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**University of Michigan Law School:
Harry Burns Hutchins Collegiate Professor**

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Elected Memberships: American Law Institute (2010), the American Philosophical Society (2022), and the American Academy of Arts and Sciences (2023)

EDUCATION

University of Michigan Law School—*Juris Doctor* (1997)

- *Recipient*—International Academy of Trial Lawyers Association Award (1997)
- *Recipient*—Student Funded Fellowship for the Public Interest (1996)
- *Executive Note Editor*—MICHIGAN JOURNAL OF RACE & LAW: Vol. 2 (1996-97)
- *Associate Editor*—MICHIGAN JOURNAL OF RACE & LAW: Vol. 1 (1995-96)

University of Michigan—*Bachelor of Arts in English Language & Literature* (1994)

PUBLICATIONS

BOOKS, ARTICLES, AND BOOK CHAPTERS

Forthcoming

THE CONSTITUTIONAL DEFENSE OF THE INDIAN CHILD WELFARE ACT (NYU Press) (with Wenona T. Singel) (forthcoming)

2026

TRIBAL LAW IN A NUTSHELL (West Academic Publishing) (2026)

2025

The Three Lives of Mamengwaa: Toward an Indigenous Canon of Interpretation, 134 YALE LAW JOURNAL 696-778 (2025)

* cited in *Emery v. Sault Tribe Hous. Auth.*, 2025 Sault Ste. Marie Chippewa App. LEXIS 2 (Sault Ste. Marie Tribe of Chippewa Indians Ct. App. Dec. 16, 2025)

The Sovereignty Problem in Federal Indian Law, 71 UCLA LAW REVIEW 1662-1705 (2025) (symposium)

Nanaboozhoo Died for Your Sins, 124 MICHIGAN LAW REVIEW 1273-88 (2025) (reviewing VINE DELORIA, JR., CUSTER DIED FOR YOUR SINS (1969))

Nanaboozhoo and Derrick Bell Go for a Walk, 105 BOSTON UNIVERSITY LAW REVIEW ONLINE 17-26 (2025) (symposium)

AI and Tribal Court Process, 48 AMERICAN JOURNAL OF TRIAL ADVOCACY 363-84 (2025) (invited submission)

Fletcher's Uncertainty Principle, 61 TULSA LAW REVIEW 1-9 (2025) (symposium)

Blood Quantum and the Auto-Colonization of the Michigan Anishinaabek, in BEYOND BLOOD QUANTUM: REFUSAL TO DISAPPEAR 157-73, 231-35 (Nortbert S. Hill & Megan Minoka Hill eds., Fulcrum Publishing 2025)

CASES AND MATERIALS ON FEDERAL INDIAN LAW (West Academic Publishing) (8th ed. 2025) (with Kristen A. Carpenter & Wenona T. Singel) (lead editor)

2024

Federal Indian Law as Method, 95 UNIVERSITY OF COLORADO LAW REVIEW 375-412 (2024) (symposium)

Bizindan Miinawa, 23 TRIBAL LAW JOURNAL 50-64 (2024) (symposium)

Teaching Indian Law in the 21st Century, in INTEGRATING DOCTRINE & DIVERSITY: INCLUSION AND EQUITY BEYOND THE FIRST YEAR 17-26 (Nicole P. Dyszlewski, Raquel J. Gabriel, Suzanne Harrington-Steppen, Anna Russell, and Genevieve B. Tung, eds. 2024)

AMERICAN INDIAN TRIBAL LAW (3d ed. 2024) (Aspen Coursebook Series, Wolters Kluwer Legal Publishing)

2023

The Dark Matter of Federal Indian Law: The Duty of Protection, 75 MAINE LAW REVIEW 305-30 (2023) (symposium)

Ma’ii and Nanaboozhoo Fishfight in Heaven, 52 SOUTHWESTERN LAW REVIEW 226-38 (2023) (symposium) (with Tamara Begay)

2022

Muskrat Textualism, 116 NORTHWESTERN UNIVERSITY LAW REVIEW 963-1029 (2022)

Preemption, Commandeering, and the Indian Child Welfare Act, 2022 WISCONSIN LAW REVIEW 1199-1233 (with Randall F. Khalil) (symposium)

Lawyering the Indian Child Welfare Act, 120 MICHIGAN LAW REVIEW 1755-98 (2022) (with Wenona T. Singel) (Civil Rights Lawyering symposium)

* cited in Haaland v. Brackeen, 599 U.S. 255, 143 S. Ct. 1609 (2023) (Gorsuch, J., concurring)

Uncomfortable Truths about Sovereignty and Wealth, 27 ROGER WILLIAMS UNIVERSITY LAW REVIEW 288-304 (2022) (symposium)

Intimate Choice and Autonomy: Adoptive Couple v. Baby Girl, in CRITICAL RACE JUDGMENTS 452-71 (Cambridge Univ. Press, eds. Bennett Capers, Devon Carbado, Robin A. Lenhart, and Angela Onwuachi-Willig) (2022)

Pandemics in Indian Country: The Making of the Tribal State, 18 University of ST. THOMAS LAW JOURNAL 295-306 (2022) (symposium)

Restatement as Aadizookaan, 2022 WISCONSIN LAW REVIEW 197-210 (2022) (symposium)

Reflections on the Restatement of the Law of American Indians, 97 WASHINGTON LAW REVIEW 699-702 (2022)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS (American Law Institute 2022)

2021

Erasing the Thin Blue Line: An Indigenous Proposal, 2021 MICHIGAN STATE LAW REVIEW 1447-87 (symposium)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Proposed Final Draft* (March 30, 2021)

* approved unanimously at the American Law Institute Annual Meeting (May 17, 2021)

2020

THE GHOST ROAD: ANISHINAABE RESPONSES TO INDIAN HATING (Fulcrum Publishing, 2020)

* reviewed by Aimée Craft, 7:2 TRANSMOTION JOURNAL 188-90 (2022), available at <https://journals.kent.ac.uk/index.php/transmotion/article/view/1046/1978>

AMERICAN INDIAN TRIBAL LAW (2d ed. 2020) (Aspen Coursebook Series, Wolters Kluwer Legal Publishing)

Politics, Indian Law, and The Constitution, 108 CALIFORNIA LAW REVIEW 495-555 (2020)

* cited in *Brackeen v. Haaland*, 994 F.3d 249 (5th Cir. 2021) (en banc) (Dennis, J., lead opinion)

* Winner, Michigan State University College of Law Faculty Scholarship Award (2019)

Textualism's Gaze, 25 MICHIGAN JOURNAL OF RACE & LAW 111-146 (2020)

Indian Lives Matter: Pandemics and Inherent Tribal Powers, 73 STANFORD LAW REVIEW ONLINE 38-47 (2020), available at <https://www.stanfordlawreview.org/online/indian-lives-matter/>

Buddha, Felix Cohen, and Nanaboozhoo Walk Into a Bar: A Tribute to Frank Pommersheim, 65 SOUTH DAKOTA LAW REVIEW ii-x (2020)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Tentative Draft No. 4* (April 29, 2020)

2019

Failed Protectors: The Indian Trust and Killers of the Flower Moon, 117 MICHIGAN LAW REVIEW 1253-69 (2019) (reviewing DAVID GRANN, *KILLERS OF THE FLOWER MOON: THE OSAGE MURDERS AND THE BIRTH OF THE FBI* (2017))

Indian Children and the Fifth Amendment, 80 MONTANA LAW REVIEW 99-120 (2019) (Browning Symposium)

The Restatement of the Law of American Indians: The Process and Why It Matters, 80 MONTANA LAW REVIEW 1-10 (2019) (Browning Symposium Keynote Address)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Council Draft No. 6* (December 2, 2019)

* approved at American Law Institute Council meeting (January 16, 2020) (sections 10, 33, 36-43, 52-55, 63, 67-68, 75-82, 120-126, 128, 130 & 140-145)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Tentative Draft No. 3* (March 19, 2019)

* *approved at* the American Law Institute Annual Meeting (May 22, 2018) (Sections 15-16, 20-32, and 34-35)

2018

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Preliminary Draft No. 7* (Oct. 9, 2018)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Council Draft No. 5* (Sept. 13, 2018)

* *approved at* American Law Institute Council meeting (Oct. 19, 2018) (sections 44-51, 58-62, 64-66)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Tentative Draft No. 2* (March 22, 2018)

* *approved at* the American Law Institute Annual Meeting (May 22, 2019) (sections 44-51, 58-62, 64-66)

2017

CASES AND MATERIALS ON FEDERAL INDIAN LAW (West Academic Publishing) (7th ed. 2017) (with Charles F. Wilkinson, Robert A. Williams, Jr., and Kristen A. Carpenter) (responsible for chapters 6, 7, 8, and 9)

PRINCIPLES OF FEDERAL INDIAN LAW (Concise Hornbook Series) (West Academic Publishing 2017)

* *cited extensively in* Brackeen v. Haaland, 994 F.3d 249 (5th Cir. 2021) (en banc) (Dennis, J., lead opinion)

* *cited in* Brackeen v. Haaland, 994 F.3d 249 (5th Cir. 2021) (en banc) (Duncan, J., lead opinion)

* *cited in* Brackeen v. Haaland, 994 F.3d 249 (5th Cir. 2021) (en banc) (Costa, J., concurring and dissenting)

* *cited in* Citizenship Board of the Muscogee (Creek) Nation v. Grayson, 2025 Muscogee Creek Nation Supreme LEXIS 3 (Muscogee (Creek) Nation S.Ct. July 23, 2025)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Council Draft No. 4* (Sept. 1, 2017)

* *approved at* American Law Institute Council meeting (Oct. 20, 2017) (sections 15-16, 20-32, 34-35)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Preliminary Draft No. 5* (January 20, 2017)

Indian Children and the Federal-Tribal Trust Relationship, 95 NEBRASKA LAW REVIEW 885-964 (2017) (with Wenona T. Singel)

* cited and quoted extensively in Haaland v. Brackeen, 599 U.S. 255, 143 S. Ct. 1609 (2023) (Gorsuch, J., concurring)

* cited in Brackeen v. Haaland, 994 F.3d 249 (5th Cir. 2021) (Dennis, J., lead opinion) (en banc)

* cited in Brackeen v. Haaland, 994 F.3d 249 (5th Cir. 2021) (Costa, J., concurring and dissenting) (en banc)

* cited in In the Matter of the Dependency of Z.J.G. and M.E.J.G, 471 P.3d 853 (Wash. 2020)

Tribal Jurisdiction – A Historical Bargain, 76 MARYLAND LAW REVIEW 593-628 (2017) (with Leah Jurss)

* quoted in Haaland v. Brackeen, 599 U.S. 255, 143 S. Ct. 1609 (2023) (Gorsuch, J., concurring)

States and Their American Indian Citizens, 41 AMERICAN INDIAN LAW REVIEW 319-343 (2017) (symposium)

We Need Protection from Our Protectors: The Nature, Issues, and Future of the Federal Trust Responsibility to Indians, 6 MICHIGAN JOURNAL OF ADMINISTRATIVE AND ENVIRONMENTAL LAW 397-461 (2017) (with Daniel I.S.J. Rey-Bear)

Anishinaabe Law and The Round House, 10 ALBANY GOVERNMENT LAW REVIEW 88-111 (2017) (symposium)

Rights Without Remedies, 11 NEW YORK UNIVERSITY JOURNAL OF LAW & LIBERTY 236-56 (2017) (symposium)

2016

FEDERAL INDIAN LAW (West Hornbook Series) (West Academic Publishing) (2016)

* quoted in H.J.B. v. People of the State of Colorado, 535 P.3d 67 (Colo. 2023)

* quoted in Grondal v. Mill Bay Members Assn., Inc., No. 2:09-CV-18-RMP, 2020 WL 4590528 (E.D. Wash., Mar. 26, 2020)

* cited in State v. Thompson, 929 N.W.2d 21 (Minn. Ct. App. 2019)

* quoted in United States v. Antonio, 2017 WL 3149361, 2017 U.S. Dist. LEXIS 85436, No. CR 16-1106 JB (D. N.M., June 5, 2017)

* quoted in Citizenship Bd. of the Muscogee Creek Nation v. Grayson, 2025 Muscogee Creek Nation Supreme LEXIS 3 (Muscogee (Creek) Nation S. Ct. 2025)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Preliminary Draft No. 4* (Jan. 27, 2016)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Council Draft No. 3* (Sept. 7, 2016)

Bullshit and the Tribal Client, 2015 MICHIGAN STATE LAW REVIEW 1435-1472 (symposium)

* cited in Lomayesva v. Talayumptewa, No. 2015-CV-0088 (Hopi Tribal Court, Nov. 6, 2015), available at <https://turtletalk.files.wordpress.com/2015/11/final-order-and-opinion-case-no-2015-cv-0088a.pdf>

Contract and (Tribal) Jurisdiction, 126 YALE LAW JOURNAL FORUM 1-7 (April 11, 2016), available at <http://www.yalelawjournal.org/forum/contract-and-tribal-jurisdiction>

The Indian Child Welfare Act, in CHILD WELFARE LAW AND PRACTICE: REPRESENTING CHILDREN, PARENTS, AND STATE AGENCIES IN ABUSE, NEGLECT, AND DEPENDENCY CASES §§ 13.1 – 13.6, at 311-35 (Donald N. Duquette, Ann M. Haralambie, and Vivek S. Sankaran eds., 3d ed. 2016) (“The Red Book”) (with Kathryn E. Fort)

2015

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Tentative Draft No. 1* (April 22, 2015)

* approved at the American Law Institute Annual Meeting (May 19, 2015) (Sections 1-9)

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Preliminary Draft No. 3* (February 5, 2015)

Tribal Disruption and Federalism, 76 MONTANA LAW REVIEW 97-126 (2015) (symposium)

2014

RESTATEMENT OF THE LAW: THE LAW OF AMERICAN INDIANS, *Council Draft No. 2* (December 18, 2014)

* approved by the American Law Institute Council (Jan. 15, 2015)

RESTATEMENT OF THE LAW THIRD: THE LAW OF AMERICAN INDIANS, *Discussion Draft No. 2* (April 24, 2014)

A Unifying Theory of Tribal Civil Jurisdiction, 46 ARIZONA STATE LAW JOURNAL 779-843 (2014)

The Seminole Tribe and the Origins of Indian Gaming, 9 FLORIDA INTERNATIONAL UNIVERSITY LAW REVIEW 255-75 (2014)

Tribal Disruption and Indian Claims, 112 MICHIGAN LAW REVIEW FIRST IMPRESSIONS 65-72 (with Kathryn E. Fort and Nicholas J. Reo) (2014), available at <http://www.michiganlawreview.org/articles/tribal-disruption-and-indian-claims>

Treaties as Recognition of the Nation-to-Nation Relationship; Avoiding Removal: The Pokagon Band of Potawatomi Indians; and Arthur Duhamel: Treaty Fisherman, in NATION TO NATION: TREATIES BETWEEN THE UNITED STATES & AMERICAN INDIAN NATIONS (Suzan Shown Harjo, ed. 2014)

2013

RESTATEMENT OF THE LAW THIRD: THE LAW OF AMERICAN INDIANS, *Council Draft No. 1* (Dec. 11, 2013)

RESTATEMENT OF THE LAW THIRD: THE LAW OF AMERICAN INDIANS, *Discussion Draft No. 1* (April 11, 2013)

RESTATEMENT OF THE LAW THIRD: THE LAW OF AMERICAN INDIANS, *Preliminary Draft No. 1* (Jan. 29, 2013)

American Indian Legal Scholarship and the Courts: Heeding Frickey's Call, 4 CALIFORNIA LAW REVIEW CIRCUIT 1-22 (2013) (symposium), available at http://www.californialawreview.org/assets/circuit/Fletcher_4-1.pdf

Indian Children and Their Guardians ad Litem, 95 BOSTON UNIVERSITY LAW REVIEW ANNEX 59-63 (2013) (with Kathryn E. Fort), available at <http://www.bu.edu/bulawreview/files/2013/11/FLETCHER-AND-FORT.pdf>

Indian Courts and Fundamental Fairness: Indian Courts and the Future Revisited, 84 UNIVERSITY OF COLORADO LAW REVIEW 59-96 (2013) (symposium)

* cited in *Norton v. Ute Indian Tribe of the Uintah and Ouray Reservation*, 862 F.3d 1236 (10th Cir. 2017)

(Re)Solving the Tribal No-Forum Conundrum: Michigan v. Bay Mills Indian Community, 123 YALE LAW JOURNAL ONLINE 311-19 (2013), available at <http://yalelawjournal.org/2013/11/18/fletcher.html>

* quoted extensively in *Ex parte Poarch Band of Creek Indians*, 155 So. 3d 224 (Ala., May 23, 2014) (Moore, C.J., concurring specially)

Response to Sanders: Ma'iingan as Property, 2013 WISCONSIN LAW REVIEW ONLINE 69-72 (with Nicholas J. Reo), available at <http://wisconsinlawreview.org/wp-content/files/Fletcher-Reo-Final.pdf>

Tribal Membership and Indian Nationhood, 37 AMERICAN INDIAN LAW REVIEW 1-17 (2012-13) (symposium)

* cited in *EOC v. Peabody Western Coal Co.*, 768 F.3d 962 (9th Cir.), amended and superseded, 773 F.3d 977 (9th Cir. 2014)

The Utility of Amicus Briefs in the Supreme Court's Indian Cases, 2 AMERICAN INDIAN LAW JOURNAL 38-75 (Fall 2013), available at <http://www.law.seattleu.edu/Documents/ailj/Fall%202013/Fletcher-Final.pdf>

2012

THE EAGLE RETURNS: THE LEGAL HISTORY OF THE GRAND TRAVERSE BAND OF OTTAWA AND CHIPPEWA INDIANS (Michigan State University Press 2012)

FORTY YEARS OF THE INDIAN CIVIL RIGHTS ACT (co-edited with Kristen A. Carpenter and Angela R. Riley, UCLA American Indian Studies Press 2012)

Resisting Congress: Free Speech and Tribal Law, in FORTY YEARS OF THE INDIAN CIVIL RIGHTS ACT 133-158 (Kristen A. Carpenter, Matthew L.M. Fletcher, and Angela R. Riley, eds., UCLA American Indian Studies Press 2012)

Tribal Consent, 8 STANFORD JOURNAL OF CIVIL RIGHTS AND CIVIL LIBERTIES 45-121 (2012) (invited submission)

* cited in *Lac du Flambeau Band of Lake Superior Chippewa Indians v. Coughlin*, 599 U.S. 382, 143 S. Ct. 1689 (2023) (Gorsuch, J., dissenting)

The Past and Future of American Indian Legal Scholarship: An Introductory Essay for the American Indian Law Journal, 1 AMERICAN INDIAN LAW JOURNAL 1-27 (2012) (inaugural essay), available at <http://www.law.seattleu.edu/Documents/ailj/Fall%20Issue/FletcherIntroductionFinal.pdf>

Indian Wars: Old and New, 15 JOURNAL OF GENDER, RACE & JUSTICE 201-230 (2012) (with Peter S. Vicaire) (symposium)

2011

AMERICAN INDIAN TRIBAL LAW (Aspen 2011)

* cited in *FMC Corp. v. Shoshone-Bannock Tribes*, 942 F.3d 916 (9th Cir. 2019)
* cited in *Norton v. Ute Indian Tribe of the Uintah and Ouray Reservation*, 862 F.3d 1236 (10th Cir. 2017)
* cited in *Stone v. Cromwell*, No. CV-12-001 (Mashpee Wampanoag Tribal Court, March 2, 2012)
* cited in *Hoffman v. Sault Ste. Marie Chippewa* LEXIS 3 (Sault Ste. Marie Tribe of Chippewa Indians Tribal Ct. Nov. 4, 2022)

CASES AND MATERIALS ON FEDERAL INDIAN LAW (West, 6th ed. 2011) (with David H. Getches, Charles F. Wilkinson, and Robert A. Williams, Jr.) (responsible for chapters 6, 7, 8, 9B, and 12)

* cited in *Tavares v. Whitehouse*, 851 F.3d 863 (9th Cir. 2017)

Laughing Whitefish: A Tale of Justice and Anishinaabe Custom, in ROBERT TRAVER, LAUGHING WHITEFISH vii-xxiii (1965) (Michigan State University Press reprint, 2011) (foreword to reprinting of Robert Traver's *Laughing Whitefish*)

The Indian Child Welfare Act: Implications for American Indian and Alaska Native Children's Development, in AMERICAN INDIAN AND ALASKAN NATIVE CHILDREN'S MENTAL HEALTH 269-284 (Michelle C. Sache, Paul Spicer, Patricia Farrell, and Hiram E. Fitzgerald eds., ABC-CLIO, Inc. 2011)

Race and American Indian Tribal Nationhood, 11 WYOMING LAW REVIEW 295-327 (2011) (symposium)

2010

Rebooting Indian Law in the Supreme Court, 55 SOUTH DAKOTA LAW REVIEW 510-527 (2010) (University of South Dakota School of Law's 2010 Dillon Lecture)

Resisting Federal Courts on Tribal Jurisdiction, 81 UNIVERSITY OF COLORADO LAW REVIEW 973-1025 (2010) (symposium)

2009

FACING THE FUTURE: THE INDIAN CHILD WELFARE ACT AT 30 (co-edited with Wenona T. Singel and Kathryn E. Fort) (Michigan State University Press 2009)

