBSTER							
527	455	72	LINDA "BUFFY" DALLAS							
431	405	26	BART M CORNELIUS							
646	583	63	JENNIFER (JENNY) WEBSTER		TOTAL	ONE	MKE	SCHOOL BOARD - PARENT POSITION		
288	262	26	BERNARD STEVENS		1176	1070	106	RHIANNON "RC" METOXEN		
440	396	44	DEBRA L. POWLESS							
890	817	73	BRANDON STEVENS		TOTAL	ONE	MKE	ELECTION BOARD		
378	344	34	CHRIS J. CORNELIUS "CHRISY"		1118	1015	103	CONSTANCE "CONNIE" DANFORTH		
610	563	47	FAWN J. BILLIE		942	853	89	MELANIE BURKHART		
TOTAL	ONE	MKE	LAND COMMISSION		TOTAL	ONE	MKE	LAND CLAIMS COMMISSION		
561	493	68	DAKOTA A WEBSTER		959	864	95	DAKOTA A WEBSTER		
423	374	49	MICHAEL L HILL (BLUTO)		877	791	86	MICHAEL L HILL (BLUTO)		
699	631	68	SHERROLE BENTON		907	819	88	DARRELL HILL		
924	830	94	RAE SKENANDORE		TOTAL	ONE	MKE	REFERENDUM QUESTIONS		
576	523	53	ISAIAH D. SKENANDORE		YES	771	713	58	Should the \$100 GTC meeting stipend be discontinued?	
813	745	68	DONALD D. MCLESTER		NO	801	702	99		
					YES	697	654	43	Should the GTC meeting stipend become a \$50 debit card redeemable at Oneida Tribe Enterprises and Programs?	
					NO	839	729	110		
					YES	170	150	20	Should the GTC meeting stipend have an option of choosing \$75 and leaving after staying for one hour of the meeting?	
					NO	1363	1227	136		

*The election results posted here are tentative results. Final election results are forwarded by the Oneida Election Board to the Oneida Business Committee via a Final Report after time has lapsed for recount requests, or challenges or after all recounts or challenges have been completed, whichever is longer.*

ONE = ONEIDA MKE=MILWAUKEE

### *Section B. Eligibility Review*

2.5-6. Applicants found to be ineligible shall have two (2) business days to request an appeal. At least four (4) Election Board members shall constitute a hearing body. The Chairperson shall select the hearing body. The hearing shall be held within two (2) business days of receipt of the appeal. The applicant shall be notified by phone of time and place of the hearing. The decision of the hearing body shall be sent via certified mail or hand delivery within two (2) business days of the hearing. Any appeal from a decision of the Election Board hearing body shall be to the Oneida Appeals Commission on an accelerated schedule and in compliance with the Administrative Procedures Act.

2.5-7. The Election Board shall be responsible for reviewing the qualifications of applicants to verify eligibility. Any applicant found to be ineligible for a nominated or petitioned for position shall be notified by certified mail return receipt requested. The notice shall provide the following information:

- (a) Position for which they were considered
- (b) Qualification of the position and citation of the source. (Copies of source may be attached.)
- (c) A brief summary explaining why the applicant was found to be ineligible.
- (d) That the applicant has two (2) business days from notification to make an appeal. Appeals must be filed at the location designated on the notice by hand delivery. The location designated shall be on the Reservation. No mailed, internal Tribal mail, faxed or other delivery method will be accepted.

### *Section C. Campaign Financing*

2.5-8. Contributions:

(a) Solicitation of Contributions by Candidates.

(1) Candidates shall only accept contributions from individuals who are members of the Tribe or individuals related by blood or marriage to the candidate. Candidates may not accept contributions from any business, whether sole proprietorship, partnership, corporation, or other business entity.

(2) Candidates shall not solicit or accept contributions in any Tribal office or business/facility.

(b) Fines. Violation of the contribution restrictions shall result in a fine imposed by the Election Board in an amount specified in a resolution adopted by the Business Committee.

2.5-9. Campaign Signs and Campaigning:

(a) Placement of campaign signs:

(1) Campaign signs shall not be posted or erected on any Tribal property except for private property with the owner/tenant's permission.

