

THOMAS JEFFERSON SCHOOL OF LAW
10TH ANNIVERSARY WOMEN AND THE LAW CONFERENCE

GENDER JUSTICE AND INDIAN SOVEREIGNTY:
NATIVE AMERICAN WOMEN AND THE LAW

Friday, February 18, 2011 — 1155 Island Avenue, San Diego, CA 92101, Room 325

SPONSORED BY THE WOMEN AND THE LAW PROJECT OF THOMAS JEFFERSON SCHOOL OF LAW

CO-SPONSORED BY THE CALIFORNIA INDIAN LAW ASSOCIATION

A California-Certified Continuing Legal Education Program

7:45-8:30 am: Continental Breakfast (provided), Opening of Registration, and Social Gathering

8:30-8:40 am: Welcoming Remarks

Bryan H. Wildenthal, *Professor, Thomas Jefferson School of Law*

Julie A. Greenberg, *Professor, Thomas Jefferson School of Law, and Co-Founder,
Women and the Law Project*

Rudolph C. Hasl, *Dean and President, Thomas Jefferson School of Law*

8:40-9:40 am: Panel 1, Intersectionality and Civil Rights (Part One)

This panel will address the intersections of Native, Tribal, and gender identities, focusing on gender as a factor in Tribal citizenship.

Moderator: Catherine A. Deane, *Reference Librarian, Thomas Jefferson School of Law*

Rina Swentzell, *Author and Member, Santa Clara Pueblo*

Gender Discrimination, Membership, and Community Action: The On-Going
Conversation Within Santa Clara

Gloria Valencia-Weber, *Professor, University of New Mexico School of Law, and Board Member,
Legal Services Corporation*

Gender and Tribal Citizenship: The Santa Clara Case and Beyond

Joanne Willis Newton, *Sole Practitioner; Judge Pro Tempore, Intertribal Court of Southern
California; Member, Cree Nation of Chisasibi, Québec, Canada*

Gender and First Nations Citizenship in Canada

9:40-9:50 am: Break

9:50-11:00 am: Panel 2, Intersectionality and Civil Rights (Part Two)

This panel will address the intersections of Native, Tribal, and other identities, considering race, ethnicity, and religion as well as gender, and how struggles for Indian sovereignty and Native rights have related to other civil rights movements.

Moderator: Kaimipono David Wenger, *Assistant Professor, Thomas Jefferson School of Law*

Kristen A. Carpenter, *Associate Professor, University of Colorado Law School, and Chair, Federal Bar Association Indian Law Conference, 2010 and 2011*
American Indian Women in Religion and Culture Cases

Wenona T. Singel, *Assistant Professor and Associate Director, Indigenous Law and Policy Center, Michigan State University College of Law; Chief Appellate Judge, Grand Traverse Band of Ottawa and Chippewa Indians; and Justice, Little Traverse Bay Bands of Odawa Indians*
A New Model for Human Rights Protection in Indian Country

Linda Rose Locklear, *Professor of Sociology and American Indian Studies, Palomar College*
Perspectives on American Indian Identity: "Will the Real Indian Please Stand Up?"

Lawrence R. Baca, *Immediate Past President, Federal Bar Association (2009-10), and former Deputy Director, Office of Tribal Justice, and Senior Trial Attorney, Civil Rights Division, in the U.S. Department of Justice*
Perspectives of an Indian Civil Rights Litigator

11:00-11:10 am: Break

11:10 am-12:20 pm: Panel 3, Gender-Related Violence and Indian Country Law Enforcement

This panel will address domestic and other forms of gender-related violence against American Indian women and related law enforcement challenges, including the roles of Tribal courts and governments, Federal and State authorities, PL-280, and the Tribal Law and Order Act of 2010.

Moderator: Claire Wright, *Associate Professor, Thomas Jefferson School of Law*

Barbara Creel, *Associate Professor, University of New Mexico School of Law*
Access to Justice for Tribal People in Federal and Tribal Court Criminal Proceedings

Sarah Deer, *Assistant Professor, William Mitchell College of Law*
Sex Trafficking of Native Women: Preliminary Findings

Carole E. Goldberg, *Jonathan D. Varat Professor and Faculty Chair, Native Nations Law and Policy Center, UCLA School of Law; Director, UCLA Joint Degree Program in Law and American Indian Studies; Justice, Hualapai Court of Appeals; and Member, Indian Law and Order Commission*

PL-280 and the Challenges of Indian Country Law Enforcement

Diane J. Humetewa, *Of Counsel, Squire, Sanders & Dempsey (US), LLP (Phoenix); former U.S. Attorney, District of Arizona (2007-09), Chief Counsel, U.S. Senate Committee on Indian Affairs, and Judge Pro Tempore, Hopi Tribal Appellate Court*
Perspectives of a Tribal Judge and Federal Prosecutor

12:20-1:00 pm: Break, Hot Buffet Lunch (provided), and Open Seating for Lunchtime Keynote Address

1:00-1:05 pm: Introduction of the RUTH BADER GINSBURG LECTURER (Keynote Speaker)

Bryan H. Wildenthal, *Professor, Thomas Jefferson School of Law*

1:05-2:30 pm: RUTH BADER GINSBURG LECTURE (Keynote Address) and Response (Panel 4)

The Lecture and Response Panel will address a wide range of issues affecting American Indian women, including violence and legal remedies, property law, economic development and the law, and the leadership roles of Native women in Indian law and Tribal courts and governments.