Factbound and Splitless: The Certiorari Process as a Barrier to Justice for Indian Tribes, 51 ARIZONA LAW REVIEW 933-81 (2009)

Red Leaves and the Dirty Ground: The Cannibalism of Law and Economics, 33 AMERICAN INDIAN LAW REVIEW 33-52 (2008-2009) (peer reviewed) (symposium)

The Origins of the Indian Child Welfare Act: A Survey of the Legislative History, Indigenous Law & Policy Center Occasional Paper 2009-04 (April 10, 2009), available at <http://www.law.msu.edu/indigenous/papers/2009-04.pdf>

Introduction – Indian Experience and Randall Kennedy's Mythology, in THE INDIAN CHILD WELFARE ACT AT 30: FACING TO THE FUTURE xiii-xvii (with Wenona T. Singel) (book chapter) (Matthew L.M. Fletcher, Kathryn E. Fort, and Wenona T. Singel, eds., Michigan State University Press 2009)

ICWA and the Commerce Clause, in THE INDIAN CHILD WELFARE ACT AT 30: FACING TO THE FUTURE 28-49 (Matthew L.M. Fletcher, Kathryn E. Fort, and Wenona T. Singel, eds., Michigan State University Press 2009) (book chapter)

* cited in *Brackeen v. Haaland*, 994 F.3d 249 (5th Cir. 2021) (Dennis, J., lead opinion) (en banc)

2008

AMERICAN INDIAN EDUCATION: COUNTERNARRATIVES IN RACISM, STRUGGLE, AND THE LAW (Routledge 2008)

The Supreme Court's Indian Problem, 59 HASTINGS LAW JOURNAL 579-642 (2008)

The Original Understanding of the Political Status of Indian Tribes, 82 ST. JOHN'S LAW REVIEW 153-181 (2008)

On Black Freedmen in Indian Country, in JUSTICE UNVEILED: AFRICAN AMERICAN CULTURE AND LEGAL DISCOURSE 57-73 (Lovalerie King & Richard Schur, eds., Palgrave Macmillan 2009) (book chapter)

Indian Tribal Businesses and the Off Reservation Market, 12 LEWIS & CLARK LAW REVIEW 1049-1063 (2008) (symposium)

Truck Stop, 76 UMKC LAW REVIEW 843-849 (2008) (symposium)

Tribal Courts, the Indian Civil Rights Act, and Customary Law: Preliminary Data, MSU Legal Studies Research Paper No. 06-05 (March 8, 2008), available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1103474

2007

Preconstitutional Federal Power, 82 TULANE LAW REVIEW 510-565 (2007)

Rethinking the Role of Custom in Tribal Court Jurisprudence, 13 MICHIGAN JOURNAL OF RACE & LAW 57-97 (2007)

Bringing Balance to Indian Gaming, 44 HARVARD JOURNAL ON LEGISLATION 39-95 (2007)

* cited in *Texas v. United States*, 497 F.3d 491, 522 (5th Cir. 2007) (Dennis, C.J., dissenting)

* cited in *Wisconsin v. Ho-Chunk Nation*, 512 F.3d 921, 932 (7th Cir. 2008)

* quoted in *McCracken and Amick v. Perdue*, 687 S.E.2d 690, 697-98 (N.C. App. 2009)

* cited in *Rincon Band of Luiseño Mission Indians of the Rincon Reservation v. Schwarzeneggar*, 602 F.3d 1019, 1063 n. 10 & n. 11 (9th Cir. 2010) (Bybee, J., dissenting)

* quoted in *Stand Up for California! v. State of California*, 6 Cal. App. 5th 686 (2016) (No. F069302) (Franson, J., concurring and dissenting)

"A Perfect Copy": Indian Culture and Tribal Law, 2 YELLOW MEDICINE REVIEW 95-118 (Fall 2007) (peer-reviewed), available at http://works.bepress.com/matthew_fletcher/17/

* reprinted in *A Perfect Copy: Indian Culture and Tribal Law*, in CENTERING ANISHINAABEG STUDIES: UNDERSTANDING THE WORLD THROUGH STORIES 191-212

(Jill Doerfler, Niigaanwewidam James Sinclair, and Heidi Kiiwetinepinesiik Stark, eds. 2013)

A Restatement of the Common Law of the Grand Traverse Band of Ottawa and Chippewa Indians, 7 TRIBAL LAW JOURNAL 1 (2006-2007) (with Zeke Fletcher), available at <http://tlj.unm.edu>

Retiring the “Deadliest Enemies” Model of Tribal-State Relations, 43 TULSA LAW REVIEW 73-87 (2007) (symposium)

* quoted in *Chicken Ranch Rancheria of Me-Wuk Indians of California v. State of California*, 42 F.4th 1024 (9th Cir. 2022) (Wardlaw, J., concurring)

The Supreme Court’s Legal Culture War against Tribal Law, 2 INTERCULTURAL HUMAN RIGHTS LAW REVIEW 93-127 (2007) (symposium)

2006

Toward a Theory of Intertribal and Intratribal Common Law, 43 HOUSTON LAW REVIEW 701-741 (2006)

The Supreme Court and Federal Indian Policy, 85 NEBRASKA LAW REVIEW 121-185 (2006)

* quoted in *Adoptive Couple v. Baby Girl*, 570 U.S. 637 (2013) (Thomas, J., concurring)

* quoted in *Mashantucket Pequot Tribe v. Town of Ledyard*, 722 F.3d 457 (2d Cir. 2013)

* cited in *MMMG, LLC v. Seminole Tribe of Florida, Inc.*, 196 So. 3d 438 (Fla. Ct. App. 2016)

* quoted in *On-Auk-More Trade Center LLC and State of Arizona E S A Tax Unit, Appeals Board No. T-1629122-001-B* (Ariz. Dept. of Econ. Sec. Appeals Board, May 14, 2020), available at <https://turtletalk.files.wordpress.com/2020/05/2020-05-20-oamtc-opinion3224.pdf>

Same-Sex Marriage, Indian Tribes, and the Constitution, 61 UNIVERSITY OF MIAMI LAW REVIEW 53-85 (2006)

Dibakonigowin: Indian Lawyer as Abductee, 31 OKLAHOMA CITY UNIVERSITY LAW REVIEW 209-236 (2006)

Looking to the East: The Stories of Modern Indian People and the Development of Tribal Law, 5 SEATTLE JOURNAL OF SOCIAL JUSTICE 1-26 (2006)

Indian Treaties and the Survival of the Great Lakes, 2006 MICHIGAN STATE LAW REVIEW 1285-1297 (with Wenona T. Singel) (symposium)

The Iron Cold of the Marshall Trilogy, 82 NORTH DAKOTA LAW REVIEW 628-696 (2006) (symposium)

Power, Authority, and Tribal Property, 41 TULSA LAW REVIEW 21-50 (2006) (with Wenona T. Singel) (symposium)

Politics, History, and Semantics: The Federal Recognition of Indian Tribes, 82 NORTH DAKOTA LAW REVIEW 487-518 (2006) (reviewing RENÉE ANN CRAMER, CASH, COLOR, AND COLONIALISM: THE POLITICS OF TRIBAL ACKNOWLEDGMENT (2005) & MARK EDWIN MILLER, FORGOTTEN TRIBES: UNRECOGNIZED INDIANS AND THE FEDERAL ACKNOWLEDGMENT PROCESS (2005)) (book review essay)

* quoted in MRB, LLC v. Sipple, No. 127,315, 2025 WL 737061 (Kan. Ct. App.

2005

Tribal Employment Separation: Tribal Law Enigma, Tribal Governance Paradox, and Tribal Court Conundrum, 38 UNIVERSITY OF MICHIGAN JOURNAL OF LAW REFORM 273-343 (2005)

Comparative Rights of Indispensable Sovereigns, 40 GONZAGA LAW REVIEW 1-126 (2004-2005)

* cited extensively in Klamath Tribe Claims Committee v. United States, 106 Fed. Cl. 87 (2012)

The Insidious Colonialism of the Conqueror: The Federal Government in Modern Tribal Affairs, 19 WASHINGTON UNIVERSITY JOURNAL OF LAW & POLICY 273-311 (2005) (symposium)

Theoretical Restrictions on the Sharing of Indigenous Biological Knowledge: Implications for Freedom of Speech in Tribal Law, 15 KANSAS JOURNAL OF LAW & PUBLIC POLICY 525-549 (2005) (symposium)

The Legal Fiction of Lake Matchimanitou Indian School, 13 AMERICAN UNIVERSITY JOURNAL OF GENDER, SOCIAL POLICY, AND THE LAW 597-634 (2005)

The Legal Fiction of Gridiron Cowboys and Indians, 2 INDIGENOUS PEOPLES' JOURNAL OF LAW, CULTURE & RESISTANCE 11-21 (2005), available at http://works.bepress.com/matthew_fletcher/16/

Stick Houses in Peshawbestown, 2 CARDOZO PUBLIC LAW, POLICY, AND ETHICS JOURNAL 189-287 (2004), available at http://works.bepress.com/matthew_fletcher/2/

2004

The Power to Tax, the Power to Destroy, and the Michigan Tribal-State Tax Agreements, 82 UNIVERSITY OF DETROIT MERCY LAW REVIEW 1-46 (2004)

Sawnawgezowog: “The Indian Problem” and the Lost Art of Survival, 28 AMERICAN INDIAN LAW REVIEW 35-105 (2003/2004)

In Pursuit of Tribal Economic Development as a Substitute for Reservation Tax Revenue, 80 NORTH DAKOTA LAW REVIEW 759-807 (2004) (symposium)

* quoted in Michigan v. Bay Mills Indian Community, 572 U.S. 782 (2014) (Sotomayor, J., concurring)

* cited in Ransom v. Greatplains Finance, LLC, 148 F.4th 141 (3rd Cir. 2025)

* cited in Colorado ex rel. Suthers v. Cash Advance, 242 P.3d 1099 (Colo. 2010)

* cited in State of Colorado v. Cash Advance, No. 05CV1143, 2012 WL 3113527 (Denver Dist. Ct., Feb. 13, 2012)

2003

The Drug War on Tribal Government Employees: Adopting the Ways of the Conqueror, 35 COLUMBIA HUMAN RIGHTS LAW REVIEW 1-70 (2003)

“I Shall Hear You No Further”, 27 VERMONT LAW REVIEW 565-648 (2003)

The Legal Fiction of Standardized Testing, 21 LAW & INEQUALITY: A JOURNAL OF THEORY AND PRACTICE 397-414 (2003)

1998

Listen, 3 MICHIGAN JOURNAL OF RACE & LAW 523-540 (1998)

WHITE PAPERS AND UNPUBLISHED MANUSCRIPTS

The Rise and Fall of the Ogemakaan, available at
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3535656 (symposium)

Systemic Racism and the Dispossession of Indigenous Wealth in the United States (Nov. 20, 2021), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3946559

On Becoming an American Indian Law Professor: 2021 Update (Nov. 16, 2021), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3930158

Tribal Disruption and Labor Relations (2017) (with Kathryn E. Fort & Wenona T. Singel), manuscript available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2401711

American Indian Legal Scholarship and the Courts, MSU Legal Studies Research Paper No. 12-25 (Oct. 2, 2012), available at <http://ssrn.com/abstract=2155150>

American Indian Legal Scholarship and the Courts: The Appendices, MSU Legal Studies Research Paper No. 12-23 (Sept. 24, 2012), available at <http://ssrn.com/abstract=2151257>

“Now What the Hell You Gonna Do in Those Days?” A Research Note on Practical Barriers to Indian Land Claims, MSU Legal Studies Research Paper No. 06-07 (May 2, 2008), available at <http://ssrn.com/abstract=1128153>

On Becoming an American Indian Law Professor, MSU Legal Studies Research Paper No. 10-12 (May 14, 2012), available at <http://ssrn.com/abstract=2058557>

“Occupancy” and “Settlement”: Anishinaabemowin and the Interpretation of Michigan Indian Treaty Language, MSU Legal Studies Research Paper No. 08-04, available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1557943

BAR JOURNAL AND MISCELLANEOUS ARTICLES

Professionalism in Tribal Jurisdictions, 101 MICHIGAN BAR JOURNAL, November 2022, at 24-28

Indian Law Reality Television, or How to Stop Worrying When Losing in the Supreme Court, 67 FEDERAL LAWYER, March/April 2020, at 46-51

The Creek Reservation Cases and the Great Conflict of Modern Day Federal Indian Law, 24:3 TYL (ABA YOUNG LAWYER DIVISION), Spring 2020, at 12-16

The Indian Child Welfare Act as the “Gold Standard”, 31:2 APSAC ADVISOR 36-39 (2019) (with Kathryn E. Fort); *Response to: The Indian Child Welfare Act: In the Best Interests of Children?*, 31:2 APSAC ADVISOR 47-48 (2019) (with Kathryn E. Fort)

Statutory Divestiture of Tribal Sovereignty, 64 FEDERAL LAWYER 38-47 (April 2017)

Tribal Civil, Criminal, and Regulatory Jurisdiction over Nonmembers, in INDIAN LAW AND NATURAL RESOURCES: THE BASICS AND BEYOND 2-1 (Rocky Mt. Min. L. Fdn. 2017)

The Growing Market for Indian Lawyering, 27:2 TRIBAL COLLEGE JOURNAL 19-21 (Winter 2015)

A Short History of Indian Law in the Supreme Court, 40:4 ABA HUMAN RIGHTS MAGAZINE, May 2015, at 3-6

A Restatement of Federal Indian Law?, 40:4 ABA HUMAN RIGHTS MAGAZINE, May 2015, at 23

California v. Cabazon Band: A Quarter-Century of Complex, Litigious Self-Determination, 59 FEDERAL LAWYER, April 2012, at 50-54

David Getches: A Tribute to a Scholar and a Leader, 59 FEDERAL LAWYER, April 2012, at 42-43, 49 (with Kristen A. Carpenter)

The Tenth Justice Lost in Indian Country, 58 FEDERAL LAWYER, March/April 2011, at 36-41, 58

Indian Country Law Enforcement and Cooperative Public Safety Agreements, 89 MICHIGAN BAR JOURNAL, February 2010, at 42-45 (with Kathryn E. Fort and Wenona T. Singel)

* quoted in *United States v. Cooley*, 593 U.S. 345 (2021)

Sovereign Comity: Factors Recognizing Tribal Court Criminal Convictions in State and Federal Courts, 45:1-2 COURT REVIEW 12-19 (2009)

Addressing the Epidemic of Domestic Violence in Indian Country by Restoring Tribal Sovereignty, American Constitutional Society Issue Brief (March 2009), available at <http://www.acslaw.org/files/Fletcher%20Issue%20Brief.pdf>; reprinted in 3:1 ADVANCE: THE JOURNAL OF THE ACS ISSUE GROUPS 31-41 (2009), available at <http://www.acslaw.org/AdvanceVol3No1>

* quoted in *Jones v. Jones*, No. 2012 CVPD 3167 (Lummi Tribal Court of Appeals)

Plains Commerce Bank v. Long Family Land and Cattle Co., Inc., American Bar Association Preview of United States Supreme Court Cases, Vol. 35, No. 7, April 14, 2008, at 329-332

The Supreme Court and the Rule of Law: Indian Law Case Studies, 55 FEDERAL LAWYER, March/April 2008, at 26-33

* cited in *MacArthur v. San Juan County*, 556 F. Supp. 2d 1239 (D. Utah 2008)

Reviving Local Tribal Control in Indian Country, 53 FEDERAL LAWYER, March/April 2006, at 38-44

United States v. Lara: Affirmation of Tribal Criminal Jurisdiction over Nonmember Indians, 83 MICHIGAN BAR JOURNAL, July 2004, at 24-27

SHORT BOOK REVIEWS

Book Review, 26 GREAT PLAINS QUARTERLY 304 (2006) (reviewing PAUL VANDEVELDER, COYOTE WARRIOR: ONE MAN, THREE TRIBES, AND THE TRIAL THAT FORGED A NATION (2005))

Book Review, 31 AMERICAN INDIAN CULTURE AND RESEARCH JOURNAL 225-227 (2007) (reviewing CHRISTIAN W. McMILLEN, MAKING INDIAN LAW: THE HUALAPAI LAND CASE AND THE BIRTH OF ETHNOHISTORY (2007))

Book Review, 16:1 GREAT PLAINS QUARTERLY 135-36 (2009) (reviewing REBUILDING NATIVE NATIONS: STRATEGIES FOR GOVERNANCE AND DEVELOPMENT (Miriam Jorgensen, ed. 2007))

Book Review, 24:2 WICAZŌ ŠA REVIEW 188-90 (2009) (reviewing DAVID W. WILKINS, AMERICAN INDIAN POLITICS AND THE AMERICAN POLITICAL SYSTEM (2007))

Book Review, FEDERAL INDIAN LAW: NEWSLETTER OF THE FEDERAL BAR ASSOCIATION INDIAN LAW SECTION, Spring 2009, at 14-15 (reviewing DESTROYING DOGMA: VINE DELORIA, JR. AND HIS INFLUENCE ON AMERICAN SOCIETY (Steve Pavlik & Daniel R. Wildcat, eds. 2006))

Book Review, 125:1 POLITICAL SCIENCE QUARTERLY 151-52 (2010) (reviewing JOHN H. VINZANT, THE SUPREME COURT'S ROLE IN AMERICAN INDIAN POLICY (2009))

Book Review, 30:1&2 CANADIAN JOURNAL OF NATIVE STUDIES 430-432 (2010) (reviewing CRIMINAL JUSTICE IN NATIVE AMERICA (Marianne O. Nelson & Robert A. Silverman eds. 2009))

Book Review, 30:3 JOURNAL OF AMERICAN ETHNIC HISTORY 88-89 (Spring 2011) (reviewing DANIEL M. COBB, NATIVE AMERICAN ACTIVISM IN COLD WAR AMERICA: THE STRUGGLE FOR SOVEREIGNTY (2008))

Book Review, 31:2 GREAT PLAINS QUARTERLY 170-71 (Spring 2011) (reviewing LAUGHLIN McDONALD, AMERICAN INDIANS AND THE FIGHT FOR EQUAL VOTING RIGHTS (2010))

Book Review, 23:4 STUDIES IN AMERICAN INDIAN LITERATURE 133-36 (2011) (reviewing GERALD VIZENOR, NATIVE LIBERTY: NATURAL REASON AND CULTURAL SURVIVANCE (2009))

Book Review, 36:1 AMERICAN INDIAN CULTURE AND RESEARCH JOURNAL 195-97 (2012) (reviewing HYBRID CONSTITUTIONS: CHALLENGING LEGACIES OF LAW, PRIVILEGE, AND CULTURE (2010))

Book Review, 82:1 PACIFIC HISTORICAL REVIEW 140-41 (2013) (reviewing ADREA LAWRENCE, LESSONS FROM AN INDIAN DAY SCHOOL: NEGOTIATING COLONIZATION IN NORTHERN NEW MEXICO, 1902-1907 (2011))

Book Review, 71:1 JOURNAL OF ANTHROPOLOGICAL RESEARCH 143-44 (reviewing WILLIAM Y. ADAMS, INDIAN POLICIES IN THE AMERICAS: FROM COLUMBUS TO COLLIER AND BEYOND (2014))

Book Review, 28:3 STUDIES IN AMERICAN INDIAN LITERATURES 117-119 (Fall 2016) (reviewing SARAH DEER, THE BEGINNING AND END OF RAPE: CONFRONTING SEXUAL VIOLENCE IN NATIVE AMERICA (2015))

Book Review, 2:1&2 TRANSMOTION 161-164 (2016) (reviewing DAVID CARLSON, IMAGINING SOVEREIGNTY: SELF-DETERMINATION IN AMERICAN INDIAN LAW AND LITERATURE (2016))

Book Review, 93:1 NEW MEXICO HISTORICAL REVIEW 109-110 (2018) (reviewing DEWI IONE BALL, THE EROSION OF TRIBAL POWER: THE SUPREME COURT'S SILENT REVOLUTION (2016))

Book Review, 38:1 CANADIAN JOURNAL OF NATIVE STUDIES 235-37 (2018) (reviewing CLAIMING TURTLE MOUNTAIN'S CONSTITUTION: THE HISTORY, LEGACY, AND FUTURE OF A TRIBAL NATION'S FOUNDING DOCUMENTS (2017))

On Disenrollment, Book Review, 5:1 TRANSMOTION 237-241 (2019) (reviewing DAVID E. WILKINS & SHELLY HULSE WILKINS, DISMEMBERED: NATIVE DISENROLLMENT AND THE BATTLE FOR HUMAN RIGHTS (2017)), available at <https://journals.kent.ac.uk/index.php/transmotion/article/view/763/1515>

The Law of Genocide and Indigenous Peoples, Book Review Essay, 77 NATIONAL LAWYERS GUILD REVIEW, Spring 2020, at 38-42 (reviewing LAURELYN WHITT AND ALAN W. CLARKE, NORTH AMERICAN GENOCIDES: INDIGENOUS NATIONS, SETTLER COLONIALISM, AND INTERNATIONAL LAW (Cambridge University Press 2019))

ENCYCLOPEDIA ENTRIES

Native Americans, in OXFORD HANDBOOK OF THE UNITED STATES CONSTITUTION 695-716 (Mark Tushnet, Sanford Levinson & Mark Graber, eds.) (2015)

