

TO: The Shivwits Band Council and PITU Tribal Records Department

FROM: The Undersigned Members of the Shivwits Band

DATE: January 19, 2026

RE: Formal Request for Documents regarding "Reef Capital" and Related Resolutions

PURPOSE: This is a formal demand for the immediate disclosure of all documents, communications, and financial records related to the agreement between the Shivwits Band and Reef Capital. As enrolled members and beneficial owners of the tribal trust, we have a right to inspect the records of our government.

DOCUMENTS REQUESTED: We demand the production of the following items within ten (10) business days:

1. **The Master Agreement:** A full, unredacted copy of the contract/lease signed with Reef Capital.
2. **Resolutions:** All Band Council resolutions passed between January 2025 and the present that reference Reef Capital, land use, or jurisdictional waivers.
3. **Meeting Minutes:** Official minutes from all Executive and General sessions where Reef Capital was discussed.
4. **Communication Records:** All emails, text messages, and correspondence between Council members and representatives of Reef Capital.
5. **Financial Disclosures:** Records of any "earnest money," "signature bonuses," or finders' fees paid by Reef Capital to the Band or any individual Council member.
6. **Legal Opinions:** Any written opinions provided by Tribal Counsel regarding the impact of this deal on Tribal Sovereignty.

DELIVERY: Please provide these documents in digital format on Shivwits Member portal, make physical copies available for inspection, Certified Mail Tribal Office 440 Paiute Dr, Cedar City, UT 84721

Mary Snow

Phillip Bushhead

Rik'L Razo

LEGAL STANDING: This request is made pursuant to the PITU Constitution and the inherent rights of the General Membership to oversee the actions of their elected officials. Failure to provide these documents will be viewed as an intentional act of concealment and will be included as an additional charge of "Breach of Fiduciary Duty" in our formal complaint to the PITU Tribal Council and the Bureau of Indian Affairs (BIA).



January 30, 2026

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Re: *Response to Request for Documents*

Dear Ms. Snow, Mr. Bushhead, and Ms. Razo,

The Shivwits Band Council acknowledges your correspondence dated January 22, 2026 titled "Formal Request for Documents regarding 'Reef Capital' and Related Resolutions" dated January 22, 2026 (Request). Council recognizes the importance of informed participation by members in the governance of the Shivwits Band. At the same time, the Shivwits Band is a sovereign nation, and its governmental, legal, and commercial activities are governed exclusively by the Shivwits Band Bylaws and the Paiute Indian Tribe of Utah (PITU) Constitution.

Certain categories of documents referenced in your Request are subject to confidentiality under Band law, including but not limited to attorney-client privilege, closed session protections, commercial confidentiality, and matters affecting sovereign immunity. Other categories of documents, while not confidential in nature, remain internal governmental records not subject to inspection or disclosure. Accordingly, the requested documents will not be produced or made available for inspection. This determination is made to protect the Band's legal interests and sovereign authority and does not reflect a lack of accountability to its membership. It reflects the Council's fiduciary obligation to act in the best interests of the Band as a whole.

The Shivwits Band of Paiutes is not subject to state or federal public records laws, including the Freedom of Information Act, and your Request does not create any legal obligation to disclose records or change the Shivwits Band's governance processes. Nothing in this response shall be construed as a waiver of sovereign immunity, jurisdiction, attorney-client privilege, or any other rights or protections held by the Band.

With respect to the reference in your Request to the PITU Tribal Council and Bureau of Indian Affairs (BIA), matters of internal Band governance, document disclosure and the scope of member oversight are governed by Shivwits Band law. The BIA does not exercise

supervisory authority over matters of Tribal governance, including decisions related to document access or record confidentiality. Federal policy and law such as the Indian Self-Determination and Education Assistance Act, Executive Order 13175, and the Indian Civil Rights Act recognize the Band's right to self-determination and self-governance in the management of its internal affairs. Informal complaints or member correspondence do not confer jurisdiction or alter the Band's sovereign authority.

Additionally, while PITU is recognized as an umbrella tribal government, the PITU Constitution expressly limits PITU's authority with respect to the internal governance and business affairs of each Band. Article VIII, Section 2 of the PITU Constitution provides that the powers of the Bands limit the powers of the PITU Tribal Council, and that the Tribal Council may not pass ordinances or adopt resolutions infringing upon Band authority. Specifically, each Band retains exclusive authority to consult with representatives of federal, state or local governments, businesses, and all others on matters of band interest; make contracts under the Band's own name concerning matters that related solely to the Band; conduct business affairs concerning all matters that relate solely to the Band; and manage band enterprises and own and operate businesses. PITU Constitution, Article VIII, Section 2 (a)-(d). These enumerated powers may not be infringed by the PITU Tribal Council.

The Shivwits Band Council remains committed to communicating with Band members through appropriate channels and will continue to do so. This response is final with respect to your January 22, 2026 Request.

Sincerely,

SHIVWITS BAND OF PAIUTES BAND COUNCIL

A handwritten signature in dark ink, appearing to read 'Hope Silvas', with a stylized flourish at the end.

Hope Silvas, Vice-Chairwoman

cc: Shivwits Band Council