STACY L. LEEDS, RUTH BADER GINSBURG LECTURER, *Interim Associate Dean, Professor, and Director, Tribal Law and Government Center, University of Kansas School of Law; Chief Justice, Supreme Court for the Kickapoo Tribe; Chief Justice, Supreme Court for the Kaw Nation; and Chief Judge, Prairie Band Potawatomi Nation District Court*

RESISTANCE, RESILIENCE, AND RECONCILIATION:
REFLECTIONS ON NATIVE AMERICAN WOMEN AND THE LAW

Response Moderator: Marjorie Cohn, *Professor, Thomas Jefferson School of Law*

Rebecca Tsosie, *Professor, Willard H. Pedrick Distinguished Research Scholar, and Executive Director, Indian Legal Program, Arizona State University College of Law, and Justice, Supreme Court, Fort McDowell Yavapai Nation*

Native Women and Leadership: An Ethics of Culture and Relationship

Angela R. Riley, *Professor, UCLA School of Law, Director, UCLA American Indian Studies Center, and Chief Justice, Supreme Court, Citizen Potawatomi Nation of Oklahoma*

Native Women and the Resistance of Violence in Indian Country

Aliza Organick, *Professor, Washburn University School of Law, and Chair, AALS Section on Indian Nations and Indigenous Peoples*

Losing Sight of the Counter-Narrative: The Unintended Consequences of the Tribal Law and Order Act of 2010

Angelique EagleWoman (Wambdi A. WasteWin), *Associate Professor and James E. Rogers Fellow in American Indian Law, University of Idaho College of Law, and Judge Pro Tempore, Coeur d'Alene Tribal Court*

Native Women Lawyers, Leadership, and Cultural Holders

2:30-2:40 pm: Break

2:40-3:40 pm: Panel 5, Building the Future: Indian Country Economic Development

This panel will address Tribal economic development, gaming, and other fields of business, the role of law in facilitating such development, and the roles of American Indian women.

Moderator: Luz E. Herrera, *Assistant Professor, Thomas Jefferson School of Law*

Debora G. Juarez, *Partner and Chair, Tribal Practice Group, Williams Kastner (Seattle)*

Perspectives from State Government and Law Firm Practice: The Economic and Political Obstacles to Nation-Building

Dorothy Alther, *Senior Staff Attorney, California Indian Legal Services*

Perspectives from Indian Legal Services Practice

Kate Spilde, *Associate Professor, San Diego State University School of Hospitality and Tourism, and Chair, Sycuan Institute on Tribal Gaming*

Perspectives from Academia

3:40-3:50 pm: Break

3:50-5:20 pm: Panel 6, Building the Future: Developing Tribal Governments and Courts

This panel will offer a variety of perspectives on the development of Tribal courts and judicial systems, as well as executive and legislative functions of Indian Nation governments, with a focus on both California and national perspectives and the roles of American Indian women.

Moderator: Michele Fahley, *Deputy General Counsel, Pechanga Band of Luiseño Indians, and Board Member, California Indian Law Association*

Meredith D. Drent, *Managing Attorney, Government Affairs, San Manuel Band of Serrano Mission Indians; Justice, Supreme Court, Osage Nation; and President, California Indian Law Association*

Elizabeth Ann Kronk, *Assistant Professor, University of Montana School of Law; Chief Judge, Appellate Court, Sault Ste. Marie Tribe of Chippewa Indians; and Chair, Federal Bar Association Indian Law Section*

Devon Lee Lomayesva, *Executive Director, California Indian Legal Services; Member, Steering Committee, National Association of Indian Legal Services; Co-Founder and Board Chair, American Indian Recruitment Programs; and former Tribal Councilmember and In-House Legal Counsel, Iipay Nation of Santa Ysabel*

Jill Elizabeth Tompkins, *Clinical Professor and Director, American Indian Law Clinic, University of Colorado Law School, and Appellate Justice, Mashantucket Pequot Tribal Nation, Passamaquoddy Tribe, and Pokagon Band of Potawatomi Indians*

Christine Williams, *Sole Practitioner; Of Counsel, LaPena Law Corporation; Chief Judge, Hopland Band of Pomo Indians; Appellate Judge, Northern California Tribal Court Coalition; and Visiting Professor of American Indian Studies, Mills College*

5:20-5:30 pm: Closing Remarks

Bryan H. Wildenthal, *Professor, Thomas Jefferson School of Law*