Indian Law, Federal; Indian Law, Tribal, in OXFORD AMERICAN LEGAL AND PUBLIC POLICY HISTORY (2012)

Ottawa Removal; Potawatomi Removal; Saginaw Chippewa Removal, in 1 ENCYCLOPEDIA OF AMERICAN INDIAN REMOVAL 163-167, 175-180, 195-97 (Daniel F. Littlefield, Jr. and James W. Parins, eds. 2011)

Native American Law, in 4 OXFORD INTERNATIONAL ENCYCLOPEDIA OF LEGAL HISTORY 206-14 (Stanley N. Katz, ed. 2009)

U.S. Indian Policy: Congress and the Executive, 1960—; U.S. Congress; Constitutions, American Indian; Homestead Act of 1862; Indian Removal Act (1830), in 1 ENCYCLOPEDIA OF UNITED STATES INDIAN LAW AND POLICY 39-43, 212-16, 221-23, 377-78, 424-25 (Paul Finkelman and Tim Alan Garrison eds. 2009)

Jackson, Andrew; Menominee Tribe v. United States (1968); Plenary Power Doctrine; Religious Freedom; States' Rights; Talton v. Mayes (1896); Trade and Intercourse Acts; United States v. Washington (1974); U.S. Supreme Court and Indian Policy, 1966-1977; Williams v. Lee (1959), in 2 ENCYCLOPEDIA OF UNITED STATES INDIAN LAW AND POLICY

457-59, 531-32, 627-28, 654-57, 734-35, 741-42, 762-64, 802-03, 824-28, 865 (Paul Finkelman and Tim Alan Garrison eds. 2009)

American Indian Religious Freedom Act of 1978; Drug Testing, in 1 ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES 51-52, 452-53 (Routledge 2006)

Indian Bill of Rights; Santa Clara Pueblo v. Martinez, in 2 ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES 806-810, 1141-42 (Routledge 2006)

COMMENTARIES, EDITORIALS, AND OP-EDS

Indigenous Kinship as a Replacement for Tribal Citizenship Theory? Thoughts on the American Experience, American Journal of Comparative Law Blog (Sept. 15, 2025), available at <https://ascl.org/indigenous-kinship-as-a-replacement-for-tribal-citizenship-theory-thoughts-on-the-american-experience/>

Justice, The Colonizer, and the Michigan Anishinaabek, First Nations Development Institute (2024), available at <https://www.firstnations.org/gallery/matthew-l-m-fletcher/>

Indian Tribes Are Governing Well. It's the States That Are Failing, Washington Monthly, Sept. 30, 2021, available at <https://washingtonmonthly.com/2021/09/30/indian-tribes-are-governing-well-its-the-states-that-are-failing/>

The U.S. Shouldn't Get to Decide If a Navajo Man Dies, The Atlantic, August 21, 2020, available at <https://www.theatlantic.com/ideas/archive/2020/08/us-shouldnt-get-decide-if-lezmond-mitchell-dies/615367/> (with Tamera Begay)

Why Tribes Should Have the Power to Enforce Strict Coronavirus Policies, The Atlantic, July 18, 2020, available at <https://www.theatlantic.com/ideas/archive/2020/07/tribes-coronavirus-enforcement/614242/>

How the 'only family' argument is used against Indigenous families, High Country News, July 9, 2020, available at <https://www.hcn.org/articles/indigenous-affairs-justice-how-the-only-family-argument-is-used-against-indigenous-families>

The Necessity for the Indian Child Welfare Act, The Atlantic, January 22, 2020, available at <https://www.theatlantic.com/ideas/archive/2020/01/fifth-circuit-icwa/605167/> (with Leah Litman)

Rory Taylor, *6 Native Leaders on what it would look like if the US kept its promises*, VOX (Sept. 23, 2019), <https://www.vox.com/first-person/2019/9/23/20872713/native-american-indian-treaties> (interview)

Why Justice Anthony Kennedy wasn't good for Indian Country: The retiring Supreme Court justice leaves a legacy of anti-tribal votes, High Country News, July 6, 2018,

available at <https://www.hcn.org/articles/tribal-affairs-why-justice-anthony-kennedy-wasnt-good-for-indian-country>

A Look At the Impact of Lewis v. Clarke Thus Far, Law360.com, May 16, 2017, available at <https://www.law360.com/nativeamerican/articles/924746/a-look-at-the-impact-of-lewis-v-clarke-thus-far>

New Divisions In Indian Country Over Energy Justice, Law360.com, May 2, 2017, available at <https://www.law360.com/nativeamerican/articles/918997/new-divisions-in-indian-country-over-energy-justice>

Indian Country and Climate Change After DAPL, Law360.com, February 27, 2017, available at <https://www.law360.com/articles/895757>

A Look At The Next Four Years In Indian Affairs, Law360.com, January 19, 2017, available at <https://www.law360.com/articles/882778>

The Consequences of Divide-and-Conquer: Carcieri Redux, Law360.com, November 17, 2016, available at <http://www.law360.com/nativeamerican/articles/863981/the-consequences-of-divide-and-conquer-carcieri-redux>

Supreme Court case could expose Indian tribes to new legal risks, The Conversation, November 13, 2016, available at <https://theconversation.com/supreme-court-case-could-expose-indian-tribes-to-new-legal-risks-66728>

Repeating the Mistakes of the Past in “The New Trail of Tears”, LA REVIEW OF BOOKS, October 21, 2016, available at <https://lareviewofbooks.org/article/repeating-mistakes-past-new-trail-tears/>

Tribal Immunity: A Perfect Storm Against Tribal Interests?, Law360.com, October 14, 2016, available at <https://www.law360.com/articles/851682>

The Right Side Of History: Obama’s Administration and DAPL, Law360.com, September 12, 2016, available at <http://www.law360.com/nativeamerican/articles/838746/the-right-side-of-history-obama-s-administration-and-dapl>

A History Lesson, Cato Unbound, August 30, 2016, available at <http://www.cato-unbound.org/2016/08/30/matthew-l-m-fletcher/history-lesson>

The Next Justice’s Impact On The Indian Child Welfare Act, Law360.com, August 23, 2016, available at <http://www.law360.com/nativeamerican/articles/831566/the-next-justice-s-impact-on-the-indian-child-welfare-act>

A Civics Lesson, Cato Unbound, August 19, 2016, available at <http://www.cato-unbound.org/2016/08/19/matthew-l-m-fletcher/civics-lesson>

Limit Government Intrusion in Indian Families' Lives, Cato Unbound, August 5, 2016, available at <http://www.cato-unbound.org/2016/08/05/matthew-l-m-fletcher/limit-government-intrusion-indian-families-lives>

American Indians Seek Control, Not Just Payment, NEW YORK TIMES, June 9, 2014, available at <http://www.nytimes.com/roomfordebate/2014/06/08/are-reparations-due-to-african-americans/american-indians-seek-control-not-just-reparations>

Commentary on Purpose and Function of a Constitution, ANISHINAABEG TIMES, July 2013, available at http://www.whiteearth.com/data/upfiles/files/July_3,_2013.pdf

This Case is Not about Race, NEW YORK TIMES, January 24, 2013

Cherokee Nation: Underhanded Racial Politics, NEW YORK TIMES, September 15, 2011 (originally known as "A Weak Sovereign")

Sotomayor could make a difference, INDIAN COUNTRY TODAY, Aug. 14, 2009, at 4 (lead editorial)

Decision's In – 'Now' begins work to fix Carcieri, INDIAN COUNTRY TODAY, Feb. 26, 2009, at 4 (lead editorial)

Growing threat to land-in-trust statute, INDIAN COUNTRY TODAY, May 14, 2008, at 5

Tribes' economic plans stifled by policy, INDIAN COUNTRY TODAY, February 1, 2008, at 5

Supreme Court's clerks find Indian law unimportant, INDIAN COUNTRY TODAY, December 28, 2007, <http://www.indiancountry.com/content.cfm?id=1096416372>

An immigration policy solution for tribal governments, INDIAN COUNTRY TODAY, September 14, 2007, at A3

'Native American Fiction' tough on Indian culture, INDIAN COUNTRY TODAY, August 3, 2007, <http://www.indiancountry.com/content.cfm?id=1096415493>

The Cherokee Freedmen: The U.S. shouldn't step in, NATIONAL LAW JOURNAL, April 16, 2007, at 23

The U.S. Attorney Mess and Indian Country, INDIAN COUNTRY TODAY, March 30, 2007, at A3

The Supreme Court's shrinking Indian law caseload, INDIAN COUNTRY TODAY, February 9, 2007, at A3

The Indian land-claims time bomb, INDIAN COUNTRY TODAY, January 19, 2007, at A3

Means case a supreme affirmation of tribal authority, INDIAN COUNTRY TODAY, October 20, 2006, at A3

PRESENTATIONS

2026

University of Michigan, Asian Pacific American Law Students Association: “Fred Korematsu Day” panelist, Ann Arbor, MI (January 30, 2026)

Seattle University School of Law: “The Next Seven Generations of Indian Affairs — Congressional Powers,” Faculty Workshop, Seattle, WA (Jan. 20, 2026)

American Historical Association Annual Meeting: Digital History Advocacy panel, Chicago, IL (Jan. 10, 2026)

2025

University of Michigan, Ross School of Business, 3rd Annual Native American Heritage Month Conference: Moderator, Ross Alumni Fireside Chat, Ann Arbor, MI (Nov. 12, 2025)

Oxford University, Corpus Christi College: “Rise and Fall of the Ogemakaan,” Oxford, England (Oct. 22-23, 2025)

National American Indian Court Judges Association Annual Meeting: Turtle Talk Live, virtual (Oct. 14, 2025)

Penn State Dickinson Law Native American Law Students Association: “Indian Law 101,” virtual (Sept. 10, 2025)

Federal Bar Association Indian Law Conference: Panelist, “Existential Threats to Indian Law,” Albuquerque, NM (April 29, 2025)

Yale Law Journal Workshop: “The Three Lives of Mamengwaa: Toward an Indigenous Canon of Construction,” New Haven, CT (April 1, 2025)

Tulsa Law Review Symposium: Plenary Speaker, “Fletcher’s Uncertainty Principle,” Tulsa, OK (March 28, 2025)

Harvard Law School Native American Law Students Association Symposium: Plenary Speaker, “Introduction to Federal Indian Law & Indigenous Rights,” and Panelist, “Indigenous Law as Central to Legal Education,” Cambridge, MA (February 28, 2025)

University of Michigan, Department of American Culture – Native American Studies Symposium: Convener, Ann Arbor, MI (February 21-22, 2025)

University of Michigan, Asian Pacific American Law Students Association: “Remembering Fred T. Korematsu on Fred Korematsu Day in Michigan,” Ann Arbor, MI (January 30, 2025)

University of Michigan, Department of American Culture: Panelist, “Teaching Diversity in Divisive Times,” Ann Arbor, MI (January 29, 2025)

Tribal in-House Counsel Association, Lunch in Indian Country CLE: Speaker, “Indian Law in the Post-Chevron Era: Rumors of the Apocalypse are Greatly Exaggerated (Or Are They?),” Arizona State Bar, virtual (January 15, 2025)

2024

American Law Institute CLE: Speaker, “Business on Native Lands: Tribal Jurisdiction Over Non-Member Enterprises,” virtual (December 11, 2024)

Institute for Journalism & Natural Resources: Speaker, “Land Back and Federal Indian Law,” virtual (December 11, 2024)

American Law Institute CLE: Speaker, “Developments in Indian Law,” virtual (November 13, 2024)

University of Michigan Ross School of Business: Moderator and Speaker, “Capital Acquisition for Tribal Businesses,” Ann Arbor, MI (November 12, 2024)

Washburn Law Journal: Panelist, “Re-Shifting Foundations of Brown: Diversity in Education,” Topeka, KS (November 7, 2024)

National Constitution Center: Panelist, “Native Americans and the Supreme Court,” virtual (November 4, 2024)

National American Indian Court Judges Association, Annual Conference: Keynote Speaker, “The Future of Tribal Jurisprudence,” and Panelist, “Supreme Court Update,” Las Vegas, NV (October 22, 2024)

University of Michigan Transnational Law Conference: Panelist, “Struggles for Land, Voice, and Redress: Law and Practice,” Ann Arbor, MI (October 19, 2024)

University of Michigan STAMPS: Moderator, “American Indian Boarding Schools — the Michigan Anishinaabe Experience,” Ann Arbor, MI (October 5, 2024)

Vermont Law Review: Panelist, “Safeguarding Tomorrow: The Indian Child Welfare Act,” virtual (September 19, 2024)

University of Washington Indian Law Symposium: Keynote Speaker, “Equal Protection and the Roberts Court,” Seattle, WA (September 6, 2024)

Northwestern Michigan College, Indian Affairs Forum: “Indigenous Sovereignty,” Traverse City, MI (May 23, 2024)

Indian Country ECHO, Grand Rounds: “Gender-Affirming Care in Indian Country,” virtual (April 23, 2024)

Notre Dame University Law School, Native American Law Students Association: “Anishinaabe Philosophies in Tribal Courts,” South Bend, IN (April 18, 2024)

Harvard Law School, American Constitution Society: “General Body Meeting with Professor Matthew L.M. Fletcher,” Cambridge, MA (Feb. 21, 2024)

UCLA Law Review Symposium: “The Sovereignty Problem in Federal Indian Law,” Los Angeles, CA (February 9, 2024)

Boston University Law School: Faculty Workshop, “The Sovereignty Problem in Federal Indian Law,” Boston, MA (February 1, 2024)

University of Michigan, Asian Pacific American Law Students Association: “Remembering Fred T. Korematsu on Fred Korematsu Day in Michigan,” Ann Arbor, MI (January 29, 2024)

Penn State Law — Native American Law Students Association: “Lunch and Learn,” virtual (January 26, 2024)

University of Victoria — Property and Dispossession Discussion: “Ghost Road,” virtual (January 18, 2024)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: Equal Protection and Indian Law, Arizona State Bar, Tucson, AZ (January 17, 2024)

2023

University of Virginia School of Law: “Justice and Sovereignty,” scholarly workshop, Charlottesville, VA (December 8, 2023)

Utah State Bar, Indian Law Section: “History of ICWA,” “Foster Care Panel,” “Qualified Expert Witness Panel,” and “*Haaland v. Brackeen*, ICWA at the Supreme Court panel, Salt Lake City, UT (November 30–December 1, 2023)

Northwestern Native American Law Students Association: “Exploring Indian Law: Past, Present, and Future,” Chicago, IL (November 16, 2023)

University of Michigan Ross School of Business: “Indian Casino Gaming Yesterday, Indian Sports Betting Tomorrow” moderator, Ann Arbor, MI (November 15, 2023)

Bodman PLC: “Supreme Court Practice: Indian Law Edition,” virtual (November 14, 2023)

Tribal Law Journal: “Bizindan Miinawa,” virtual (November 9, 2023)

Michigan State University College of Law/Tribal In-House Counsel Association Annual Conference: “Decisions, Decisions, Pts. 1 and 2, The 2022 Term,” East Lansing, MI (November 9, 2023) (moderator)

Columbia Law School & National Native American Law Students Association: “Indian Law and Contracts” panel and Supreme Court panel, New York, NY (November 3, 2023)

Montana State Bar, Indian Law Section: ICWA, the Brackeen Decision & MT ICWA Statute panel, virtual (November 1, 2023)

University of Michigan Museum of Art — Under the Campus, The Land: Respondent, Reckoning with the Settler University panel, Ann Arbor, MI (October 27, 2023)

National American Indian Court Judges Association: Turtle Talk Live, Tulsa, OK (October 24, 2023)

University of Michigan, Native American Law Students Association: Moderated Discussion with John Echohawk, Ann Arbor, MI (October 20, 2023)

UC Davis Native American Law Students Association: The Indian Child Welfare Act, Zoom (October 9, 2023)

University of Wisconsin, Milwaukee – Electa Quinney Institute & American Indian Studies: The Legal Justification of Land Theft, Milwaukee, WI (October 5, 2023)

University of Arizona Tribal Sovereignty Forum: Navigating Supreme Court Decisions Impacting Tribes panel, Tucson, AZ (September 13, 2023)

University of Michigan Anthropology Dept.: Beyond Land Acknowledgements panel, Ann Arbor, MI (August 31, 2023)

Mississippi Supreme Court & Mississippi Band of Choctaw Indians – ICWA Conference: Lawyering the Indian Child Welfare Act, Choctaw, MS (August 9, 2023)

Bay View Association – Mini American Experience: An Intergeneration Perspective on the Anishinaabe History in Northern Michigan, Petoskey, MI (August 3-4, 2023) (with Wenona Singel)

American Bankruptcy Institute – Central States Bankruptcy Institute: “*Lac du Flambeau Band of Lake Superior Chippewa Indians v. Coughlin*,” Traverse City, MI (June 9, 2023)

Washington State Bar – 35th Annual Indian Law Conference: “Professional Responsibility, Waivers, and Elimination of Bias,” ethics speaker, via Zoom (May 19, 2023)

University of Michigan Native American Law Students Association: “Sacred Justice: A Different Worldview Regarding Justice” panel, Ann Arbor, MI (April 6, 2023)

International Academic Association on Planning, Law, and Property Rights – 17th Annual Conference: Indigenous Property Rights panel, Ann Arbor, MI (May 1, 2023)

University of Southern California Law School – Faculty Workshop: “The Three Lives of Mamengwaa: Toward an Indigenous Canon of Construction,” Los Angeles, CA (April 19, 2023)

University of Colorado – Ira C. Rothgerber, Jr. Conference: Civil Rights panel, Boulder, CO (April 14, 2023)

University of Wisconsin Indigenous Law Students Association – 37th Annual Coming Together of Peoples Conference: “*Lac du Flambeau v. Coughlin*: A New Legal Arena for the Continual Attack on Tribal Sovereign Immunity” panel, Madison, WI (April 1, 2023)

New York University – Native American Law Students Association: Tribal Jurisprudence panel, New York, NY (March 30, 2023)

University of Michigan – Donia Human Rights Center Lecture by Elisa Loncon: Commentator, Ann Arbor, MI (March 29, 2023)

George Washington Law School: “The Three Lives of Mamengwaa: Toward an Indigenous Canon of Construction,” Washington, D.C. (March 27, 2023)

PLSI Pre-Law Advisors Conference: “Affirmative Action, the Harvard-UNC Cases, and Native Admissions,” Pueblo of Isleta, NM (March 8, 2023)

Maine Law Review Symposium: “The Dark Matter of Federal Indian Law,” virtual (February 16, 2023)

University of Michigan, Asian Pacific American Law Students Association: “Remembering Fred T. Korematsu and the Legacy of *Korematsu v. U.S.*,” Ann Arbor, MI (January 30, 2023)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: Supreme Court Update, Arizona State Bar, Tucson, AZ (January 18, 2023)

2022

Penn Carey Law & The Field Center for Children's Policy, Practice, and Research: "The History & Future of the Indian Child Welfare Act: Implications for Tribal Sovereignty and Native Family Preservation," virtual (December 1, 2022)

Constitutional Kōrero – Indigenous Futures and New Zealand's Constitution: "Anishinaabe Constitutional Kōrero," Turtle Island/USA session, virtual (November 22, 2022)

Yale Native American Law Students Association: "Brackeen Post Oral Argument Panel Discussion," virtual (November 16, 2022)

Ohio State University, Newark: "Muskrat versus Canary: The Future of Federal Indian Law," virtual (November 10, 2022)

Cleveland Metropolitan Bar Association: "Signed, Sealed, Delivered, and Filed: Historic Case Challenging ICWA and Tribal Rights before U.S. Supreme Court," virtual (November 1, 2022)

University of Oregon Law School – Rennard Strickland Lecture: "The Dark Matter of Federal Indian Law," Eugene, OR (October 24, 2022)

University of Michigan Philosophy – Indigenous People's Day Symposium: "The Rise and Fall of the Ogemakaan," Ann Arbor, MI (October 10, 2022)

Northwestern University Law School – American Constitution Society: "Haaland v. Brackeen and the Future of Federal Indian Law," Chicago, IL (October 7, 2022)

Southeast Wisconsin Festival of Books: "The Native American Experience through Poetry, the Law, and Memoir" panel, Waukesha, WI (October 5, 2022)

Roger Williams University School of Law et al.: Integrating Content on American Indian Law and Indigenous Identities panel, virtual (October 19, 2022)

National American Indian Court Judges Association: "Turtle Talk Live" and "Judicial Ethics" panels, virtual (October 18, 2022)

Boston College Center for Human Rights and International Justice: "The Dark Matter of Federal Indian Law: The Duty of Protection," Settler Colonialism, "Race" and Indigenous Survivance and Resistance panel, Boston, MA (October 7, 2022)

University of Michigan Law School – Fawley: “Wright v. Nottawaseppi Huron Band of the Potawatomi,” Ann Arbor, MI (September 15, 2022)

University of Wisconsin Law School State Democracy Research Initiative – Symposium on Interpretation in the States: “Remedial Commandeering and Indian Law,” Madison, WI (May 19-20, 2022)

University of Washington School of Law, Washington Law Review, and American Law Institute – Symposium on the Restatement of the Law of American Indians: “Remarks on the Restatement of the Law of American Indians,” virtual (April 21, 2022)

Federal Bar Association Annual Indian Law Conference: “Indigenous Political Theory and the Environment,” Sandia Pueblo (April 7, 2022)

