

EXHIBIT B.

**Petition, *Martin v. Quapaw Tribe of Oklahoma*,
No. CIV-12-18 (Quapaw Tribal Ct.).**

***Martin v. Quapaw Tribe of Oklahoma*,
No. 13-cv-143-CVE-FHM (N.D. Okla.).**

QUAPAW TRIBE OF OKLAHOMA
TRIBAL COURT

IN THE QUAPAW TRIBAL COURT

OCT 09 2012

TODD MARTIN,

plaintiff,)

versus)

THE QUAPAW TRIBE OF
OKLAHOMA,

defendant.)

CASE NO. CIV 12-18

ATTORNEYS' LIEN CLAIMED

JURY TRIAL DEMANDED

FILED

PETITION

For his claims against the Defendant, Plaintiff alleges and states as follows:

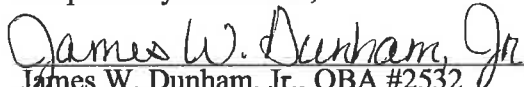
1. Plaintiff is, and has at all times relevant hereto been, an individual resident of the State of Kansas. Defendant is an organized Tribe of Indians recognized under and by the Laws of the United States. This matter involves one or more claims exceeding a value of \$75,000.00.
2. Defendant, directly and/or by and through one or more of its duly authorized agencies or commissions, operates a gaming operation in Ottawa County, Oklahoma, known as the "Downstream Casino and Resort" ("the Casino"). Further, Defendant's tribal headquarters are in Ottawa County, Oklahoma.
3. At all times relevant hereto, Defendant had the legal duty to make, render and maintain the Casino premises in a safe and useable condition, free of hazardous conditions by which Plaintiff and other invitees might be harmed.
4. On January 19th, 2011, Plaintiff was an invitee on the premises of the Casino. Unbeknownst to Plaintiff, dangerous conditions then existed on the Casino premises. Defendant knew or should have known of such conditions soon enough to either remedy

them or to warn invitees, such as Plaintiff, of their presence, reducing (or eliminating) the likelihood that said condition(s) could cause harm to invitees, including Plaintiff.

5. Defendant failed to properly discharge its legal duty to either remedy the dangerous condition(s) or to warn invitees of their presence and, as a consequence, Plaintiff was harmed by the dangerous condition(s), suffering serious personal injury therefrom.

WHEREFORE, Plaintiff prays for judgment against Defendant, and/or that agency or commission of Defendant that operates the Casino, as provided by applicable law, in an amount exceeding \$75,000.00, for his costs and fees, and for any and all relief to which this Court may deem him entitled.

Respectfully Submitted,


James W. Dunham, Jr., OBA #2532
2112 Bank of America Center
15 West 6th Street
Tulsa, OK. 74119
Voice: (918) 592-1144
Fax: (918) 592-1149
Email: elawyer@swbell.net
Counsel to Plaintiff

ternst@crutchfieldlaw.net