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LEGAL PUBLICATIONS

AMERICAN INDIAN CHILD WELFARE AND THE LAW: CASES AND MATERIALS, Lead Author, with Leah Jurss, (forthcoming, Spring 2016)

The Indian Child Welfare Act in CHILD WELFARE LAW AND PRACTICE 311 (Donald N. Duquette et al. eds., 3rd ed. 2016), co-authored with Matthew L.M. Fletcher

The Invisible Families: Child Welfare and American Indian Active Duty and Veteran Families, co-authored with Peter S. Vicaire, 62 FEDERAL LAWYER 40 (April 2015)

Observing Change: The Indian Child Welfare Act and State Courts, 46 N.Y. ST. BAR ASSC. FAMILY L. REV. 8 (Spring, 2014)

The Vanishing Indian Returns: The Supreme Court's Use of Narrative and Historical Fictions in Federal Indian Law, 57 ST. LOUIS U. L.J. 297 (2013)

Waves of Education: Tribal-State Court Cooperation and the Indian Child Welfare Act, 47 TULSA L. REV. 529 (2012)

Disruption and Impossibility: The Unfortunate Resolution of the Iroquois Land Claims, 11 WYO. L. REV. 375 (2011)

Law Enforcement and Cooperative Public Safety Agreements, co-authored with Matthew L.M. Fletcher and Wenona T. Singel, 89 MICHIGAN BAR JOURNAL 42 (February, 2010)

The New Laches: Creating Title Where None Existed, 16 GEORGE MASON L. REV. 357 (Winter 2009).

"Channeling Thought": The Legacy of Legal Fictions from 1823, co-authored with Jen Camden, 33 AMERICAN INDIAN L. REV. 77 (Spring 2009).

FACING THE FUTURE: THE INDIAN CHILD WELFARE ACT AT 30, co-editor with Matthew L.M. Fletcher and Wenona T. Singel, Michigan State University Press (2009)

Beyond Minimum Standards: Federal Requirements and State Interpretations of the Indian Child Welfare Act, 45 CT. REV. 26 (2008-2009)

When the Rules Shift: A Review of the Indian Child Welfare Act, M.C.R. 2.615 and

Tribal Court Jurisdiction in Michigan Family Law Cases, 10 MICHIGAN CHILD WELFARE LAW J. 11 (Spring, 2007)

The (In)Equities of Federal Indian Law, 54 FEDERAL LAWYER 32 (Mar/Apr 2007)

SELECTED ONLINE PUBLICATIONS

Legal Challenges to ICWA: An Analysis of Current Case Law, with Matthew Newman, 36 ABA CHILD LAW PRACTICE 1, January, 2017 (<https://www.childlawpractice.org/>).

Commentary on the Native American Children's Safety Act, with Bryan Newland, TURTLE TALK June 14, 2016 (<https://turtletalk.wordpress.com/2016/06/14/commentary-on-the-native-american-childrens-safety-act/>).

Tribal Disruption and Indian Claims, co-authored with Matthew L.M. Fletcher and Nicholas J. Reo, MICHIGAN LAW REVIEW FIRST IMPRESSIONS, Vol 112, 2014.

Indian Children and their Guardians ad Litem, co-authored with Matthew L.M. Fletcher, 93 BOSTON UNIVERSITY LAW REVIEW ANNEX 59, 2013.

Adoptive Couple v. Baby Girl: First Impressions, TURTLE TALK, June 25, 2013 (<http://turtletalk.wordpress.com/2013/06/25/adoptive-couple-v-baby-girl-first-impressions/>).

Working within the Constraints of Sherrill Laches, TURTLE TALK, July 9, 2013 (<http://turtletalk.wordpress.com/2013/07/09/working-within-the-constraints-of-sherrill-laches/>).

APPELLATE BRIEFS

Carter v. Washburn, No. 15-CV-01259, United States District Court for the District of Arizona, Amicus Brief on behalf of the National Congress of American Indians, Association on American Indian Affairs, and National Indian Child Welfare Association, October 23, 2015.