University of South Dakota Native American Law Students Association: “Gawiin Ganabaj Aanikanoowiinewtawa (Only They Can’t Interpret It),” Keynote Address, virtual (March 22, 2022)

Michigan State University College of Law – Hop Topics in Law Series: The Legacy of Justice Breyer panel, virtual (March 15, 2022)

University of Wisconsin Indigenous Law Students Association – 36th Annual Coming Together of Peoples Conference: “Indian Law and SCOTUS: The Next 35 Years,” virtual (March 4, 2022)

Columbia Law School Law, Rights & Religion Project and Native American Law Students Association: “Faith and Native Communities: Fighting for Freedom of – and from – Religion,” virtual (Feb. 24, 2022) (with April Youpee-Roll)

Michigan Law Review: “New Visions of Civil Rights Lawyering” Colloquium, Ann Arbor, MI (Feb. 18, 2022) (with Wenona Singel)

U.C. San Francisco Law School: “Federal Indian Law after the Notorious R.B.G. and the Not-So-Notorious S.G.B.,” Indigenous Law Center Visiting Professor of Law Public Lecture, virtual (Feb. 17, 2022)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: Supreme Court Update, Arizona State Bar, Tucson, AZ (Jan. 19, 2022)

2021

Maine Law School Indian Law and History Lecture: virtual (Nov. 19, 2021)

University of Detroit Mercy Law School – Current Issues in Indigenous Law: panelist, virtual (Nov. 17, 2021)

National Council of Juvenile and Family Court Judges: ICWA, VAWA, and Tribal Courts, virtual (Nov. 15, 2021)

Cleveland Metropolitan Bar Association: Indian Child Welfare Act CLE, virtual (Nov. 15, 2021)

Wisconsin Law Review Symposium – The Restatement of the Law of American Indians: Keynote and Closing Speaker, Madison, WI (Nov. 5-6, 2021)

Tribal In-House Counsel Association Annual Conference: “Tribal Traditional Law in Practice” panel and “Egregious Misconduct” ethics panel, virtual (Nov. 4-5, 2021)

Windsor Law School Indigenous Legal Orders: Guest Speaker, virtual (Oct. 29, 2021) (with Wenona Singel)

Michigan State University College of Law Fall Faculty Webinar: “Defending the Indian Child Welfare Act” panel, virtual (Oct. 29, 2021) (with Wenona Singel and Kate Fort)

National American Indian Court Judges Association Annual Conference: “Turtle Talk Live” panel, virtual (October 20, 2020) (with Kate Fort)

Federal Reserve Bank – Racism and the Economy: Focus on the Wealth Divide: Speaker, virtual (Oct. 20, 2021)

Roger Williams University Law Review Symposium: “An Uncomfortable Truth: Indigenous Communities and Law in New England,” Keynote Speaker, virtual (Oct. 22, 2021)

Michigan State University College of Law Native American Law Students Association: “Indian Law 101,” virtual (Oct. 11, 2021)

University of Colorado Law School – Indian Law Program: “Lawyering the Indian Child Welfare Act,” Boulder, CO (Oct. 7, 2021) (with Wenona Singel)

Touro Law School – The Life and Work of Robert M. Cover: “Nomos and Jurisgenesis in American Law and Society” panel, virtual (Oct. 5, 2021)

Second Annual Virtual Peacemaking Colloquium: Respondent to Keynote Speaker, virtual (Sept. 30, 2021)

Arizona State O’Connor College of Law – Transforming the Legal Academy: “Becoming Law Professor” panel, virtual (Sept. 24, 2021)

American Constitution Society: “Founding Failures: Indian Country’s Sovereignty and Subordination,” virtual (Sept. 17, 2021)

Michigan State Bar, Indian Law Section: “Restatement of the Law of American Indians,” Battle Creek, MI (Sept. 8, 2021)

National Council of Juvenile and Family Court Judges: “Federal Indian Law Update and Impact on Tribal-State Courts” panel, St. Louis, MO (July 20, 2021)

University of Michigan Law School Fawley: United States v. Cooley, Ann Arbor, MI (July 13, 2021)

National Writers Series: Interview of Dr. Robin Wall Kimmerer, Author of *Braiding Sweetgrass*, virtual (June 10, 2021)

Cornell-Yale Native American Law Student Associations Joint Indigenous Nations & Climate Change Summit: Panelist, virtual (April 22, 2021)

University of St. Thomas Law Journal Spring 2021 Virtual Symposium – Preparing for the Next Pandemic: Learning from the Past and the Present: Commentator, virtual (April 22, 2021)

University of Cincinnati College of Law – 2021 Inaugural Morelli Colloquy: “Belonging and Difference: Interdisciplinary Perspectives” Panel, virtual (April 8, 2021)

American Bar Association – Section of Environment, Energy, and Resources (SEER): “McGirt v. Oklahoma: One Tribe, One Treaty?” panel, virtual (March 31, 2021)

University of Michigan Law School – Native American Law Students Association: Preview Weekend presentation, virtual (March 26, 2021)

American Constitution Society – District of Columbia: “Sovereignty and Status Series: Tribal Nations Today,” virtual (March 25, 2021)

SMU Law School STAR Justice: “Understanding McGirt v. Oklahoma: Tribal Sovereignty and Federal Courts” panel, virtual (March 17, 2021)

University of Wisconsin Law School, Indigenous Law Students Association (Wisconsin) – 35th Annual Coming Together of Peoples Conference: “Tribal Powers & Responses to COVID-19” panel, virtual (Mar. 12, 2021)

Windsor Law School Indigenous Legal Orders: Guest Speaker, virtual (March 8, 2021) (with Wenona Singel)

U.C. Hastings Law School Indigenous Law Center: “The Impact of COVID on Native and Indigenous Communities” panel, virtual (February 10, 2021)

University of Miami Law School, Environmental Law Society: “Indigenous Peoples, Native Nations, and Environmental Law and Policy” panel, virtual (February 9, 2021)

Tulsa Law School, Native American Law Student Association: “McGirt 6 Months Out: What’s Happening and What’s on the Horizon,” virtual (January 27, 2021)

2020

Federal Defender’s Office for the Central District of California: Panel on Lezmond Mitchell Execution, virtual (November 19, 2020)

Antonin Scalia Law School Law and Economics Center – Civil Justice Fest: Behind the Curtain at the American Law Institute (ALI): Drafting and Approving Restatements of Law at the ALI and Their Proper Weight in Judicial Decisionmaking panel, virtual (November 18, 2020), <https://vimeo.com/483043559>

Dentons: Guest Speaker, Panel on Native American Heritage Month, virtual (November 16, 2020)

California Law Review Federal Indian Law Roundtable: Panel Discussion of *Politics, Indian Law, and the Constitution*, virtual (November 5, 2020)

Albany Journal of Science and Technology Symposium -- In the Crosswalk, The Intersection of Covid, Race, Technology, and the Law: Panelist, virtual (November 4, 2020)

* transcript available at Panel Discussion: Remarks of David Crossman and Professor Matthew Fletcher, Moderated by Professor Ciji Dodds, 31 ALB. L. J. OF SCI. & TECH. 164 (2021)

Windsor Law Indigenous Legal Orders: Guest Speaker, virtual (October 30, 2020) (with Wenona Singel)

University of Michigan Native American Law Students Association: Tribal Law talk, virtual (October 27, 2020)

Native America Calling: Book of the Month – “The Ghost Road: Anishinaabe Responses to Indian Hating” (October 23, 2020)

National American Indian Court Judges Association Annual Conference: “Protecting Tribal Citizens” and “Turtle Talk Live” panels, virtual (October 21 & 22, 2020)

University of Michigan Law School: Native American Voting Rights panel, virtual (October 12, 2020)

Michigan State University Native American Law Students Association: Indigenous Peoples Day talk, virtual (October 12, 2020)

Chicago Humanities Festival: Wealth, Property, and Inequality Panel, virtual (October 1, 2020)

University of Florida Law Clinic: Q&A Presentation on Social Justice Lawyering, virtual (September 21, 2020)

Michigan State University, Geography Graduate Group: Erasing the Thin Blue Line: An Indigenous Proposal, virtual (September 18, 2020)

Tribal Water Law CLE: How Climate Change is Challenging Established Doctrine and What Tribes Can Do to Adapt panel, virtual (September 14, 2020)

Michigan Humanities: Bridging Michigan panel (with Eric Hemenway), virtual (September 3, 2020)

Michigan Journal of Race & Law: 2020 Orientation, virtual (September 1, 2020)

Big 10 Law Virtual Series on Perspectives on Law and Race: “Up Next: Erasure (Native Americans in the 21st Century),” virtual, (September 1, 2020) (with Kevin K. Washburn)

Native American Journalists Association: “Covering the McGirt v. Oklahoma decision virtual roundtable,” virtual (August 28, 2020)

Cornell Law School, Native American Law Students Association Summit: Keynote Speaker & Panelist on Indian Law Developments Panel (with Wenona Singel), Ithaca, NY (March 6, 2020)

Michigan Legal Theory Workshop: “The Rise and Fall of the Ogemakaan,” Ann Arbor, MI (February 25, 2020)

Windsor Law Indigenous Legal Orders: Guest Speaker, Windsor, ON (February 13, 2020) (with Wenona Singel)

American Indian Law Center Pre-Law Advisors Conference: “The Need for Native Lawyers,” Opening Keynote, Isleta Pueblo, NM [virtual] (February 4, 2020)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: Tribal Lawyer Regulation and Nation-Building, Arizona State Bar, Tucson, AZ (Jan. 22, 2020)

American Law Institute: Reporter, ALI Council Meeting, Philadelphia, PA (Jan. 16, 2020) (with Kaighn Smith)

2019

University of Michigan Law School, Native American Law Students Association: Indian Law Careers, Ann Arbor, MI (November 21, 2019)

Michigan State University: “Coffee with the Profs — Inside the Legal Life of Michigan’s Indian Tribes,” East Lansing, MI (November 18, 2019)

Western Michigan University: “Ghost Road: Anishinaabe Responses to Indian-Hating,” Kalamazoo, MI (November 7, 2019)

National Indian Court Judges Association Annual Symposium: “Tribal Attorney Regulation,” Shakopee, MN (October 17, 2019)

University of Detroit Mercy Law School: “Politics, Indian Law, and the Constitution,” Detroit, MI (October 14, 2019)

Michigan State University Native American Law Students Association: “Indian Law 101,” East Lansing, MI (September 30, 2019)

Tribal Water Law CLE: “Maintaining a Tribal Homeland in the Modern Era,” Scottsdale, AZ (September 27, 2019)

American Law Institute: Reporter, ALI Advisers/MCG Meeting, New York, NY (September 20, 2019) (with Kaighn Smith)

American Bar Association: “The Latest Challenge to the Indian Child Welfare Act and Potential Implications for Equal Protection, Family Law, and Indian Law” panel, San Francisco, CA (August 8, 2019)

Michigan State University College of Law – Bay Mills Indian Community: Appellate Judicial Ethics presentation, Trial Advocacy Skills – Opioid and Violent Crimes Training Conference, East Lansing, MI (June 20, 2019)

American Indian Law Center – Pre-Law Summer Institute: Friday Speaker, Albuquerque, NM (June 14, 2019)

Watershed Church: “40 Years after the Fox Decision,” Traverse City, MI (June 3, 2019)

Anishinaabe Racial Justice Conference: Storytelling presentation & Tribal-State Relations panel, Keweenaw Bay Indian Reservation, MI (May 24-25, 2019)

American Law Institute: Reporter, ALI Annual Meeting, New York, NY (May 22, 2019) (with Kaighn Smith)

Society for the Study of Midwestern Literatures: “Sons of Leopold,” In the Valley of the Shadow of the North panel, East Lansing, MI (May 18, 2019)

Society for the Study of Midwestern Literatures: “On Indian-Hating,” The Fictions Chmookmon Tells panel, East Lansing, MI (May 17, 2019)

National Council of Urban Indian Health – 2nd Washington Summit: Keynote, “Race, Politics, and the Constitution,” Washington, D.C. (April 23, 2019)

University of Colorado Law School – Conference on Implementing the UN Declaration on the Rights of Indigenous Peoples in the United States: Respondent, Current Challenges in Federal Indian Law & the Promise of the Declaration Keynote & Panelist, Indian Child Welfare, Boulder, CO (Mar. 15-16, 2019)

University of Wisconsin Law School, Indigenous Law Students Association (Wisconsin) – 34th Annual Coming Together of Peoples Conference: Indian Child Welfare Act Panel, Madison, WI (Mar. 9, 2019)

Michigan State University College of Law – Diversity Week: Our Voices: The Indian Child Welfare Act Panel, East Lansing, MI (Feb. 19, 2019)

Pre-Law Summer Institute – Pathways to the Legal Profession, Pre-Law Advisors and Training Conference: Keynote Speaker, The Need for Indian Lawyers, Pueblo or Isleta, Albuquerque, NM (Feb. 5, 2019)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: The Indian Law Restatement Project: A Description and Update, Arizona State Bar, Tucson, AZ (Jan. 16, 2019)

American Association of Law Schools Annual Conference: Panel, “Building Bridges and Social Justice Through Collaborative Centers and Initiatives,” New Orleans, LA (Jan. 4, 2019)

2018

Michigan State University Indigenous Law & Policy Center/Tribal In-House Counsel Association Conference: Keynote Address, “Twenty Years of Tribal In-House Lawyering,” East Lansing, MI (Nov. 15, 2018)

American Law Institute: Reporter, ALI Advisers/MCG Meeting, New York, NY (Nov. 8, 2018) (with Wenona Singel & Kaighn Smith)

Harvard Project on American Indian Economic Development – Festschrift for Joe Kalt & Steve Cornell: Paper Update Presentation, Mino-Bimaadiziwin in Practice: Accountable, Responsible, Equitable Tribal Government,” [via Skype] (Nov. 2, 2018)

American Law Institute: Reporter, ALI Council Meeting, New York, NY (Oct. 19, 2018) (with Wenona Singel & Kaighn Smith)

National American Indian Court Judges Association – Annual Conference: Plenary Panel Presentation – “Tribal Judicial Ethics” & Break-Out Panel Presentation – “Nuts & Bolts – Being an Appellate Justice,” Isleta, NM (Oct. 17, 2018)

University of Montana Law School – Browning Symposium: Keynote Address – “The Restatement of the Law of American Indians: The Process and Why It Matters” & Panel Presentation – “Indian Children and the Fifth Amendment,” Missoula, MT (Sept. 5, 2018)

Leelanau Indivisible: Book talk on *The Eagle Returns: The Legal History of the Grand Traverse Band of Ottawa & Chippewa Indians*, Leland, MI (September 6, 2018)

Michigan History Center – Rock Your Mocs: “Continuing Impacts of U.S. Indian Policy,” Historic Fort Wayne National Park, Detroit, MI (August 16, 2018)

Potawatomi Gathering Judicial Conference – Restorative Justice: From Idea To Action: “Customary Law,” Prairie Band Indian Reservation, Mayetta, KS (August 3, 2018)

American Law Institute: Reporter, ALI Annual Meeting, New York, NY (May 22, 2018) (with Wenona Singel & Kaighn Smith)

Harvard University, Kennedy School of Government, Harvard Project on American Indian Economic Development: “Mino-Bimaadiziwin in Practice: Accountable, Responsible, Equitable Tribal Government,” Cambridge, MA (May 2, 2018) (with Wenona T. Singel)

Brown University – Center for the Study of Race and Ethnicity in America: “Intergenerational Necessity: Sacred Sites, Federal Indian Law and Policy, and the Future” Panel, Providence, RI (April 20, 2018)

Michigan State University College of Law: “Failed Protectors: The Indian Trust and *Killers of the Flower Moon*,” East Lansing, MI (April 11, 2018)

University of Kansas Law School, Diversity Banquet: Keynote Speaker, Lawrence, KS (March 18, 2018)

University of Kansas Law School, Tribal Law and Governance Conference: Lunch Keynote Speaker, “States and Their American Indian Citizens,” Lawrence, KS (March 18, 2018)

Dartmouth College: “The Law and Philosophy of Indian Hating,” Hanover, NH (February 28 or March 1, 2018)

Rebellious Lawyering Conference, Yale Law School: Discrimination against Indigenous Children Panel, New Haven, CT (February 16, 2018)

University of Arizona, Indigenous Peoples Law Program: “Doing Business with Indian Tribes,” Tucson, AZ (January 19, 2018)

Tribal In-House Counsel Association, Lunch in Indian Country CLE: Dealing with Difficult Clients, Arizona State Bar, Tucson, AZ (Jan. 18, 2018)

American Association of Law Schools: Workshop for Pretenured Professors of Color, Teaching and Service Panel, San Diego, CA (January 6, 2018)

2017

Columbia Law School, Indigenous Conference: New York, NY (Nov. 4, 2017)

Federal Bar Association — D.C. Indian Law Conference: “Restoring Tribal Homelands: The Current Landscape” Panel, Washington, D.C. (Nov. 3, 2017)

Adrian College — Romney Institute: “On the Indian Child Welfare Act,” Adrian, MI (Nov. 2, 2017)

American Law Institute: Reporter, ALI Council Meeting, New York, NY (Oct. 20, 2017) (with Wenona Singel & Kaighn Smith)

Pre-Law Summer Institute 50th Anniversary CLE: “Supreme Court Trends and Predictions: Revisiting Claiborne, Chambers, and Endreson,” Pueblo of Isleta (Sept. 29, 2017)

Rocky Mountain Mineral Law Foundation – Indian Law and Natural Resources: The Basics and Beyond: “Tribal Civil, Criminal, and Regulatory Jurisdiction over Nonmembers,” Westminster, CO (Sept. 26-27, 2017)

University of Colorado Law School – WIPO IGC TK, GR & TCE Instrument, Tribal Position and Drafting Session: “U.S. Constitutional and Tribal Law Considerations,” Boulder, CO (May 4-5, 2017)

University of Arizona Rogers College of Law: “Retconning Tribal Civil Jurisdiction,” Tucson, AZ (March 30, 2017)

Arizona State University O’Connor College of Law: “Indian Children and the Federal Trust Responsibility,” Phoenix, AZ (March 24, 2017) (with Wenona Singel)

University of Michigan Law School – Native American Law Students Association: “Statutory Divestiture of Tribal Sovereignty,” Ann Arbor, MI (March 20, 2017)

University of Arizona Rogers College of Law – Who Belongs? From Tribal Kinship to Native Nation Citizenship to Disenrollment: Introduction to the Epidemic of

Disenrollment/Loss of Community/Weakening of Sovereignty/Policy Implications, Tucson, AZ (March 10, 2017)

American Law Institute: Reporter, Board of Advisors & Members Consultative Group Meeting, *Restatement of the Law of American Indians*, Philadelphia, PA (Feb. 8, 2017)

2016

Muskegon Community College: “Indian Children and American History,” Muskegon, MI (November 18, 2016)

Michigan State University: “Taking Charge of Change: Community Organizing and Community Activism” panel, East Lansing, MI (November 18, 2016)

Michigan State University College of Law: “Rights of Indigenous Women” panel, East Lansing, MI (November 16, 2016)

University of Kansas School of Law, Native American Law Students Association: “The Future of Tribal Sovereignty,” Lawrence, KS (November 10, 2016)

American Law Institute Council Meeting: *Restatement of the Law, The Law of American Indians*, Council draft presentation (October 21, 2016)

Harvard Law School – The Indigenous Rights Movement, Tribal, Domestic & International Law Dimensions: “HotTopics: The Indian Child Welfare Act,” Cambridge, MA (October 14, 2016)

Poarch Band of Creek Indians Tribal Bar Association: “Federal Indian Law” CLE, Atmore, AL (September 15-16, 2016)

Michigan State University College of Law, Native American Law School Admissions Workshops: “Why Law School?”, East Lansing, MI (August 5-6, 2016)

UCLA School of Law: Indian Law Works in Progress Presentation, Los Angeles, CA (June 2, 2016)

Mashpee Wampanoag Tribe – Criminal Jurisdiction/Indian Law Workshop: Mashpee Wampanoag Criminal Justice System Panel, Mashpee, MA (April 25, 2016)

University of Michigan Law School, Native American Law Students Association: The Immediate Future of Indian Law in the Supreme Court, Ann Arbor, MI (April 14, 2016)

Federal Bar Association Indian Law Conference: Keynote Speaker, Salt River Pima-Maricopa Indian Reservation, Scottsdale, AZ (April 7-8, 2016)

National Council of Juvenile and Family Court Judges, National Conference on Juvenile Justice: Keynote Speaker, “The Crisis in American Indian Juvenile Justice,” and Presentation, “Indian Law 101,” Las Vegas, NV (Mar. 22, 2016)

2016 Native American Critical Issues Conference: Keynote Address: “Where Is the Tuition Waiver Today?,” Michigan Indian Education Council, Mt. Pleasant, MI (March 12, 2016)

University of Colorado Law School, 2016 Martz Winter Symposium, A Celebration of the Work of Charles Wilkinson: Boulder, CO (Mar. 10-11, 2016)

American Law Institute: Reporter, Board of Advisors & Members Consultative Group Meeting, *Restatement of the Law of American Indians*, Philadelphia, PA (Feb. 25, 2016)

Case Western Reserve Law School: “Indian Children and the Federal-Tribal Trust Relationship,” Faculty Workshop, Cleveland, OH (Feb. 16, 2016)

Arizona State University, 2nd Annual Tribal Government E-Commerce CLE Conference: Chandler, AZ (Feb. 11-12, 2016)

Radcliffe Institute – American Universities, Indigenous Dispossession, and the Question of Commemoration: Cambridge, MA (Jan. 28-29, 2016)

Harvard Law School: *Dollar General* Historians’ Brief Panel, Cambridge, MA (Jan. 27, 2016)

University of Florida, Levin College of Law: *Johnson v. McIntosh*, Gainesville, FL (Jan. 14, 2016)

2015

Tribal In-House Counsel Association – Board Meeting: “Ethical Obligations of Nonprofit Board Members,” East Lansing, MI (Nov. 4, 2015)

Michigan State University College of Law, Faculty Workshop: “Tribal Jurisdiction – A Historical Bargain,” East Lansing, MI (October 21, 2015)

University of Michigan Law School Informal Faculty Lunch Talk: “Historical Practices and Modern Jurisdiction in Indian Country,” Ann Arbor, MI (Sept. 22, 2015)

American Law Institute Annual Meeting: *Restatement of the Law of American Indians*, Tentative Draft Presentation, Washington, DC (May 18-20, 2015) (with Wenona T. Singel and Kaighn Smith, Jr.)