(2) No campaign sign shall exceed sixteen (16) square feet in area. A maximum of seven (7) such signs may be placed on a building or on a lot.

(3) No campaign sign shall project beyond the property line into the public right of way.

(b) Removal of campaign signs. All campaign signs shall be removed within five (5) business days after an election.

(c) Employees of the Tribe shall not engage in campaigning for Tribal offices during work hours. Tribal employees shall be subject to disciplinary action under the personnel policies and procedures for political campaigning during work hours.

Straight from Oneida Times July 2014:

When the FBI scooped into the offices of Oneida Housing authority on 6-26-14 to confiscate the computers, it was big news around SITE 1 and for the Tribe. The Oneida Business Committee based on potential criminality in recent audit by the Tribe's Internal Audit Department, turned over documents that have been percolating since the Dale Wheelock scandal. Greg Matson worked as a project manager and a preliminary investigation showed double billing by Matson and mismanaged funds. Greg Matson is currently being looked at by the FBI.

Years ago, the Kingdome, owned by Trish King's family, sold to then GM ARTELY SKENANDORE the land at double the value to the Tribe and then the Tribe sold to Menard's. Not a big deal to scam the Tribe for it was common practice back then (remember Artley's continued land deals???)

Now we have the pac being formed once again. Led by ARTLEY SKENANDORE (rumored to be the new Commerce Director after this next election) with followers in tow: Greg Matson, Trish King, Paul Ninham and others.

Remember the multi-million dollars lost on failed adventures, which MR. SKENANDORE was NOT required to pay one penny back (\$10,000,000 on one business by itself). Remember who is really behind the push for candidates.

Candidate for Secretary Lisa Summers who put it on the BC agenda to do away with the Stipend, again. No respect for the work of the GTC. Trish King was the architect of the petition to do away with the stipend.

LINDA SUE DALLAS our next ONEIDA BUSINESS COMMITTEE COUNCILPERSON...Can you really vote for a person with her history?

FACT 1: 2014 Linda Dallas hasn't done 4-hours of work for the last 1 and ½ years. Linda Dallas supposedly works 4-hours for Chairman Delgado as his part-time Policy Analysis, but **has not worked a 4-hour shift for over 1 and ½ years.**

FACT 2: 2012 several ETHIC charges were filed at OTJS against Linda Dallas, again she was given the opportunity to resign or face removal – **again she took resignation.**

FACT 3: 2010 Outagamie County Court 09-TR-10681 & 09-TR-10682 found **guilty of UWI &, Lying to Sergeant Maxam**; Linda Dallas CHARGED \$691.50 and 6-month revocation (alcohol – drug assessment for occupational driver's license and counseling).

FACT 4: 2008 Amerindian Center located downtown Green Bay; **SHUT DOWN** due to Linda Dallas' inability to submit funding reports to the Federal Government. Amerindian Center offered to those who needed services or resources in the areas of health, social, economic, educational and cultural enhancement with community involvement.

FACT 5: 2007 Linda Dallas was the director of America's Dream; **SHUT DOWN** due to mismanagement of funds. America's Dream gave people who would not ordinarily afford a home a chance to build their very own home. Due to mismanagement of funds by Linda Dallas, America's Dream was shut down.

FACT 6: 1999 Linda Dallas was given the opportunity to resign for Personnel Commission or face removal, she chose to **RESIGN.**

**VOTE  
WISELY**



## **Do you really want our current Treasurer to be the future Chair of our Tribe?**

### **Tina Danforth – Delgado**

- **Took out a loan with her ex-husband from Bay Bank for the White Eagle Tavern and never paid it back – would the average Tribal member get that kind of break? For \$300,000.00 Plus?**
- **Has used Tribal resources when her son was in trouble with the law**
- **Got paid her regular salary and never had to use sick, vacation or family leave when her ex-husband got seriously ill – would any other employee get this kind of break? For six months?**
- **Works an average of 8 – 12 hours a week in her office at NHC and gets paid for 40**
- **Attends the Oneida Business Committee meetings on average of once per month – isn't that what we pay her for – to tend to the business of the Tribe?**
- **Spends one half to two thirds of her time on travel – shopping and site seeing and shows up at the meeting or conference just enough to say she was there**