National Council for Adoption v. Jewell, No. 15-CV-00675, United States District Court for the Eastern District of Virginia, Amicus Brief on behalf of the National Congress of American Indians, Association on American Indian Affairs, and National Indian Child Welfare Association, September 18, 2015.

Two Shields v. Wilkinson, No. 13-3773, United States Court of Appeals for the Eighth Circuit, Amicus Brief on behalf of the Indigenous Law and Policy Center at Michigan State University College of Law, February 21, 2014.

Onondaga Nation v. New York, No. 10-4273, United States Court of Appeals for the Second Circuit, Amicus Brief on behalf of Indigenous Law and Policy Center at Michigan State University College of Law and the Center for Indigenous Law, Governance & Citizenship at Syracuse University College of Law, March 23, 2012.

In re Morris, No. 142759, Michigan Supreme Court, Amicus Brief on behalf of the American Indian Law Section of the Michigan State Bar, October 13, 2011.

Oneida Indian Nation of New York v. Oneida County, No. 10-1420, United States Supreme Court, Amicus Brief on behalf of Law Professors, June 22, 2011.

In re R.S., No. A10-1390, Minnesota Supreme Court, Amicus Brief on behalf of the Indigenous Law and Policy Center, Leech Lake Band of Ojibwe and Mille Lacs Band of Ojibwe, April, 2011.

A.A. v. Needville, No. 09-20091, United States Court of Appeals for the Fifth Circuit, Amicus Brief on behalf of American Indian Studies Professors, June, 2009.

In re Lee, No. 137653, Michigan Supreme Court, Amicus Brief on behalf of the American Indian Law Section of the Michigan State Bar, February, 2009.

LEGISLATIVE AND ADMINISTRATIVE MATERIALS

Law Professor Comment, Proposed Federal Regulations for State Courts and Agencies in Indian Child Custody Proceedings (May 18, 2015).

Law Professor Comment, Bureau of Indian Affairs Updated Indian Child Welfare Act Guidelines (April 30, 2014).

Law Professor Comment, Administration on Children, Youth, and Families, Proposed Changes to Adoption and Foster Care Analysis Reporting System Regulations (April 7, 2015).

Law Professor Comment, Administration on Children, Youth, and Families, Supplemental Notice of Proposed Rule Making on AFCARS (May 9, 2016).

MEDIA

Lorelei Laird, *Lawsuits dispute whether the Indian Child Welfare Act is in the best interests of children*, ABA JOURNAL, Oct. 1, 2016.

Sarah Elms, *Custody Dispute Hinges on Tribal Court Decision*, TRAVERSE CITY RECORD EAGLE, June 19, 2016.

Josh Israel, *Why a Conservative Legal Organization is Desperately Trying to Kill the Indian Child Welfare Act*, THINKPROGRESS, April 8, 2016.

Ashby Jones, *Couple Sues Over Tribal Adoption Hurdles*, WALL STREET JOURNAL, Oct. 16, 2015.

SELECTED PRESENTATIONS

University of Michigan Law School, “Constitutional Challenges to the Indian Child Welfare Act,” Oct. 27, 2016.

National American Indian Court Judges Association Annual Conference, “ICWA Case Updates and the New Federal Regulations,” Cabazon, CA, Oct. 19-20, 2016.

Arizona State University Indian Child Welfare Act CLE, “ICWA and the New Federal Regulations,” Phoenix, AZ, October 23, 2016.

National Congress of American Indians Mid Year Session, “ICWA Litigation Update,” panel with Acting Asst. Secretary Larry Roberts, Elizabeth Appel, Sarah Kastelic, and David Simmons, Spokane, WA, July 28, 2016.

National Council of Juvenile and Family Court Judges, “ICWA and the New Regulations,” Monterey, CA, July 19, 2016.

Tribal-State Court Forum National Convening, Keynote: “Tribal Jurisdiction and Children,” Los Angeles, CA, June 2, 2016.

Washington State Bar Association 28th Annual Indian Law Seminar, “ICWA Litigation Update,” Seattle, WA, May 12, 2016.