University of Arizona School of Law – Indigenous Peoples Law & Policy Program: “Down to the 7th Edition: Revising Federal Indian Law, 1979-2015” Panel, Tucson, AZ (April 16, 2015)

Michigan State Law Review Symposium – Persuasion in Civil Rights Advocacy: “Bullshit and the Tribal Client,” East Lansing, MI (April 10, 2015)

National Native American Law Students Association: Careers in Law Teaching Panel, Salt River Pima-Maricopa Indian Reservation, Scottsdale, AZ (April 9, 2015)

University of Michigan Law School – Native American Law Day: “Keystone XL Pipeline,” Ann Arbor, MI (April 3, 2015)

University of Wisconsin Law School – Indigenous Law Student Association Annual Conference: Keynote Address, “21st Century Tribal Sovereignty,” and Panelist, “A Look at Wisconsin and Michigan Tribal Gaming” Panel, Madison, WI (March 21, 2015)

Responsibility 2015: “Tribal Governance and Reparations,” New York, NY (March 15, 2015)

2015 Native American Critical Issues Conference: “Michigan Indian Law Students on the Legal Job Market,” Michigan Indian Education Council, Battle Creek, MI (March 14, 2015)

Spokane County Bar Association, Indian Law Section: “Why the Restatement of Indian Law Matters to Everyday Practitioners,” Gonzaga University School of Law, Spokane, WA (March 6, 2015)

Gonzaga University School of Law – Native American Law Students Association: “Foundational Principles of Indian Law and How They Work in Real Life,” Gonzaga University School of Law, Spokane, WA (March 5, 2015)

American Law Institute: Reporter, Board of Advisors & Members Consultative Group Meeting, *Restatement of the Law of American Indians*, Washington, DC (February 20, 2015)

Arizona State University College of Law – Inaugural Tribal Government E-Commerce: Innovating a New Geography of Indian Country: Panelist, “Federal Government Initiatives That Can Shape the Future of E-Commerce” and “E-Commerce in Indian Country: Protecting the Consumer” Panels, Chandler, AZ (February 12-13, 2015)

Tribal Judicial Center at the National Judicial College – Walking on Common Ground Symposium for the Eastern Tribes: “Combating Non-Indian Violence by Using Cross-Deputization & Cooperation” and “Incorporating Traditional Justice into Tribal Court Adjudications,” Asheville, NC (February 4, 2015)

Michigan State University College of Law – Diversity Consortium: “Seven Generations,” East Lansing, MI (January 27, 2015)

American Law Institute Council Meeting: *Restatement of the Law of American Indians*, Council draft presentation (January 15, 2015)

2014

Northwestern University: “At the Margins of the Constitution: Native Voting Rights,” Evanston, IL (November 3, 2014)

BYU Law School – Plenary Power Colloquium: “Rights Without Remedies,” Provo, UT (October 24, 2014)

National Intertribal Tax Alliance – 16th Annual Tribal Tax Conference: “Rights Without Remedies,” Keynote Speaker, Rincon Band of Luiseño Indians, Valley Center, CA (September 24, 2014)

National Council of Juvenile and Family Court Judges – Tribal Judicial Leadership Group Meeting: “What has been learned from the Task Force on American Indian and Alaska Native Children Exposed to Violence?” Panel, Tulsa, OK (Sept. 23, 2014)

University of Michigan Law School – The Highest Tribute: The *Michigan Journal of Race & Law* at 20: Moderator, “Beginnings” Panel, Ann Arbor, MI (September 19, 2014)

National Museum of American Indian – Nation to Nation: Treaties between the United States and American Indian Nations: Panelist, Washington, DC (September 18, 2014)

Michigan State University College of Law – Midwest Clinic Teachers Conference: “Action and Research – the Indigenous Law and Policy Center at MSU,” East Lansing, MI (September 13, 2014) (with Wenona T. Singel and Kathryn E. Fort)

University of Colorado Law School – Tribal Sovereign Immunity after *Bay Mills*: “The Bay Mills Case and the Challenges It Poses” Panel, Boulder, CO (September 12, 2014)

Tribunal Electoral del Poder Judicial de la Federación – Workshop Derecho Elector Comparado, México – Estados Unidos de América: “Native American Political and Voting Rights,” México City (September 6, 2014)

American Law Institute Annual Meeting: *Restatement, Third, The Law of American Indians*, Discussion Draft Presentation, Washington, DC (May 19-21, 2014) (with Wenona T. Singel and Kaighn Smith, Jr.)

Federal Bar Association – 39th Annual Indian Law Conference: “Bullshit and the Tribal Client,” Pojoaque Pueblo, NM (April 10-11, 2014)

Yale Law School – Critical Race Theory Conference: Panelist, New Haven, CT (April 5, 2014)

American Law Institute: Reporter, Board of Advisors & Members Consultative Group Meeting, *Restatement, Third, the Law of American Indians*, Philadelphia, PA (April 4, 2014)

Allegheny College – Democracy Realized? The Legacies of the Civil Rights Movement: “Tribal Justice Systems,” Keynote Address, Meadville, PA (March 28, 2014)

UCLA School of Law – Good Native Governance, Innovative Research in Law, Education, and Economic Development: “Tribal Disruption and Indian Claims,” Los Angeles, CA (March 6-7, 2014)

UCLA Institute for Research and Employment Conference – Race, Labor, and Law: “Tribal Disruption and Labor Relations,” Los Angeles, CA (February 28 – March 1, 2014)

Sandra Day O’Connor College of Law, Arizona State University: “A Unifying Theory of Tribal Civil Jurisdiction,” Tempe, AZ (February 17, 2014)

Stanford Law School – Native American Law Students Association Conference: “Bullshit and the Tribal Client,” Palo Alto, CA (February 7, 2014)

Michigan State University College of Law Faculty Workshop: “Restatement of Law, Third, The Law of American Indians,” East Lansing, MI (February 5, 2014) (with Wenona T. Singel)

UCLA School of Law – “A Roadmap for Making Native America Safer”: Commentator on the Indian Law and Order Commission Report Chapters 1, 3, 4, and 5, Los Angeles, CA (January 24, 2014)

American Law Institute Council Meeting: *Restatement, Third, the Law of American Indians*, Council Draft Presentation, Philadelphia, PA (January 16, 2014) (with Wenona T. Singel)

2013

William Mitchell College of Law – Tribal Citizenship Conference: “Defining Citizenship: Blood Quantum vs. Descendancy” Panel, St. Paul, MN (November 13, 2013)

Marquette Regional History Center – *Laughing Whitefish* Book Discussion: Marquette, MI (November 6, 2013) (pre-taped appearance)

University of Michigan Law School Informal Faculty Lunch Talk: “Louise Erdrich’s *The Round House* and Anishinaabe Law,” Ann Arbor, MI (November 5, 2013)

University of Colorado Law School – Free, Prior, and Informed Consent, Pathways for a New Millennium: “Introduction to Consent in Theory and Practice” Panel, Boulder, CO (November 1, 2013)

American Indian Law Center, Inc. – 6th Annual Tribal Leadership Conference: “A Unifying Theory of Tribal Civil Jurisdiction,” Isleta, NM (September 24, 2013)

2013 All Potawatomi Gathering Judicial Conference: Potawatomi Common Law Development, Dowagiac, MI (August 9, 2013)

UCLA Indian Law Scholars Mentoring Workshop: Commenter and Presenter, Los Angeles, CA (June 24-25, 2013)

Midwest Child Welfare Implementation Center, Sixth Regional Tribal Child Welfare Gathering: Keynote Address, Sault Ste. Marie, MI (June 19, 2013)

Native Land Law CLE: “Treaties,” East Lansing, MI (June 11, 2013)

American Literature Association Conference: “Anishinaabe Law and *The Round House*,” Boston, MA (May 23, 2013)

American Law Institute Annual Meeting: Restatement, Third, The Law of American Indians, Discussion Draft Presentation, Washington, DC (May 22, 2013) (with Wenona T. Singel and Kaighn Smith, Jr.)

Kalamazoo College: “Tribal Sovereignty in the 21st Century: On VAWA, Same-Sex Marriage, and Modern Tribal Controversies,” Kalamazoo, MI (April 18, 2013)

National Native American Law Students Association: Panelist, Career Panel, Pojoaque Pueblo, NM (April 11, 2013)

Federal Bar Association – 38th Annual Indian Law Conference: Panelist, “From *Carcieri* to *Ramah* – Mining the Supreme Court’s Jurisprudence” Panel, Pojoaque Pueblo, NM (April 11, 2013)

University of Wisconsin Law School – Indigenous Law Student Association Annual Conference: Keynote Address, “Fixing Indian Country Criminal Jurisdiction,” Madison, WI (April 6, 2013)

Columbia Law School: “Fixing Indian Country Criminal Jurisdiction,” New York, NY (March 26, 2013)

Anishinabeg e-maawizijig gizhiikamoowad akinooowamaadiwinan First Annual Indigenous Graduate Student Collective Symposium – Building Campus and Community Bridges: Keynote Speaker, East Lansing, MI (March 15, 2013)

2013 Native American Critical Issues Conference: “Making the Turtle Talk,” East Lansing, MI (March 15, 2013)

Michigan State University College of Law: Speaker and Moderator, American Indian Student Panel, East Lansing, MI (March 13, 2013)

Cornell Law School: “The Utility of Amicus Briefs in the Supreme Court’s Indian Cases,” Ithaca, NY (March 12, 2013)

American Law Institute: Reporter, Board of Advisors & Members Consultative Group Meetings, *Restatement, Third, the Law of American Indians*, Philadelphia, PA (February 15-16, 2013)

University of Toronto Faculty of Law: “American Indian Tribal Courts: A Primer for Canadians,” Toronto, ON (January 22, 2013)

American Association of Law Schools Annual Meeting: Moderator, “Indian Gaming and the Future of Tribal Sovereignty” Panel, Section on Indian Nations and Indigenous Peoples; Moderator, “Human Rights, Culture, and Indigenous Development” Panel, Section on Law and Anthropology; Facilitator, Breakout Session on Administrative Support for Minority Faculty: Regional and Local Concerns, Committee on Recruitment and Retention of Minority Law Teachers and Students Program (New Orleans, LA January 6, 2013)

2012

Michigan State University College of Law Legal Writing Institute Conference – Teaching Populations, Diversity Matters: Speaker, Teaching to Students with Varying Cultural & Ethnic Backgrounds Panel (December 7, 2012)

San Diego State University: “A Unifying Theory of Tribal Civil Jurisdiction,” San Diego, CA (November 30, 2012)

Stanford Law School: “The Utility of Amicus Briefs in the Supreme Court’s Indian Cases,” Palo Alto, CA (November 16, 2012)

Harvard Law School: “Indian Courts and Fundamental Fairness,” Tribal Civil Law Development Panel, Cambridge, MA (November 8-9, 2012)

Eyaawing Museum, Grand Traverse Band of Ottawa and Chippewa Indians: “The Eagle Returns: The Legal History of the Grand Traverse Band of Ottawa and Chippewa Indians,” Peshawbestown, MI (October 26, 2012)

University of California, Berkeley – Heeding Frickey’s Call: Doing Justice in Indian Country: “American Indian Legal Scholarship and the Courts” and “Tribal Membership and Indian Nationhood,” Berkeley, CA (September 27-28, 2012), *transcript available at Conference Transcript: Heeding Frickey’s Call: Doing Justice in Indian Country*, 37 AM. INDIAN L. REV. 347 (2013-2014)

History Center of Traverse City – Legends of the Grand Traverse Region: “The Story of the Grand Traverse Band’s Treaty Fight,” Traverse City, MI (September 22, 2012)

University of Iowa College of Law: Law Faculty Workshop, “A Unified Theory of Tribal Civil Jurisdiction,” and “Tribal Membership and Indian Nationhood: A Conversation with Professor Matthew Fletcher,” Iowa City, IA (August 29-30, 2012)

American Law Institute – 2012 Annual Meeting: Presenter, Discussion of Proposed New Project – American Indian Law, Washington, D.C. (May 21, 2012)

University of Colorado Law School – Festschrift for Dean David H. Getches: “*Indian Courts and the Future Revisited*,” Boulder, CO (April 27, 2012)

University of Montana School of Law: Keynote Address – “Tribal Economies: Bringing Order to Chaos,” Missoula, MT (April 26, 2012)

University of Montana – 27th Annual Mansfield Conference: “Violence against Women in Indian Country,” Missoula, MT (April 26, 2012)

Federal Bar Association – 37th Annual Indian Law Conference: Moderator, Cabazon at 25: Origins, Legacies, and Trajectories Panel; Co-Moderator, The Geography of ICWA: Codification into State Law Panel; Moderator, The Metes and Bounds of Laches: Beyond the New York Land Claims Panel, Pojoaque Pueblo, NM (April 19-20, 2012)

National Native American Law Students Association: Panelist, Career Panel, Pojoaque Pueblo, NM (April 20, 2012)

University of Nevada, Las Vegas School of Law: Faculty Workshop, “The Past and Future of American Indian Legal Scholarship,” Las Vegas, NV (April 3, 2012)

American Law Institute – Indian Law Conference: Conference Discussion Leader, Washington, D.C. (March 29, 2012)

2012 Native American Critical Issues Conference: Panel on Supporting Leadership in Your Students, East Lansing, MI (March 11, 2012)

American Indian Law Review Symposium: “Tribal Membership and Civil Jurisdiction,” University of Oklahoma Law School, Norman, Oklahoma (March 1, 2012)

American Association of Law Schools Annual Meeting: Moderator, Committee on Research Panel – “Uses of Legal Scholarship by Courts and Media” (January 7, 2012); Moderator, Indian Nations and Indigenous Peoples Section Panel – “Alaska Native Claims Settlement Act at 40” (January 7, 2012)

2011

Minnesota Judicial Branch, 2011 Annual Conference of Judges: Plenary Session, “What Every Minnesota Judge Needs to Know about Indian Law,” Minneapolis, MN (December 7, 2011)

University of Michigan: “Race and American Indian Tribal Nationhood,” Ann Arbor, MI (November 21, 2011)

Syracuse University College of Law, Eighth Annual Haudenosaunee Conference: “National Implications of *Sherrill*,” Syracuse, NY (November 19, 2011)

National American Indian Court Judges Association: Keynote Speech, Tunica Biloxi Reservation, LA (October 27, 2011)

University of Arizona Rogers College of Law, Indigenous Peoples Law & Policy Program 10th Anniversary Conference: “What the Academy Can Offer the Practicing Bench and Bar” Panel, Tucson, AZ (October 8, 2011)

Penn State Law School: “American Indian Education: Counternarratives in Racism, Struggle, and the Law,” State College, PA (September 19, 2011)

State of Sequoyah Conference: “Indian Wars: Old and New,” Tahlequah, OK (September 2, 2011)

John D. Voelker Foundation 22nd Annual Meeting: “*Laughing Whitefish*,” Marquette, MI (June 25, 2011)

Law and Society Association Annual Meeting: “Political Crimes in Indian Country,” San Francisco, CA (June 2-4, 2011)

University of Houston Law School Faculty Colloquium: “Certiorari and Indian Law,” Houston, TX (April 21, 2011)

University of Michigan Law School Informal Faculty Lunch Talk: “Certiorari and Indian Law,” Ann Arbor, MI (April 20, 2011)

University of Michigan Indian Law Day: “Indians and Enviro” (April 1, 2011)

Michigan State University College of Law: Panel on American Indian Religious Freedom, East Lansing, MI (March 28, 2011)

University of New Mexico Law School: “Resisting *Montana*,” Albuquerque, NM (March 25, 2011)

2011 Native American Critical Issues Conference: Panel on Michigan Indian Tuition Waiver, East Lansing, MI (March 10-11, 2011)

University of Minnesota, Duluth: “*Laughing Whitefish*: Justice and Anishinaabe Custom,” Duluth, MN (January 27, 2011)

American Association of Law Schools Annual Meeting: Moderator, Law and Anthropology Section Panel, San Francisco, CA (January 8, 2011)

2010

Society of American Law Teachers Annual Conference: “Experiential Teaching of Indian Law,” Honolulu, HI (December 11, 2010) (with Kathryn E. Fort)

Varnum Diversity Lecture: “The Radicalization of the Supreme Court’s Indian Law Jurisprudence,” Grand Rapids, MI (December 2, 2010)

United States Attorney’s Office – Eastern District of Michigan, American Indian and Alaskan Native Month Brown Bag Lunch Talk: “*Laughing Whitefish*: Justice and Anishinaabe Custom,” Detroit, MI (November 23, 2010)

Michigan State University NAISO: “‘Occupancy’ and ‘Settlement’: Anishinaabemowin and the Interpretation of Michigan Indian Treaty Language,” East Lansing, MI (November 16, 2010)

Michigan State University – Dramatization and Context Conference: “*The Crito*, the Supreme Court, and American Indian Interests,” East Lansing, MI (November 12, 2010)

Michigan State University Native American Law Students Association: Panel on Federal Recognition of Indian Tribes, East Lansing, MI (November 8, 2010)

Western History Conference: “The Death of History in the Roberts Court’s Indian Law Jurisprudence,” Lake Tahoe, NV (October 16, 2010)

National Judicial College – Walking on Common Ground: Tribal-State-Federal Judicial Symposium: Keynote Address, “Overview of the Current State of Tribal-State-Federal Relations,” Turtle Creek Casino, Acme, MI (October 12, 2010)

Michigan Supreme Court, State Court Administrative Office – Indian Child Welfare Act, Regional Training: Issues from a State and Tribal Perspective and Judicial Perspective Panels, Kalamazoo, MI (September 28, 2010)

Yale Law School: “The Future of American Indian Activism,” New Haven, CT (September 23, 2010)

Third National People of Color Legal Scholarship Conference – Seton Hall University School of Law: “Consent and Resistance”; Getting Tenure, Success after Tenure Panel (moderator); Publishing: Venues and Alternative Publications Panel; Commentator on “Outside the Political Radar: Transnational Tribal Sovereigns and National Security Issues at the Borders” by Gloria Valencia-Weber, Newark, NJ (September 9-11, 2010)

Michigan Supreme Court, State Court Administrative Office – Indian Child Welfare Act, Region III Training: Issues from a State and Tribal Perspective and Judicial Perspective Panels, Mt. Pleasant, MI (August 25, 2010)

Indian Law Resource Center and Indian Land Tenure Foundation Joint Board Meeting: “Rebooting Indian Law in the Supreme Court,” Bloomington, MN (July 28, 2010)

Fourth Annual Indian Law Clinics and Externship Programs Symposium: “Future of Indian Law Clinics: Strengthening our Work with Collaboration and Technology” Panel, Pueblo of Isleta, NM (June 21, 2010)

Minnesota American Indian Bar Association 2010 Conference: “Rebooting Indian Law in the Supreme Court,” Keynote Address, and “A Panel Discussion on Anishinaabe Treaty Rights in Today’s World” Panel, Leech Lake Reservation, MN (June 18, 2010)

Law and Society Association Annual Meeting: “Author Meets Reader—*Facing the Future: The Indian Child Welfare Act at 30*,” and “Race and American Indian Tribal Nationhood,” Chicago, IL (May 28, 2010)

Society for the Study of Midwestern Literature – 2010 Annual Symposium: “Stone Boats,” on the “In the Valley of the Shadow of the North” Panel, East Lansing, MI (May 14, 2010)

Federal Bar Association – 35th Annual Indian Law Conference: “‘Occupancy’ and ‘Settlement’: Anishinaabemowin and the Interpretation of Michigan Indian Treaty Language,” Pueblo of Pojoaque, NM (April 8-9, 2010)

University of Michigan Law School – Indian Law Day: “Tribal Courts” and “Tribal Economic Diversification” Panels, Ann Arbor, MI (April 2, 2010)

Saginaw Valley State University – Barstow Humanities Lecture: “The 2007 Consent Decree: Toward a Theory of Anishinaabe Tribal Property,” Saginaw, MI (April 1, 2010)

University of Idaho College of Law: “The Supreme Court and the Economics of Tribal Resistance,” Moscow, ID (March 26, 2010)

