

## **Arbitration**

**Q: How does arbitration work?**

**A:** Under the arbitration process in the Tribe's agreement with the State, the Tribe puts forward its best offer under the terms of the Compact and the County puts forward its best offer. Both offers are evaluated by the arbitrator for their ability to mitigate impacts to local government, law enforcement, traffic, health and other impacts and the arbitrator chooses the one which provides the best mitigation. The challenge for the County is that the Compact sets the basic conditions for the arbitrator's decision and after the arbitrator's award is made, the Tribe can construct its casino so long as it complies with the arbitrator's decision.

**Q: Have other counties entered this kind of arbitration process with a Tribe?**

**A:** Yes, a tribe in San Diego County took the County to arbitration.

**Q: What was the outcome of the arbitration process in San Diego County?**

**A:** Well, most observers have concluded that under arbitration the arbitrator's decision came out closer to the Tribe's offer than the terms that San Diego County had hoped to achieve. <http://www.signonsandiego.com/news/metro/20050630-9999-2m30mou.html>