Utah State Juvenile Judges Training, “ICWA Guidelines, State, and Federal Law,” Logan, UT. April 27, 2016.

University of Oklahoma Indigenous Peoples, Law, and Power Symposium, “ICWA Challenges and New Guidelines,” Norman, OK, April 15, 2016.

Federal Bar Association Indian Law Conference, “ICWA Challenges and New Guidelines,” Phoenix, AZ, April 7, 2016.

National Indian Child Welfare Association Annual Conference, “Working with State Court Judges in ICWA Cases,” Minneapolis, MN, April 5, 2016.

Michigan Tribal-State Judicial Forum, “ICWA Litigation Update,” Sault Ste. Marie, MI, November 16, 2015.

20th Annual Tribal-State ICWA Conference, Keynote: “ICWA and Social Media,” Warm Springs, OR, October 21, 2015.

4th Annual Tribal Healing to Wellness Court Enhancement Training, “ICWA and American Indian Military Families,” Albuquerque, NM, September 9, 2015.

National Indian Child Welfare Association Annual Conference, “Sharing Strategies: Intratribal Coordination and Cooperation in State ICWA Cases,” April 20, 2015.

Michigan Association of Treatment Court Professionals Annual Meeting, “ICWA and Treatment Courts: What Family Courts Can Learn from Treatment Courts,” Novi, MI, March 24, 2015.

National Summit on Courts and the Military, “Native Servicemembers, Veterans, and the Indian Child Welfare Act,” Ft. Benning, GA, March 5, 2015.

Federal Bar Association, “Native Servicemembers, Veterans, and the Indian Child Welfare Act,” Webinar, January 28, 2015.

Macomb County Courts, “The Indian Child Welfare Act and the Michigan Indian Family Preservation Act: Issues for State Courts in Michigan” Mt. Clemens, MI, December 12, 2014.

University of Missouri School of Law, “Adoptive Couple v. Baby Girl: Unexamined Issues in Family Law,” Columbia, MO, October 29, 2014.

Law and Society Annual Conference, “ICWA and The Servicemembers Civil Relief Act: Two Federal Laws in State Courts,” Minneapolis, MN, May 31, 2014.

Referees Association of Michigan Annual Conference, “The Indian Child Welfare Act after Adoptive Couple v. Baby Girl,” Petoskey, MI, May 22, 2014.

18th Annual Tribal Law & Governance Conference, University of Kansas Law School, “ICWA and Ethics: The In re T.S.W. Case,” Lawrence, KS, March 7, 2014.

American Association of Law Schools Annual Meeting, “Hot Topic –Adoptive Couple v. Baby Girl: At the Intersection of Family Law, Indian Law, and Civil Rights,” New York, NY, January 4, 2014

12th Annual Family Law Institute, Institute of Continuing Legal Education, “The Indian Child Welfare Act and Adoptive Couple v. Baby Girl,” Plymouth, MI, November 15, 2013

United States Attorney's Office for the Eastern District of Michigan, "The Indian Child Welfare Act after Adoptive Couple v. Baby Girl," Detroit, MI, November 12, 2013.

Michigan Tribal-State Indian Child Welfare Judicial Roundtable, "Case Update: Adoptive Couple v. Baby Girl," Grand Traverse Resort, October 28, 2013.

National American Indian Court Judges Association Annual Conference, "Models of Hope – Tribal-State Indian Child Improvement Efforts in Michigan," Cabazon, CA October 11, 2013.

Law and Society Annual Conference, "Monitoring Change: ICWA and Collaborative Court Monitoring Projects," Boston, MA, May 31, 2013.

Indian Law Day, "Storytelling, ICWA, and the Baby Veronica Case," University of Michigan Law School, Ann Arbor, MI, April 5, 2013.

Indian Law Conference, Minnesota CLE, "The Indian Child Welfare Act: National Trends in Case Law," Treasure Island Resort & Casino, May 18, 2012

Federal Bar Association Indian Law Conference, "Incorporating ICWA into State Law," Pojoaque Pueblo, New Mexico, April, 20, 2012.