13th Annual Conference for the Association of Law, Culture and the Humanities: “Speculative Legislation, or Government-Sponsored Dystopia,” Brown University, Providence, RI (March 19-20, 2010) (with Myriam Jaïdi)

University of South Dakota School of Law: “Rebooting Indian Law in the Supreme Court,” Dillon Lecture, Vermillion, SD (February 18, 2010)

UCLA Law School: “Consent and Resistance: American Indians and Consent Theory,” Los Angeles, CA (February 8, 2010)

University of Colorado Law School – The Next Great Generation of Indian Law Judges: “Resisting Federal Courts on Tribal Jurisdiction over Nonmembers,” Boulder, CO (January 29-30, 2010)

2009

Great Lakes History Conference: “A Legal History of Anishinaabe Tribal Property,” Grand Rapids, MI (November 13, 2009)

NEPOC 2009: “Surviving as an Academic in Stressful Times” Panel, Buffalo, NY (October 23, 2009)

Fourteenth Annual LatCrit Conference: “The Tenth Justice Lost in Indian Country,” Bethesda, MD (October 4, 2009)

State Bar of Michigan Annual Meeting – American Indian Law Section Program: “The Indian Child Welfare Act: A Case Update (August 2008—August 2009),” Dearborn, MI (September 17, 2009)

Federal Bar Association Annual Meeting and Convention: “The Roberts Court on Indian Law” and “Issues and Ethics for Lawyers Working with Corporate and Tribal General Counsel,” Oklahoma City, OK (September 10-11, 2009)

University of Michigan Law School – Indian Law Day: “Origins of the Indian Child Welfare Act: A Survey of the Legislative History,” Ann Arbor, MI (April 10, 2009)

University of Michigan Law School – American Constitution Society: “Addressing the Epidemic of Domestic Violence in Indian Country by Restoring Tribal Sovereignty,” Ann Arbor, MI (April 9, 2009)

Federal Bar Association – 34th Annual Indian Law Conference: Moderator, Arising Issues in Indian Gaming & Advising Tribal Leaders in an Unpredictable Legal Climate Panels, Pueblo of Pojoaque, NM (April 2-3, 2009)

University of California Berkeley Boalt Hall School of Law: “Factbound and Splitless: The Certiorari Process as a Barrier to Justice for Indian Tribes,” Berkeley, CA (March 5, 2009)

University of Colorado Law School – Race, Native Americans, and the Constitution: “The Ethics of Pushing the Envelope in Indian Law Cases,” Boulder, CO (Feb. 27, 2009)

American Association of Law Schools Annual Meeting: Moderator, Law and Anthropology Section Panel, San Diego, CA (January 8, 2009)

2008

University of California, Irvine: “Tribal Sovereignty as Property,” Borrego Springs, CA (Nov. 24-25, 2008)

University of Michigan: “Inside Tribal Politics” Panel, Ann Arbor, Michigan (Nov. 10, 2008)

SMU Dedman School of Law Colloquium on Law and Citizenship: “Race and American Indian Tribal Nationhood,” Dallas, TX (October 29, 2008)

LatCrit XIII: “(Dis)Enfranchising the Cherokee Freedmen,” Seattle University School of Law (October 4, 2008) (with Kathryn E. Fort)

50th Anniversary of *Anatomy of a Murder* Celebration: “*Laughing Whitefish: A Tale of Justice and Anishinaabe Custom*,” Library of Michigan, Lansing, MI (September 27, 2008)

Michigan State University – Michigan Indian Day: “Linking Arms with Michigan Indians: How the Indigenous Law & Policy Program Collaborates with Indian Tribes and Organizations in its Teaching and Scholarship” Panel, East Lansing, MI (September 26, 2008)

Third Big 10 Untenured Conference: “Factbound and Splitless: The Impact of the Certiorari Process on Federal Indian Law,” Indiana University School of Law, Bloomington, IN (August 4, 2008)

CU-DU Indian Law Works in Progress Workshop: “Factbound and Splitless: The Impact of the Certiorari Process on Federal Indian Law,” Colorado University Law School, Boulder, CO (August 1, 2008)

Society for Multi-Ethnic Studies: Europe and the Americas – Conference 2008: “The Ottawa First Book: Tribal Law’s Migration through Space and Time,” Leiden, The Netherlands (June 25-28, 2008)

Joint Meetings of the Law and Society Association and the Canadian Law and Society Association, Les Terroires du Droit—Placing Law: “The Cherokee Freedmen:

Orphans of Federal Indian Law" (with Kathryn E. Fort) and "Tribal Sovereignty and Property" Montreal, Quebec (May 29-31, 2008)

Michigan Indian Judges Association Quarterly Meeting: "A Primer on Tribal Court Contempt Power," Bay Mills Indian Community, Bay Mills, MI (May 16, 2008)

Society for the Study of Midwest Literature – 38th Annual Symposium: Fiction Reading Panel, "Parker Roberts and Other Stories," Michigan State University, East Lansing, MI (May 8-10, 2008)

Federal Bar Association – 33rd Annual Indian Law Conference: Moderator, Civil Rights in Indian Country, Tribal Commercial Law, and Update on Indian Child Welfare Act Litigation Panels, Albuquerque, NM (April 10-11, 2008)

Lewis & Clark Law School – Indigenous Economic Development: Sustainability, Culture, and Business: Speaker, "Indian Tribal Businesses and the Off Reservation Market," Portland, OR (April 4, 2008), *podcast at <http://lawlib.lclark.edu/podcast/?p=498>*

Michigan State University College of Law – Half-Baked Ideas: "Let It Percolate Below: The Supreme Court and Federal Common Law," East Lansing, MI (March 10, 2008)

Public Interest Environmental Law Conference – University of Oregon School of Law: "The Long Simmering Conflict between the Indians and the Enviro: Of the Makah Whaling Controversy and Other Flashpoints" Panel, Eugene, OR (March 6-9, 2008)

University of Arizona College of Law – Indigenous Peoples Law and Policy Program: "Getches, Fletcher and Williams: Teaching the Future of Indian Law and the New 6th Edition of Federal Indian Law Cases and Materials" (with David H. Getches and Robert A. Williams, Jr.), Tucson, AZ (February 18, 2008), *video available at <http://www.arizonanativenet.com/multimedia/info.cfm?medialID=127>*

Michigan Journal of Race & Law 2008 Spring Symposium – From Proposition 209 to Proposal 2: Examining the Effects of Anti-Affirmative Action Voter Initiatives: Speaker, "Ending Affirmative Action: The Current Effects of Proposition 209 in California and the Potential Effects of Proposal 2 on Public University Education in Michigan" Panel, University of Michigan Law School, Ann Arbor, MI (February 8-9, 2008), *transcript available at From Proposition 209 to Proposal 2: Examining the Effects of Anti-Affirmative Action Voter Initiatives*, 13 MICH. J. RACE & L. 461 (2008)

American Association of Law Schools Annual Meeting: "Tribal Sovereignty as Property," Law and Anthropology Section's "Cultural Properties, Minority Rights, and Commodification: Perspectives on Social Justice and Property Law" Panel, New York, NY (January 5, 2008)

2007

University of Michigan Law School: Lecture, “Factbound and Splitless: The Impact of the Certiorari Process on Federal Indian Law,” Ann Arbor, MI (Nov. 12, 2007)

American Constitution Society, Supreme Court Docket Preview: Speaker, Michigan State University College of Law, East Lansing, MI (Nov. 6, 2007)

Michigan State University College of Law – 4th Annual Indigenous Law Conference, American Indian Law and Literature: Presenter, “Red Leaves and the Dirty Ground: The Cannibalism of Law and Economics” (October 19-20, 2007)

Michigan State University College of Law – Constitution Day: “The Supreme Court and the Rule of Law: Indian Law Case Studies,” East Lansing, MI (September 17, 2007)

University of New Mexico School of Law & Tribal Law Journal – Indian Law Clinics and Externship Symposium: Discussant, “Roundtable Discussion: Lawyering for Indigenous People,” Albuquerque, NM (June 27, 2007), *transcript available at 8 TRIBAL L. J. 52 (2007-2008)*

American Indian Law Center, Inc. – 40th Anniversary of the Pre-Law Summer Institute: Speaker, “Indians Teaching Indian Law,” Albuquerque, NM (April 21, 2007)

Federal Bar Association – 32nd Annual Indian Law Conference, Real World: Indian Country: Moderator, “Expanding and Realizing Indigenous Property Rights,” “Conflicted Out: Federal, Tribal, and Private Lawyers in the Real World of Indian Law,” and “The Freedmen Cases: Tribal Sovereignty at the Tipping Point” Panels, Albuquerque, NM (April 19-20, 2007)

University of Montana School of Law, Native American Law Students Association: Indian Law Week, “The U.S. Constitution and Federal Indian Law – Cases and Principles,” Missoula, MT (April 10, 2007)

Michigan State University College of Law – 3rd Annual Indigenous Law Conference, The Indian Child Welfare Act at 30: Facing the Future: “ICWA and the Constitution,” East Lansing, MI (March 16-17, 2007)

Seattle University School of Law, Looking to a New Horizon: Redefining Modern American Indian Identity: “Looking to the East: The Stories of Modern Indian People and the Development of Tribal Law,” Seattle Journal for Social Justice, Seattle WA (Feb. 12, 2007)

2006

Boalt Hall, The New Realism: The Next Generation of Scholarship in Federal Indian Law: Discussion Leader, Taxation and Economic Development Panel, Boalt Hall-National Congress of American Indians Conference, Berkeley, CA (Nov. 13-14, 2006), *transcript of proceedings available at 32 AM. INDIAN L. REV. 1, 91-111 (2007-2008)*

University of Arizona Rogers College of Law, Faculty Colloquia: “Rethinking the Role of Custom in Tribal Court Jurisprudence,” Indigenous Law and Policy Program, Tucson, AZ (Nov. 9, 2006), *video available at* <http://www.arizonanativenet.com/multimedia/lectureseries.cfm>

Honigman Miller Schwartz and Cohn LLP, First Annual Great Lakes Tribal Economic Development Symposium: “The Benefits and Challenges of Diverse Tribal Economic Development to Tribes, Surrounding Communities, and the State,” Grand Traverse Resort and Spa, Acme, MI (Oct. 25-26, 2006)

Arizona State University College of Law, Pride or Prejudice: Indian Mascots and Imagery in the United States: Psychological Impacts of Mascots Panel, Tempe, AZ (Oct. 20, 2006)

University of North Dakota School of Law, The Pedagogy of American Indian Law: “The Iron Cold of the Marshall Trilogy,” Grand Forks, ND (Oct. 13-14, 2006)

Michigan State University Indian Day Event 2006: “Legal Issues Related to American Indian Gaming,” East Lansing, MI (Sept. 22, 2006)

Southeast/Southwest People of Color Legal Scholarship Conference: “Supreme Court Update” Plenary Panel, University of New Mexico School of Law, Santa Fe, NM (April 8, 2006)

Federal Bar Association – 31st Annual Indian Law Conference, Active Sovereignty in the 21st Century: Moderator: “Filling in the Checkerboard” and “Hiding Behind Sovereign Immunity: A Good Defense or Exploitation of Tribal Sovereignty?” panels, Albuquerque, NM (April 6-7, 2006)

University of Wisconsin Law School, Indigenous Law Students Association (Wisconsin) – 20th Annual Coming Together of Peoples Conference: “Taxation of Tribes” Panel, Madison, WI (March 24, 2006)

Association for the Study of Law, Culture and Humanities Annual Conference: “Sherman Alexie’s Law”, University of Syracuse, Syracuse, NY (March 17-18, 2006)

2006 Native American Critical Issues Conference: Keynote Address, “The Menu: Writing, Creativity, and Education” and Workshop, “Indian Law: Tribal Courts and the Development of Tribal Law,” Michigan Indian Education Council, Mt. Pleasant, MI (March 8-10, 2006)

St. Thomas Law School, Seventh Tribal Sovereignty Symposium – Sovereignty and Sustainable Development of Indigenous Peoples: “The Court’s Legal Culture War Against Tribal Law,” Self-Determination: Modalities of Sovereignty Panel, Miami, FL (January 27, 2006)

2005

Federal Bar Association – 7th Annual D.C. Indian Law Conference, Scandals, Squabbles, and Strife: Spicy Subjects in Indian Country: “Spicy: Who is an Indian?” Panel, Washington, DC (October 20, 2005)

Mid America Association of Law Libraries 2005 Annual Meeting: “An Introduction to American Indian Law” (with Wenona Singel), University of North Dakota School of Law, Grand Forks, ND (October 8, 2005)

Pokagon Band of Potawatomi Indians Tribal Judiciary Open House: “Tribal Criminal Jurisdiction,” Southwestern Michigan College, Dowagiac, MI (August 9, 2005)

Turtle Mountain Community College, Project Peacemaker Indian Law Summit: “Federal Relations and Tribal Sovereignty” and “Tribal Criminal Systems and the Indian Civil Rights Act,” Belcourt, ND (August 1-2, 2005)

Northwestern School of Law of Lewis & Clark College, First Annual Indian Law Scholars Roundtable: “Reviving Local Tribal Control in Indian Country,” Portland, OR (July 9, 2005)

Northern Plains Indian Law Center Tribal Judicial Institute, National Gathering of Tribal Justice Leaders: Facilitator, Washington, DC (May 23-24, 2005)

Midwestern People of Color Legal Scholarship Conference: “*Dibakonigowin*: Indian Lawyer as Abductee,” Notre Dame Law School, South Bend, IN (April 9, 2005)

University of Michigan Law School, Native American Law Day: “The Post-TOMAC World of Indian Gaming in Michigan,” Ann Arbor, MI (April 8, 2005)

University of North Dakota School of Law, North Dakota Law Review Symposium: “In Pursuit of Tribal Economic Development as a Substitute for Reservation Tax Revenue,” Grand Forks, ND (April 1, 2005)

Tribal Court Assistance Program, Bureau of Justice Assistance, Office of Justice Programs, United States Department of Justice, Tribal Court Advocacy Training: “Tribal Court Issues & Q/A,” Grand Forks, ND (March 21, 2005)

Association for the Study of Law, Culture and Humanities Annual Conference: “Indian Lawyer as Abductee,” Entextualizing American Indian Tribal Sovereignty Panel, University of Texas, Austin, TX (March 11, 2005)

2004

University of North Dakota Anthropology Club: “Federal Recognition of Indian Tribes: Interplay Between Anthropology and Law” (with Wenona Singel), Brown Bag Lunch, Grand Forks, ND (December 6, 2004)

Kansas University School of Law, Tribal Law and Governance Conference: “Theoretical Restrictions on the Sharing of Indigenous Biological Knowledge: Implications for Freedom of Speech in Tribal Law,” Lawrence, KS (November 12, 2004)

Michigan State University College of Law, Inaugural Indigenous Law Conference: “The Grand Traverse Band’s Initial Constitution, James Watt, and Tribal Membership,” Tribal Constitutional Law Experts Panel, East Lansing, MI (October 29, 2004)

State Bar of North Dakota, UND Homecoming CLE: “Doing Business in Indian Country,” Grand Forks, ND (October 15, 2004)

National Legal Aid and Defender Association, 2004 Substantive Law Conference: “Enforcement of Foreign Judgments/Habeas Petitioners under 25 U.S.C. § 1303,” UCLA, Los Angeles, CA (July 24, 2004)

Native American Pre-Law Program: Why People Need Lawyer-Leaders Panel, Rapid City, SD (April 5, 2004)

2003

National Intertribal Tax Alliance 5th Annual Tax Conference: “The Power to Tax, the Power to Destroy, and the Michigan Tribal-State Tax Agreements,” State Tax Agreements Panel, Mohegan Sun, Uncasville, CT (August 21, 2003)

ACADEMIC APPOINTMENTS: FULL-TIME

UNIVERSITY OF MICHIGAN LAW SCHOOL: Harry Burns Hutchins Collegiate Professor of Law (August 2022 to present)

Classes Taught (UMLS)

Federal Indian Law (Fall 2024, Fall 2025)

Tribal Law (Winter 2024, Winter 2025)

American Indian Law Workshop (Winter 2026)

Mini-Seminar on Indian Law (Winter 2023, Fall-Winter 2024-2025, Winter 2026)

UNIVERSITY OF MICHIGAN COLLEGE OF LITERATURE, SCIENCE, AND THE ARTS: Professor of American Culture (August 2022 to present)

Classes Taught (UM LS&A)

Tribal Law and Government (Winter 2023)

Indian Law (Winter 2025, Fall 2025)

American Indian Law in Popular Culture (Fall 2023, Winter 2026)
Approaches to American Culture (Fall 2023, Fall 2024)

MICHIGAN STATE UNIVERSITY COLLEGE OF LAW: Foundation Professor (July 2020 to June 2022); Full Professor (July 2011 to June 2021); Associate Professor (July 2008 to June 2011; tenure awarded December 2009); Assistant Professor (July 2006 to July 2008); Director, Indigenous Law and Policy Center (July 2006 to present)

Classes Taught (MSU)

Advanced Topics in Indian Law (Spring 2008, Spring 2011, Spring 2012, Spring 2015, Spring 2016), *renamed* Tribal Law (Spring 2017, Spring 2018, Spring 2021, Spring 2022)

Constitutional Law I (Spring 2007, Spring 2008, Spring 2009, Spring 2014)

Federal Jurisdiction (Spring 2016, Spring 2019)

Federal Jurisdiction – King Scholars (Spring 2018)

Federal Law and Indian Tribes (Fall 2006, Fall 2008, Fall 2009, Fall 2010 (with Ann Tweedy), Fall 2013 (with Wenona Singel), Fall 2016, Fall 2017, Fall 2019, Fall 2020, Fall 2021)

Foundations of Law (Fall 2011, Fall 2012, Fall 2013, Fall 2014, Fall 2015, Fall 2016, Fall 2017, Fall 2018, Fall 2019, Fall 2020, Fal 2021)

Indian Law and Policy Center Class (Fall 2006, Fall 2007, Fall 2008, Spring 2010, Fall 2010 (with Ann Tweedy), Spring 2012, Fall 2012, Spring 2013)

Jurisprudence (Fall 2015, Fall 2016, Spring 2019)

Jurisprudence – King Scholars (Spring 2019)

King Scholars Seminar (Spring 2018, Spring 2019)

Lawyers and Ethics (Fall 2011, Fall 2012, Fall 2013, Fall 2014 – two sections)

Professional Responsibility (Fall 2018, Spring 2020, Spring 2021, Spring 2022)

Awards and Grants (MSU)

Summer Research Stipend (2006 – 2022)

Michigan State University College of Law Faculty Scholarship Award (2019)

Awards (Indigenous Law and Policy Center)

Society of American Law Teachers, M. Shanara Gilbert Human Rights Award (2020)

UNIVERSITY OF NORTH DAKOTA SCHOOL OF LAW: Assistant Professor (June 2004 to May 2006); Director, Northern Plains Indian Law Center (June 2004 to May 2006)

Classes Taught (UND)

Federal Indian Law (Fall 2004)

Contracts (Spring 2005; Fall-Spring 2005-2006)

Tribal Law (Spring 2005, Spring 2006)

Awards and Grants (UND)

University of North Dakota New Faculty Scholar Award (2005)

University of North Dakota School of Law Summer Research Grant (2005)

**ACADEMIC APPOINTMENTS:
VISITING, COURTESY, OR PART-TIME**

AMERICAN INDIAN LAW CENTER PRE-LAW SUMMER INSTITUTE

Instructor – Federal Indian Law (Summer 2005; Summer 2010; Summer 2015, Summer 2018, Summer 2021)

HARVARD LAW SCHOOL: Oneida Indian Nation Visiting Professor (Winter 2024), teaching Federal Indian Law

HASTINGS COLLEGE OF THE LAW: Inaugural Visiting Professor of Law, Indigenous Law Center (2021-2022), teaching Tribal Law (Spring 2022)

MICHIGAN STATE UNIVERSITY – AMERICAN INDIAN AND INDIGENOUS STUDIES
(formerly American Indian Studies Program)
Affiliated Faculty (September 2006 to June 2022)

STANFORD LAW SCHOOL: Visiting Professor (May 2019; May 2021), teaching Tribal Law

TURTLE MOUNTAIN COMMUNITY COLLEGE: Adjunct Professor – Contracts/Torts (Fall 2005)

UNIVERSITY OF ARIZONA ROGERS COLLEGE OF LAW: Visiting Professor (Spring 2017), teaching Tribal Courts & Tribal Law

UNIVERSITY OF ARIZONA INDIGENOUS PEOPLES LAW PROGRAM – JANUARY IN TUCSON: Adjunct Professor (January 2018, January 2019, January 2020, January 2021), teaching Tribal Business Law (three day short courses)

UNIVERSITY OF MICHIGAN LAW SCHOOL: Visiting Professor, teaching Federal Indian Law (Winter 2011, Fall 2013, Fall 2015, Fall 2017, Fall 2019, Fall 2020, Fall 2021); teaching Tribal Law (Winter 2021); teaching Problem Solving Initiative (Winter 2022)

UNIVERSITY OF MONTANA SCHOOL OF LAW: Visiting Professor (Summer 2016, Summer 2017, Summer 2019, Summer 2020, Summer 2023), teaching Supreme Court Jurisprudence and Indian Country (2016, 2019, 2023), Economic Development in Indian Country: Tribal Business Law (2017), and The Law and Policy of Tribal Authority and Jurisdiction (2020) (one week short courses)