- **Is the first one to say we need to eliminate unnecessary jobs and then adds staff to her areas of responsibility**
- **Due to increased stress of being Chair in the past had health issues that led to her decision not to run again – what will happen this time around?**
- **Went against Oneida Business Committee actions at National Meetings – causing embarrassment to our Tribe and then used her “poor health” card to get sympathy back at home**
- **Has never been a Leader – doesn’t take ownership for budget process, doesn’t attend budget meetings, leaves Business Committee in limbo**
- **Always uncooperative – never works with the Oneida Business Committee – self-centered – focused on her own personal agenda**
- **Bullies, intimidates, uses her position of power, arrogant, rude, and disrespectful, and puts her nose in the air as if she’s better than everyone else. The proof is in the pudding...who else would run for the same position against their own brother-in-law when they’ve**

**already had their chance to be the Chair? Arrogant or what?**

- **Our current Lame Duck Chairman gave Ms. Delgado's opponent, Greg Matson 30 minutes' notice that he was sick and wouldn't be chairing the 6-16 GTC. He and Ms. Delgado hoped Mr. Matson would fall on his face...Well, he didn't, he did a fine job and he handled the disrespectful members with discipline and a call for better behavior. It's about time we have someone who puts them in their place!**
- **So do you want this kind of sneaky, sly and devious person representing you?**
- **Snotty, defensive, doesn't work well with others. Aren't these things the rest of us employees get rated on for our pay increases? Shouldn't the Treasurer be rated for re-election? Is this deserving of a promotion and increase in pay?**
- **So do you want this kind of Chairman up on the hill? You decide!**

**ONEIDA TRIBE OF INDIANS OF WISCONSIN**  
MILEAGE REIMBURSEMENT FORM

ALL GOOD  
BUSICOMM

DATE	DESTINATION: FROM: TO:	CHECK IF ROUND	CHECK IF STD MILES	MILEAGE	ODOMETER: IN: OUT:	PURPOSE OF TRIP AND COMMENTS
3/16/14	NHC Outagamie Cty Airport	✓		88	35260 35348	Treasurer to Airport for RES Conference
3/21/14	NHC Outagamie Cty Airport	✓		88	35502 35590	Treasurer from Airport after conference
4/7/14	NHC Milwaukee, WI	✓		312	36192 36504	Treasurer to SEOTS budget meeting
4/13/14	NHC Outagamie Cty Airport	✓		88	36709 36797	Treasurer to Airport for NAFOA Conference
4/16/14	NHC Outagamie Cty Airport	✓		88	36909 36997	Treasurer from Airport after conference
5/6/14	NHC Menominee Reservation	✓		103	37723 37826	Treasurer to meeting with Tribal Chairwoman
5/11/14	NHC Airport	✓		19	38064 38083	Treasurer to airport for NBA Conference
5/15/14	NHC Airport	✓		19	38242 38261	Treasurer from airport
5/21/14	NHC Oshkosh, WI	✓		102	38372 38474	Treasurer to tribal member meeting
6/7/14	NHC Milwaukee, WI	✓		291	39204 39495	Treasurer to SEOTS meeting
6/28/14	NHC Milwaukee, WI	✓		294	40459 40753	Treasurer to SEOTS event
APPROVED BY: <u>[Signature]</u>		TOTAL MILES		1492	EMPL # 778	
DATE: <u>6/30/14</u>		MILEAGE RATE		X .560	NAME:	
ACCOUNT CODE: <u>001-5110240-000-701001-000</u>		TOTAL AMOUNT		835. <sup>52</sup>	<u>Mary C. Graves</u>	

NOTE: To qualify for reimbursement, individuals must be on the "Approved Drivers Listing" that is maintained by the Human Resource Department. Individuals not on the list may contact the Human Resource Department or refer to the Oneida Tribal Personnel Policies and Procedures Manual "Driver Policy" for qualification information.

33