Invisible Constitutions, "The Vanishing Indian Returns: The Supreme Court's Use of Narrative and Historical Fictions in Federal Indian Law," St. Louis University School of Law, St. Louis, MO, March 2, 2012.

Land, Laches and Legal Battles, "The New Laches," Syracuse University College of Law, Syracuse, NY, Nov. 18, 2011.

American Association of Law Schools Annual Meeting, "Michigan and the Indian Child Welfare Act: A Case Study," San Francisco, CA, January 8th, 2011.

Society of American Law Teachers, Bi-Annual Teaching Conference "Experiential Teaching of Indian Law," Honolulu, HI, December 11, 2010.

Law and Society Annual Meeting, "The Vanishing Indian Returns: The Supreme Court's Use of History in American Indian Law Cases," Chicago, Illinois, May 26, 2010.

Federal Bar Association Indian Law Conference, "Advising - and Suing - Tribal Council Officials: On the Scope of Tribal Official Immunity," Santa Fe, New Mexico, April 3, 2009

American Association of Law Schools Annual Meeting, "Legal History and the Cherokee Freedmen," San Diego, California, January 8, 2009.

Michigan State University Indian Identity Conference, “Who’s Using ICWA: Identity Issues and the Indian Child Welfare Act,” East Lansing, Michigan, October 17, 2008.

LatCrit XIII, “(Dis)Enfranchising the Cherokee Freedmen,” Seattle, Washington, October 4, 2008.

Law and Society Annual Meeting: "The New Laches: Creating Title Where None Existed," Montreal, Quebec, Canada, June 1, 2008

Undefended Childhood: A Global Perspective: “Unpublished Opinions: Indian Families, State Courts and the Indian Child Welfare Act,” East Lansing, MI, April, 2008

American Indian Law and Literature Conference: “Cooper's THE PIONEERS and *Johnson v. M'Intosh*: Legal Fictions of 1823,” East Lansing, MI, October, 2007

National Congress of American Indians Mid-Year Conference: “Litigation Strategies in Indian Land Claims Cases,” Anchorage, AK, June, 2007

LEGAL EDUCATION EXPERIENCE

August 2016-Present
Director, Indian Law Clinic

Indigenous Law and Policy Center
Michigan State University
College of Law
East Lansing, Michigan

- Direct the ICWA Appellate Project
- Teach Clinic class

July 2006 – Present
Staff Attorney

- Teach American Indian Children and the Law, NNALSA Moot Court
- Write law review articles, books, and legal briefs and memorandum
- Advise tribal clients
- Edit and contribute to Turtle Talk, the Indigenous Law Blog
- Supervise staff and assign tasks
- Coordinate administrative aspects of the Center

August, 2005-June 2006

Indigenous Law and Policy Center
MSU College of Law
East Lansing, Michigan

Indian Law Fellow

- Researched relevant legal issues for tribal governments
- Drafted legal memos and necessary documents for tribal government clients
- Assisted Center students with projects for clients
- Areas of focus included land issues, probate reform and statute development

- 2011-present American Indian Studies Program, Michigan State University, *Affiliated Faculty*
- 2009-Present Michigan Court Improvement Program's Statewide Task Force, *Appointed Member*
- 2009-Present Michigan Court Improvement Program's Statewide Task Force, Sub-committee Tribal Court Relations, *Appointed Member*
- 2007-2010 Federal Bar Association Indian Law Section Newsletter, *Features Editor*

AWARDS

- 2017 Nominee for Significant Contribution in Indian Law Award, Native American Bar Association-Washington, D.C. Chapter
- 2016 Adrian Public Schools Outstanding Alumni Award; Up and Coming Alumni Award
- 2012 Michigan State University Curricular Service-Learning and Civic Engagement Award

AFFILIATIONS

- State Bar of Michigan, P69451, admitted June 2006
- United States District Court: Western District of Michigan, admitted September 2015
- United States Court of Appeals for the Fourth Circuit, admitted September, 2016
- National American Indian Court Judges Association