SERVICE

Advisory Committee of the Attorney General's Task Force on American Indian/Alaska Native Children Exposed to Violence: Member (2013-2014)

Report: ENDING VIOLENCE SO CHILDREN CAN THRIVE (Nov. 2014), *available at* <https://www.justice.gov/sites/default/files/defendingchildhood/pages/attachments/2014/1/18/finalaianreport.pdf>

American Indian Law Review – Peer Review Board: 2008-present

American Association of Law Schools—Section on Law and Anthropology: Section Chair (2008-2009)

American Association of Law Schools—Section on Indian Nations and Indigenous Peoples: Section Chair-Elect (2011-2012); Section Chair (2012-2013)

American Association of Law Schools—Committee on Research: Member (2012-2014)

American Academy of Arts and Sciences: Elected Member (2023)

American Law Institute: Elected Member (2010); Reporter, Restatement of the Law of American Indians (2012-2022)

American Philosophical Society: Elected Member (2022)

Detroit Institute of Arts: Informal Commentator, North American Indian Art exhibit re-installation (2005)

Federal Bar Association: Co-Chair, Annual Indian Law Conference, Albuquerque, NM (2006, 2008); Senior Chair, Annual Indian Law Conference, Albuquerque, NM (2007, 2009); Treasurer, American Indian Law Section Executive Committee (2009-2011); Member, Special Committee on Law School Outreach (2011); Awards Nomination Committee (2013)

For Love of Water – Advisory Board: Board Member (2021-2024)

Michigan Department of Public Health, Office of Community Health: Member, Pandemic Influenza Coordinating Committee (2007-2008)

Michigan Humanities Counsel – Advisory Board: Board Member (2019-2021)

Michigan Journal of Race and Law – Advisory Board: Board Member (2020-present)

Michigan State Bar – American Indian Law Section: Council Member (2008-2010)

Michigan State University Press – American Indian Studies Series: Advisory Board (2007-present)

Michigan State University College of Law: Dean Search Committee (2015-2016, 2020-2021, chair); Faculty Appointments Committee (2006-2007, 2007-2008, 2008-2009, 2010-

2011—chair, 2011-2012—chair, 2013-2014, 2014-2015—chair, 2017-2018); Career Services Committee (Fall 2016); RPT Committee (Fall 2016, 2020-2021, 2021-2022); Curriculum Committee (2014-2015); Law Journals Advisory Committee (2007-2008—chair); Library Advisory Committee (2009-2010—chair)

Michigan State University Native American Law Students Association: Faculty Advisor (2006-2022)

Michigan State University: Member, University Hearing Appeals Board (2008-2009, 2010-2011)

Michigan Supreme Court Taskforce on Well-Being in the Law: Member (2022-present)

National Judicial College, National Tribal Judicial Center: Tribal Advisory Board Member (2018 to 2021)

National Native American Law Students Association Moot Court Competition: Problem Author (2011 Competition); Brief Judge (2005, 2009, 2016, 2017 Competitions); Final Round Judge (2013, 2016, 2017, & 2024 Competitions; invited, 2021 Competition)

National Native American Law Students Association Annual Writing Competition: Judge (2010, 2013, 2016, 2020 & 2025 Competitions)

Ogichidaa Award Foundation: Vice-President (2006-2007); Board of Directors (2004-2008)

University of Michigan Law School: Dean Search Committee (2022-2023), Experiential Learning Committee (2024-2025), Library Promotion Committee (2025-2026)

University of Michigan School of Literature, Science, and the Arts, Department of American Culture: Executive Committee (Fall 2024-Winter 2026), Native American Studies Hiring Committee (2023-2024)

University of North Dakota School of Law: Academic Affairs Committee (2004-2005); “What’s Happening in Our Classrooms?” Working Group (2004-2005); State Bar of North Dakota Law Review Student Note Award, Judge (2004-2005); 2006 North Dakota Indian Law Conference, Informal Advisor; Northern Plains Indian Law Center 2005-2006 Speaker Series, Co-Organizer (with Wenona Singel); Diversity Committee/Anti-Racism Taskforce, Chair (2005-2006); Faculty Selection Committee, Member (2005-2006); 2006 North Dakota Indian Law Conference, Co-Organizer (with Wenona Singel)

TRIBAL COURT APPOINTMENTS

Cabazon Band of Mission Indians
Riverside County, CA

Appellate Justice—April 2021 to present

Authored Opinions:

- *Cabazon Band of Mission Indians v. Lexington Insurance Co.*, No. CBBI 2020-0103 (Cabazon Reservation Court of Appeals, November 2021)

Colorado River Indian Tribes

Parker, AZ

Appellate Judge—October 2022 to present

Authored Opinions:

- *O'Campo v. Twymon*, No. CV-AP-2022-0002 (May 15, 2023)
- *Colorado River Indian Tribes v. Alliant Insurance Services*, No. AP-2023-0003 (Colorado River Indian Tribes Ct. App. Feb 13, 2024) (order denying petition for interlocutory appeal)

Grand Traverse Band of Ottawa and Chippewa Indians Appellate Court

Peshawbestown, MI

Appellate Judge—August 2013 to August 2019, November 2020 to present

Authored Opinions:

- *Cholewka v. Grand Traverse Band Tribal Council*, Order Dismissing Objection to Appearance of William Rastetter as Attorney, No. 2013-000016-AP (Grand Traverse Band of Ottawa and Chippewa Indians Appellate Court, Dec. 11, 2013)
- *Raphael v. Grand Traverse Band of Ottawa and Chippewa Indians Election Board*, No. 13-2189-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Judiciary, May 21, 2014)
- *In the Matter of Judge John A. Kern*, Procedural Order, No. 2014-2331-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Judicial Commission, June 3, 2014)
- *In the Matter of Judge John A. Kern*, Protective Order and Witness List, No. 2014-2331-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Judicial Commission, June 5, 2014)
- *In the Matter of Judge John A. Kern*, Order Denying Motion to Dismiss, No. 2014-2331-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Judicial Commission, June 13, 2014)
- *In the Matter of Judge John A. Kern*, No. 2014-2331-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Judicial Commission, June 27, 2014)
- *Cholewka v. Grand Traverse Band of Ottawa and Chippewa Indians*, No. 2-13-16-AP (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, Oct. 14, 2014)
- *Grand Traverse Band of Ottawa and Chippewa Indians Tribal Council v. Grand Traverse Band of Ottawa and Chippewa Indians Election Board*, No. 2014-2324-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Judiciary 2014)
- *In re Spears*, No. 2017-22-AP (Grand Traverse Band of Ottawa and Chippewa Indians Appellate Court, Oct. 19, 2017)
- *In re Spears*, No. 2017-24-AP (Grand Traverse Band of Ottawa and Chippewa Indians Appellate Court, Oct. 19, 2017)

- *McClellan v. Grand Traverse Band Election Board*, No. 2018-2904-CV-CV (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Judiciary, March 28, 2018)
- *Ance Berry v. Grand Traverse Band of Ottawa and Chippewa Indians*, No. 2019-31-APP (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, June 25, 2021)
- *Sams v. Shananaquet*, Nos. 2021-32-AP & 2021-33-AP (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, Feb. 28, 2022)
- *Perrault v. GTB Housing*, No. 2023-38-AP (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, Jan. 16, 2024)
- *In the Matter of Roberts*, No. 2025-42-AP (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, Feb. 2026)
- *Jewell v. People*, No. 2024-808-CR (Grand Traverse Band of Ottawa and Chippewa Indians Tribal Appellate Court, Feb. 2026)

Hoopa Valley Tribal Court of Appeals

Hoopa, California

Appellate Judge—February 2006 to present

Authored Opinions:

- *Ferris v. McCovey*, 7 NICS App. 123, No. C-02-044/A-06-001 (Hoopa Valley Tribal Court of Appeals, November 16, 2006) (per curiam)
- *Hodge v. Hoopa Valley Wildfire Suppression*, 7 NICS App. 159, No. T-05-06/A-06-002 (Hoopa Valley Tribal Supreme Court, December 21, 2006) (per curiam)
- *Cooper v. Hoopa Valley Tribal Council*, 8 NICS App. 35, No. C-03-065/AA-06-001/A-07-001 (Hoopa Valley Tribal Court of Appeals, December 20, 2007)
- *Joseph v. Ingram-Marshall*, 2010 Hoopa Valley App. LEXIS 1, 9 NICS App. 55, No. PO-09-019/A-09-003 (Hoopa Valley Tribal Court of Appeals, February 9, 2010)
- *Hoopa Valley Tribe v. Marshall*, 10 NICS App. 111, No. C-10-002/A-10-001 (Hoopa Valley Tribal Court of Appeals, June 11, 2012) (concurring opinion)
- *Hoopa Valley Tribe v. Jones*, Order Denying Motion to Dismiss and Motion for Sanctions, 2013 Hoopa Valley App. LEXIS 1, No. A-12-002 (Hoopa Valley Tribal Court of Appeals, July 15, 2013) (unpublished order signed by Chief Judge)
- *Hoopa Valley Tribe v. Jones*, 10 NICS App. 100, No. C-12-042/A-12/002 (Hoopa Valley Tribal Court of Appeals, July 30, 2013)
- *Cummings v. K'ima:w Medical Center*, 2014 Hoopa Valley App. LEXIS 2, No. A-14-004 (Hoopa Valley Tribal Court of Appeals, October 1, 2014) (concurrence)
- *Grant v. Rickaby*, 2016 Hoopa Valley App. LEXIS 3, No. A-16-001 (Hoopa Valley Tribal Court of Appeals, Sept. 9, 2016)
- *Bernardo v. Hoopa Valley Tribe*, 2017 Hoopa Valley LEXIS 2, No. A-17-001 (Hoopa Valley Tribal Court of Appeals, July 19, 2017)
- *Frank v. Jackson*, 2017 Hoopa Valley App. LEXIS 1, No A-17-002 (Hoopa Valley Tribal Court of Appeals, Oct. 4, 2017)
- *Moon v. Hoopa Valley Tribe*, 2020 Hoopa Valley App. LEXIS 1, No. A-19-004 (Hoopa Valley Tribal Court of Appeals, Jan. 6, 2020)

Lac du Flambeau Band of Lake Superior Chippewa Indians

Lac du Flambeau, Wisconsin

Judge Pro Tempore—May 2013 to present (intermittent)

Authored Opinions:

- *Lake of the Torches Economic Development Corp. v. Saybrook Tax Exempt Investors, LLC*, Order on Defendants' Motions to Dismiss and Related Matters, No. 13 CV 113 (Lac du Flambeau Band of Lake Superior Chippewa Indians Court, Aug. 27, 2013)
- *Lac du Flambeau Band of Lake Superior Chippewa Indians v. Howard Bros., Inc.*, No. 23-CV-109 (Lac du Flambeau Band of Lake Superior Chippewa Indians Court Oct. 28, 2024)

Little River Band of Ottawa Indians

Manistee, Michigan

Judge Pro Tempore—November 2006 to June 2007; August 2009

Authored Opinions:

- *Little River Band of Ottawa Indians v. Champagne II*, No. 06-178-AP (Little River Band of Ottawa Indians Tribal Court of Appeals, December 2006)
- *Little River Band of Ottawa Indians v. Champagne III*, No. 06-178-AP (Little River Band of Ottawa Indians Tribal Court of Appeals, January 2007)
- *Little River Band of Ottawa Indians v. Champagne V*, No. 06-178-AP, 35 Indian L. Rep. 6004, 2007 MI Ottawa Trib. LEXIS 11 (2007) (Little River Band of Ottawa Indians Tribal Court of Appeals, June 2007), *excerpted in* JUSTIN B. RICHLAND & SARAH DEER, INTRODUCTION TO TRIBAL LEGAL STUDIES (2d ed. 2010); JOHN J. BORROWS & LEONARD I. ROTMAN, ABORIGINAL LEGAL ISSUES: CASES, MATERIALS & COMMENTARY (4th ed. 2012); John Borrows, *(Ab)Originalism and Canada's Constitution*, 58 SUP. CT. L. REV. 2d 351 (2012)
- *Ossignac v. Sam*, No. 09-012-AP (Little River Band of Ottawa Indians Tribal Court of Appeals, August 2009)

Lower Elwha Klallam Tribe

Port Angeles, WA

Appellate Justice—October 2011 to March 2012; April 2021 to present

Authored Opinions:

- *Lower Elwha Housing Authority v. Francis*, No. 2020-CV-LEHA-0002-COA (Lower Elwha Court of Appeals, November 2021)
- *Ryan v. Lower Elwha Klallam Tribe*, No. 2021-CR-0004-COA (Lower Elwha Court of Appeals, September 2022)

Mashpee Wampanoag Tribe

Mashpee, MA

Supreme Court Judge—September 2015 to present

- Appointed to eight year term on September 25, 2015

Authored Opinions:

- *Hendricks v. Mashpee Wampanoag Tribal Council*, Order Denying Defendants' Motion To Transfer To The Mashpee Wampanoag Tribal Supreme Court, No. CV-17-004 (Mashpee Wampanoag Tribal Court, Mar. 29, 2017) (sitting by designation)
- *Stone v. Mashpee Wampanoag Tribal Council*, Order Denying Defendants' Motion To Transfer To The Mashpee Wampanoag Tribal Supreme Court, No. CV-17-002 (Mashpee Wampanoag Tribal Court, Mar. 29, 2017) (sitting by designation)
- *Hendricks v. Mashpee Wampanoag Tribal Council*, Order Granting Defendant's Motion to Dismiss, No. CV-17-004 (Mashpee Wampanoag Tribal Court, May 1, 2017) (sitting by designation)
- *Matter of 2019 Recall Election Requirement*, No. CV-19-009 (Mashpee Wampanoag Tribal Court 2019)
- *Matter of 2019 Recall Election*, No. CV-09-012 (Mashpee Wampanoag Tribal Court, Sept. 11, 2019)
- *Matter of Judicial Advisory Opinion Regarding 2021 Regular Election*, No. CV-21-002 (March 1, 2021)
- *Stone v. Weedon*, No. CV-22-006 (May 16, 2023)

Match-E-Be-Nash-She-Wish Band of Pottawatomi Indians—Gun Lake Tribal Supreme Court

Dorr, MI

Justice—December 2014 to present (reappointed 2019)

- Member of First Gun Lake Tribal Supreme court—Appointed December 4, 2014 to four-year term; Re-appointed June 15, 2019 to a four-year term; Re-appointed June __, 2023 to a four-year term

Nottawaseppi Huron Band of Potawatomi Supreme Court

Fulton, Michigan

Associate Justice—December 2010 to February 2025 (resigned)

- Member of First Nottawaseppi Supreme Court—Appointed December 16, 2010 to four-year term; Re-appointed December 11, 2014 to six-year term; Re-appointed December 10, 2021 to six-year term)

Authored Opinions:

- *Spurr v. Nottawaseppi Huron Band of Potawatomi Indians*, No. 12-005APP (Nottawaseppi Huron Band of Potawatomi Supreme Court, Feb. 21, 2012)
- *Spurr v. Spurr*, No. 17-046APP (Nottawaseppi Huron Band of Potawatomi Supreme Court, Jan. 25, 2018) (tribal jurisdiction confirmed in Spurr v. Pope, 936 F.3d 478 (6th Cir. 2019))
- *Wright v. Nottawaseppi Huron Band of the Potawatomi*, No. 21-154-APP (Nottawaseppi Huron Band of Potawatomi Supreme Court, June 3, 2022)

Poarch Band of Creek Indians Supreme Court

Atmore, Alabama

Chief Appellate Judge—April 2009 to present, reappointed November 2015

Appellate Judge Pro Tem—July 2008 to April 2009

Authored Opinions:

- *Poarch Band of Creek Indians v. English* (Poarch Band of Creek Indians Supreme Court, September 2008) (per curiam)
- *White v. Poarch Band of Creek Indians I* (Poarch Band of Indians Supreme Court, May 2011)
- *White v. Poarch Band of Creek Indians III* (Poarch Band of Indians Supreme Court, August 2013)
- *Carter v. Creek Casino Montgomery*, 2016 Poarch Band Creek Indians Sup. LEXIS 1 (Poarch Band of Indians Supreme Court, August 2016)
- *Colbert v. McGhee* (Poarch Band of Indians Supreme Court, February 2017)
- *Miller v. Rolin* (Poarch Band of Indians Supreme Court, November 2021)
- *In re Matter of Ethics Report and Complaint No. EC-21-06* (Poarch Band of Indians Supreme Court, July 2022)
- *In re Matter of Ethics Report and Complaint No. EC-21-02* (Poarch Band of Indians Supreme Court, July 2022)

Pokagon Band of Potawatomi Indians Tribal Court of Appeals

Dowagiac, Michigan

Appellate Judge—February 2003 to present

Chief Appellate Justice—February 2022 to present

- Member of First Pokagon Band Tribal Judiciary—Appointed February 14, 2003 to one-year term; Re-appointed February 14, 2004 to four-year term; Re-appointed February 14, 2008 to an additional four-year term; Reappointed February 2012 to an additional four-year term; Reappointed February 2016 to an additional four-year term
- Drafted and Approved Court Rules—Rules of Appellate Procedure; Rules for Small Claims Procedure; Rules for Recognition and Entitlement to Enforcement of Foreign Court Judgments; Rules for Adoption and Publication for Public Comment of Court Rules; Rules of Judicial Conduct; Rules of Professional Responsibility; Tribal Court System Personnel Policy; Rules of Ethics for Tribal Court System Personnel; Rules for the Appointment of Counsel
- Representative to the Michigan Tribal State Federal Judicial Forum—October 2014 to present

Authored Opinions:

- *Rangel v. Pokagon Band of Potawatomi Indians*, No. 13-002-AP (Pokagon Band of Potawatomi Indians Court of Appeals, Oct. 14, 2014)

Rincon Band of Luiseño Indians

San Diego County, California

Appellate Judge—May 2019 to present

Pro Tem Trial Judge—September 2024 to present

Authored Opinions:

- *Mazzetti v. Kolb*, No. AP-00001-23 (Rincon Band of Luiseño Indians Court of Appeals, Jan. 21, 2024)
- *Sehlmeyer v. Harrah's Resort Southern California*, No. 24-0005 (Rincon Band of Luiseño Indians Tribal Court, Nov. 2024)

- *Acosta-Gonzalez v. Rincon Band of Luiseño Indians*, No. 24-0003 (Rincon Band of Luiseño Indians Tribal Court, Feb. 2025)

Sault Ste. Marie Tribe of Chippewa Indians

Sault Ste. Marie, Michigan

Hearing Officer—August 2023 to November 2023

- *Kinnart v. Morrow*, no docket number (Sault Ste. Marie Tribe of Chippewa Indians Hearing Board, Nov. 3, 2023)

Seneca Nation of Indians Court of Appeals

Irving, New York

Consultant—May 2006 to January 2010

Santee Sioux Nation Supreme Court

Niobrara, NE

Associate Justice—August 2013 to present

Authored Opinions:

- *Jones v. Santee Sioux Nation Tribal Council*, No. AP 13-01 (Santee Sioux Nation Supreme Court, Dec. 16, 2013)

Tulalip Tribes

Tulalip, WA

Appellate Judge—December 2018 to present

Authored Opinions:

- *Rude v. Orr*, 17 Am. Tribal Law 297 (May 24, 2023)

Turtle Mountain Band of Chippewa Tribal Court of Appeals

Belcourt, North Dakota

Appellate Justice—November 2004 to November 2008

Authored Opinions:

- *Mathiason v. Gate City Bank*, 2005 Turtle Mtn. App. LEXIS 2, No. TMAC 04-2002, 2005.NATM.0000002 (Feb. 1, 2005)
- *Turtle Mountain Judicial Board v. Turtle Mountain Band of Chippewa Indians*, No. TMAC 04-007 (June 15, 2005)
- *LaDue v. Trenton Indian Service Area Election Board*, No. TMAC 05-012 (Sept. 6, 2005)
- *Malaterre v. St. Claire*, No. TMAC 05-007 (Jan. 19, 2006)

Wind River Tribal Court

Fort Washakie, Wyoming

Pro-Tem Judge—May 2024 to August 2024

Authored Opinions:

- *Eastern Shoshone and Northern Arapaho Tribes v. Merit Energy Operations I, LLC*, No. CV-2024-0001 (Aug. 14, 2024)

PREVIOUS LEGAL EXPERIENCE

Grand Traverse Band of Ottawa and Chippewa Indians

Peshawbestown, MI

Staff Attorney – October 2001 to May 2004

Contract Attorney – May 2004 to present (intermittent)

Representative Duties:

- Lead negotiator for Grand Traverse Band in motor fuels, tobacco products, sales and use, Single Business Tax, and individual income tax agreement negotiations with State of Michigan (2001-2004); tax agreement available at http://www.michigan.gov/documents/GTBTaxAgreement_96417_7.pdf
- Lead negotiator for Grand Traverse Band in county road maintenance agreement negotiations leading to *Authority of county road commission to enter agreements to maintain roads with Indian Tribes*, MICH. ATTY. GEN. OP. No. 7134 (May 21, 2003)
- Co-Counsel for Band in *Grand Traverse Band of Ottawa and Chippewa Indians v. United States Attorney for the Western District of Michigan*, 198 F. Supp. 2d 420 (W.D. Mich. 2002), *aff'd*, 369 F.3d 960 (6th Cir. 2004)
- Due diligence relating to purchase by Grand Traverse Band Economic Development Corporation of Grand Traverse Resort in Acme, Michigan (2003)

Suquamish Tribe

Suquamish, WA

Staff Attorney – June 2001 to October 2001

Contract Attorney – April 2001 to June 2001

Hoopa Valley Tribe

Hoopa, CA

Deputy Tribal Attorney – July 2000 to October 2000

Acting Senior Tribal Attorney – October 2000 to February 2001

Pascua Yaqui Tribe of Arizona

Tucson, AZ

Deputy Tribal Attorney – June 1998 to November 1999

National Wildlife Federation—Great Lakes Natural Resources Center

213 W. Liberty, Suite 200

Ann Arbor, Michigan 48104-1398

Legal Intern—Summer 1996

- Assisted on N.W.F. briefs in *American Iron and Steel Inst. v. Environmental Protection Agency*, 115 F.3d 979 (D.C. Cir. 1997), and *Rivers Unlimited, Inc. v. Schregardus*, 86 Ohio Misc. 2d 78, 685 N.W.2d 603 (Ohio Ct. Com. Pl. 1997).
- Drafted complaint and performed case research in project involving wetlands in the City of Superior Special Area Management Plan

United States District Court for the Eastern District of Michigan

Magistrate Donald Scheer

Theodore Levin United States Courthouse
231 W. Lafayette Blvd.
Detroit, Michigan 48226
Judicial Clerk—Summer 1995

- Drafted Report and Recommendations—*Daniels v. United States*, No. 94-CV-75136-DT (E.D. Mich., Aug. 28, 1995) (habeas petition); *Rutledge v. Chater*, No. 94-CV-75193-DT (E.D. Mich., July 25, 1995) (social security denial appeal); *Scott v. Kolb*, No. 94-CV-74782-DT (E.D. Mich., July 27, 1995) (social security denial appeal); *McLaurin v. McGinnis*, No. 94-CV-73533-DT (E.D. Mich., June 27, 1995) (habeas petition)

REPRESENTATIVE CASES

Grand Traverse Band of Ottawa and Chippewa Indians v. Scotta, No. 2006-423-CV-CV (Grand Traverse Band Tribal Court 2006-2007) (en banc) (briefed)

Barrientoz v. Grand Traverse Band Election Board, No. 2006-316-CV-CV (Grand Traverse Band Tribal Court 2006) (en banc) (briefed)

Wilson v. Grand Traverse Band of Ottawa and Chippewa Indians Economic Development Corporation, No. 04-08-566-CV (Grand Traverse Band Court of Appeals 2006) (briefed)

United States v. Michigan, No. 2:73-CV-26 (W.D. Mich. 2004) (co-counsel)

Grand Traverse Band of Ottawa and Chippewa Indians v. United States Attorney for the Western District of Michigan, 369 F.3d 960 (6th Cir. 2004) (on brief)

In re Menefee, No. 97-12-092 (Grand Traverse Band Tribal Court, May 5, 2004) (tried)

Fall v. Grand Traverse Band of Ottawa & Chippewa Indians, No. 03-04-308-CV (Grand Traverse Band Tribal Court, June 26, 2003) (briefed)

Grand Traverse Band of Ottawa and Chippewa Indians v. Comer, No. 02-09-1351-CV (Grand Traverse Band Tribal Court, Feb. 25, 2003) (briefed and argued)

Stewart v. Grand Traverse Band of Ottawa and Chippewa Indians, No. 02-01-784-CV (Grand Traverse Band Tribal Court, Oct. 21, 2002) (briefed and argued)

Bordeaux v. Chippewa, No. 01-5604-NO (13th Circuit Court – Leelanau County, Michigan 2002) (co-counsel)

Grand Traverse Band of Ottawa and Chippewa Indians v. Michigan Department of Natural Resources, No. 01-57840CV (13th Circuit Court – Leelanau County, Michigan 2001-2003) (co-counsel)

Shananaquet v. Grand Traverse Band Housing Department, No. 02-03-895-CV (Grand Traverse Band Tribal Court, Apr. 23, 2002) (briefed and argued)

Association of Property Owners/Residents of Port Madison Area (APORMPA) v. Individual Council Members of the Suquamish Tribal Council, No. C01-5317FDB (W.D. Wash., Apr. 17, 2002) (briefed), *aff'd*, 76 Fed. Appx. 126 (9th Cir., Sept. 9, 2003)

Short v. Hoopa Health Associates, No. A-99-008, 6 NICS App. 67 (Hoopa Valley Tribal Supreme Court, Aug. 15, 2001) (briefed and argued)

Hoopa Valley Tribe v. LeMieux, No. A-00-005, 6 NICS App. 43 (Hoopa Valley Tribal Court of Appeals, April 13, 2001) (briefed)

AMICUS BRIEFS

Brief of *Amicus Curiae* Grand Traverse Band of Ottawa and Chippewa Indians et al., *Taxpayers of Michigan against Casinos v. State of Michigan*, 471 Mich. 306, 685 N.W.2d 221 (Mich. 2004) (drafted amicus brief for Grand Traverse Band of Ottawa and Chippewa Indians and four other tribes)

Brief *Amicus Curiae* of the Mississippi Band of Choctaw Indians, *Carcieri v. Kempthorne*, 497 F.3d 15 (1st Cir. 2007) (en banc), available at <http://www.narf.org/sct/carcieri/1stcircuit/ms-band-of-choctaw-indians-amicus-brief.pdf> (drafted Tenth Amendment section in amicus brief filed by Mississippi Band of Choctaw Indians)

Brief of Amici Indian Tribes and Tribal Organizations, *San Manuel Indian Bingo and Casino v. National Labor Relations Board*, 475 F.3d 1306 (D.C. 2007), available at http://www.narf.org/sct/sanmanuelnrb/amicus_brief_of_niga_and_ncai.pdf (signed amicus brief on behalf of Grand Traverse Band of Ottawa and Chippewa Indians)

Brief of Law Professors Specializing in Federal Indian Law, *Carcieri v. Salazar*, 555 U.S. 379 (2009) (No. 07-526), available at http://www.narf.org/sct/carcieri/merits/law_professors.pdf (amicus)

Brief of Amicus Curiae National Congress of American Indians et al., *Ottawa Tribe of Oklahoma v. Logan*, 577 F.3d 634 (6th Cir. 2009) (No. 08-3621), available at <http://turtletalk.files.wordpress.com/2008/09/02-brief-amici-curiae.pdf> (signed amicus brief on behalf of Grand Traverse Band of Ottawa and Chippewa Indians)

Brief of *Amici Curiae* American Indian Studies Professors Dr. Suzanne L. Cross and Dr. K. Tsianina Lomawaima, *A.A. v. Needville Independent School District*, 611 F.3d 248 (5th Cir. 2009) (No. 09-20091), available at <http://turtletalk.files.wordpress.com/2009/06/needville-historian-amicus-brief.pdf> (primary drafter)

Amicus Curiae Brief of the American Indian Law Section of the State Bar of Michigan, *In re Lee*, 483 Mich. 300; 770 N.W.2d 853 (Mich. 2009) (No. 137653), available at <http://courts.michigan.gov/supremecourt/Clerk/03-09/137653/137653-AmIndianSBMAmicus.pdf> (primary drafter)

Amici Curiae Brief of the Indigenous Law and Policy Center, the Leech Lake Band of Ojibwe, and the Mille Lacs Band of Ojibwe, *In the Matter of the Welfare of the Child of R.S. and L.S.*, 805 N.W. 2d 44 (Minn. 2011) (No. A10-1390), available at <http://turtletalk.files.wordpress.com/2011/04/in-re-rs-completed-brief.pdf> (co-drafter)

Brief Amici Curiae of Law Professors in Support of Petitioners, *United States v. New York*, ___ U.S. __, 132 S.Ct. 452 (2012) (Nos. 10-1404, 10-1420), available at <http://turtletalk.files.wordpress.com/2011/06/law-prof-cert-stage-amicus-brief.pdf> (amicus and co-drafter)

Amicus Curiae Brief of the American Indian Law Section of the State Bar of Michigan, *In the Matter of C.I. Morris*, 491 Mich. 81, 815 N.W.2d. 62 (Mich. 2012) (No. 142759), available at <http://courts.michigan.gov/supremecourt/Clerk/01-12/142759/142759-Amicus-AILS-SBM.pdf> (amicus and co-drafter)

Amicus Brief on Behalf of Petitioners, *Onondaga Nation of N.Y. v. State of New York*, 500 Fed. Appx. 87, 2012 WL 5075534 (2d Cir., Oct. 19, 2012) (No. 10-4273), available at http://turtletalk.files.wordpress.com/2012/03/onondaga_amicus_brief_final.pdf (amicus and co-drafter)

Brief of Amici Curiae American Indian Law Scholars, *Te-Moak Tribe of Western Shoshone Indians of Nevada v. United States Dept. of Interior*, 565 Fed.Appx. 665 (9th Cir.) (No. 12-15412), available at <http://turtletalk.files.wordpress.com/2012/06/ecf-amicus-brief.pdf> (amicus)

Brief of Professors of Indian Law as Amici Curiae in Support of Respondents, *Adoptive Couple v. Baby Girl*, 570 U.S. 637 (2013) (No. 12-399), available at <http://turtletalk.files.wordpress.com/2013/03/12-399-bsac-professors-of-indian-law.pdf> (amicus)

Brief of Amicus Curiae American Indian Law Scholars, *Little River Band of Ottawa Indians Tribal Government v. National Labor Relations Board* (6th Cir.) (Nos. 13-1464/13-1583), available at <http://turtletalk.files.wordpress.com/2013/07/2013-07-16-american-indian-law-scholars-amicus-brief.pdf> (amicus and co-drafter) [no opinion issued]; refiled in *National Labor Relations Board v. Little River Band of Ottawa Indians Tribal Government*, 877 F.3d 537 (6th Cir. 2015) (No. 14-2239),

Brief of Amicus Curiae American Indian Law Scholars, *Saginaw Chippewa Indian Tribe v. National Labor Relations Board* (6th Cir.) (Nos. 13-1569 & 13-1629), 2013 WL 6705219 (amicus and co-drafter) [no opinion issued]; refiled in *Soaring Eagle Casino v. National Labor Relations Board*, 791 F.3d 648 (6th Cir.) (Nos. 14-2405, 14-2558)

Brief of Amicus Curiae American Indian Law Scholars, *Chickasaw Nation v. National Labor Relations Board* (10th Cir.) (Nos. 13-9588, 13-9578), 2013 WL 6777206 (amicus and co-drafter) [no opinion issued]

Professor Amicus Brief, *United States v. Washington*, 853 F.3d 946 (9th Cir.) (Nos. 13-35474, 13-35519), 2014 WL 534789 (amicus)

Brief of Amicus Curiae Indigenous Law and Policy Center, *Two Shields v. Wilkinson*, 790 F.3d 791 (8th Cir.) (No. 13-3773), 2014 WL 906040 (amicus and co-drafter)

Indian Law Professors' Amicus Brief in Support of Intervenor Eastern Shoshone Tribe and In Favor of Affirmance Of Agency Action, *Wyoming v. Environmental Protection Agency*, 875 F.3d 505 (10th Cir.) (Nos. 14-9512, 14-9514), available at <https://turtletalk.files.wordpress.com/2014/10/wyoming-v-epa-10th-circuit-law-professor-brief.pdf> (amicus)

Brief of Amici Curiae Scholars of Statutory Interpretation and Native American Law in Support of Petitioners, *Sac and Fox Nation v. Borough of Jim Thorpe*, 577 U.S. 914, 136 S.Ct. 84 (Mem) (2015) (No. 14-1419), available at <https://turtletalk.files.wordpress.com/2015/07/15-07-02-scholars-amicus-brief-sac-fox-nation-v-borough-of-jim-thorpe-no-14-1419.pdf> (amicus)

Brief for Amici Curiae Historians and Legal Scholars in Support of Respondents, *Dollar General Corp. v. Mississippi Band of Choctaw Indians*, 579 U.S. 545 (2016) (No. 13-1496) (per curiam), available at <https://turtletalk.files.wordpress.com/2015/07/13-1496-bsac-historians-and-legal-scholars.pdf> (amicus)

Brief of the Indigenous Law & Policy Center at Michigan State University College of Law as Amicus Curiae in Support of Defendant-Appellant, *Star Tickets v. Chumash Casino Resort*, 878 N.W.2d 291 (Mich. 2016) (No. 152753), available at <https://turtletalk.files.wordpress.com/2016/02/chumash-casino-amicus-final.pdf> (amicus)

Brief of Amici Curiae Native American Organizations in Support of Appellees, *Pro-Football, Inc. v. Blackhorse*, 709 Fed.Appx. 182 (4th Cir. 2016) (No. 15-1874), available at <https://turtletalk.files.wordpress.com/2016/02/59blackhorse.pdf> (amicus)

Brief of Amici Curiae Federal Indian Law Professors et al. in Support of Petitioner, *Shinnecock Indian Nation v. State of New York*, 579 U.S. 938, 136 S.Ct. 2512 (Mem) (No. 15-1215), available at <https://turtletalk.files.wordpress.com/2016/04/15-1215acfederalindianlawprofessors.pdf> (author and amicus)

Brief of Amici Curiae Federal Courts and Federal Indian Law Scholars in Support of Respondents, *Patchak v. Zinke*, 583 U.S. 244 (2018) (No. 16-498), 2017 WL 4483910, available at <https://turtletalk.files.wordpress.com/2017/09/16-498-bsac-fed-cts-and-indian-law-scholars.pdf> (amicus and co-author)

* cited in *Patchak v. Zinke*, 583 U.S. 244 (2018) (Breyer, J., concurring)

Brief of Indian Law Scholars as Amici Curiae in Support of Petitioners, *Poarch Band of Creek Indians v. Wilkes*, 139 S.Ct. 2739 (Mem) (No. 17-1175), 2018 WL 1517866 (author and amicus)

Brief of Law Professors as Amici Curiae in Support of Petitioners, *Northern Arapaho Tribe v. Wyoming*, 138 S.Ct. 2677 (Mem) (Nos. 17-1159, 17-1164), 2018 WL 1512311 (amicus)

Amicus Brief of Indian Law Scholars in Opposition to Plaintiffs' Motion For Summary Judgment, *Brackeen v. Zinke* (N.D. Tex.) (No. 4:17-CV-00868-O) (author and amicus), available at <https://turtletalk.files.wordpress.com/2018/05/108-amicus-brief.pdf>

Brief of Amici Curiae Indian Law Professors in Support of Petitioner, *Herrera v. Wyoming*, 587 U.S. __, 139 S.Ct. 1686 (No. 17-532), 2018 WL 4405432 (amicus)

Brief of Indian Law Scholars as *Amici Curiae* in Support of Defendants, *Brackeen v. Haaland*, 994 F.3d 249 (5th Cir.) (en banc) (No. 18-11479), available at <https://turtletalk.files.wordpress.com/2019/01/indian-law-scholars-amicus-as-filed.pdf> (co-author and amicus)

* cited in *Brackeen v. Haaland*, 994 F.3d 249 (5th Cir. 2021) (Costa, J., concurring and dissenting) (en banc)

Memorandum of Amici Curiae American Indian Law Professors, The Center For Indian Law & Policy, and The Fred T. Korematsu Center For Law and Equality In Support Of Review, *In re the Dependency of Z.L.G. and M.G.*, 471 P.3d 853 (Wash.) (No. 98003-9), 2020 WL 2063674 (co-author and amicus)

Brief of Amici Curiae Law Professors in Support of Plaintiff/Appellant and Reversal, *Navajo Nation v. Dept. of the Interior*, 26 F.4th 794 (9th Cir.) (No. 19-17088), 2020 WL 1171707 (co-author and amicus)

Brief in Amici Curiae American Indian Law Professors, The Center For Indian Law & Policy, The Fred T. Korematsu Center For Law and Equality, and American Civil Liberties Union of Washington, *In Re Dependency of Z.J.G. and M.E.J.G.*, 471 P.3d 853 (Wash.) (No. 98003-9), 2020 WL 3270279 (co-author and amicus)

Brief for Amici Curiae Law Professors Gregory Ablavsky and Matthew L.M. Fletcher on behalf of Petitioner Navajo Nation, *In the Interest of Y.J.* (Texas S. Ct.) (No. 20-0081)

Brief on Behalf of Amici Curiae Professors of Federal Indian Law in Support of Appellees (Affirmance), *In re Coughlin*, 33 F.4th 600 (1st Cir.) (No. 21-1153), available at <https://turtletalk.files.wordpress.com/2021/07/2021-07-22-amici-professors-of-federal-indian-law-brief-1st-cir-docket-no-21-1153.pdf> (amicus)

LEGISLATIVE TESTIMONY AND COMMISSION REPORTS

Legislative Hearing, Hearing before the House of Representatives Resources Natural Committee, Indigenous Peoples Subcommittee, 116th (May 20, 2021) (on the Requirements, Expectations, and Standard Procedures for Executive Consultation with Tribes Act discussion draft)

Legislative Hearing, Hearing before the House of Representatives Resources Natural Committee, Indigenous Peoples Subcommittee, 115th Cong. (April 3, 2019) (on the Requirements, Expectations, and Standard Procedures for Executive Consultation with Tribes Act discussion draft), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3370368

Fulfilling the Federal Trust Responsibility: The Foundation of the Government-to-Government Relationship, Oversight Hearing before the Senate Committee on Indian Affairs, 112th Cong. (May 17, 2012), available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2060395

Statement of the Michigan State University College of Law Indigenous Law and Policy Center on the Tribal Law and Order Act (November 10, 2011), available at http://www.aisc.ucla.edu/iloc/_files/MSU%20ILPC%20Statement%20to%20the%20Indian%20Law%20and%20Order%20Commission.pdf

Applicability of the Michigan Civil Rights Initiative on State Laws and Programs Relating to Indians and Indian Tribes, Michigan Law Revision Commission (Dec. 18, 2006) (with Kathryn E. Fort), available at <http://www.law.msu.edu/indigenous/papers/2006-05.pdf>

Bay Mills Indian Community Land Claims Settlement Act, Hearing before the Committee on Indian Affairs, United States Senate, 107th Cong. (Oct. 10, 2002) (co-drafted Prepared Statement of George Bennett)

BAR MEMBERSHIPS

Michigan – 1997 to present (Bar #P61593)

Arizona – 1999 to present (Bar #19464) (inactive)

Washington – 2001 to present (Bar #32174) (inactive)

United States Supreme Court – 2015 (Bar #296546)

Sixth Circuit Court of Appeals – 2003

United States District Court for the Western District of Michigan

Suquamish Tribal Court – 2001

Hoopa Valley Tribal Court – 2000-2001

Pascua Yaqui Tribal Court – 1998-1999

TRIBAL AFFILIATION

Grand Traverse Band of Ottawa and Chippewa Indians

Member No. 197

Pokagon Band of Potawatomi Indians of Michigan and Indiana

Potawatomi Descendancy Roll # P-03230 (Not enrolled; eligible for membership)

LITERARY PUBLICATIONS

Remote, PUNK PLANET #43 (2001)

Communalism Rocks, GALLERY SIX (2002)

The Chain Gangs, TERRASPATIAL: SCISSOR PRESS ONLINE ZINE (2002)

An Iranian in DeGaulle, SNOW MONKEY: AN ECLECTIC JOURNAL, Vol. 5, Issue 3 (2003)

Letter to the Editor, OUTSIDER INK, Spring 2003

A Village By the Sea, THE DUNES REVIEW: LITERARY JOURNAL OF NORTHWESTERN LOWER MICHIGAN, Vol. 8, Issue 1, Summer 2003

Ten Year Visit, THE WRITER'S E-ZINE, April 2004; ZNINE: ONLINE LITERARY REVIEW OF THE UNIVERSITY OF TEXAS-ARLINGTON, Spring 2004

Badder Road, THE DUNES REVIEW: LITERARY JOURNAL OF NORTHWESTERN LOWER MICHIGAN, Vol. 9, Issue 2, Winter 2004

Knuckle-Curve, NINE: A JOURNAL OF BASEBALL HISTORY AND CULTURE, Vol. 14, Issue 2, Spring 2006, available at http://works.bepress.com/matthew_fletcher/15/

Thinking About What I've Done, RED INK MAGAZINE, Vol. 13, Issue 2, Fall 2007

STONE BOATS (unpublished poetry manuscript)

CHMOOKMON PHOBIA (unpublished essay collection)

THE GIZZARD OF THE RUFFED GROUSE HANGS ALOFT (unpublished novel manuscript)

CONFERENCE INDIAN (unpublished essay collection)

WINDIGO KILLERS (unpublished graphic novel)

Snapping Turtle Goes to War, in TRICKSTER: NATIVE AMERICAN TALES, A GRAPHIC COLLECTION, 10TH ANNIVERSARY EDITION (Matt Dembicki, ed.) (Chicago Review Press 2021) (artist: Dale DeForest)

COVID 19 PLAGUE JOURNAL (unpublished comic collection)

Lone Wolf, in A HOWL: A COMIC ANTHOLOGY OF WOLVES, WEREWOLVES AND ROUGAROU
(Elizabeth LaPensée, ed.) (Native Realities Press 2022) (artist: Dale DeForest)

STICK HOUSES: STORIES (short story collection) (Michigan State University Press 2025)
* Finalist, 2017 Tillie Olsen Short Story Award