

A Fair Impartial Independent Judiciary

THE SOVEREIGNTY SYMPOSIUM XXVI

June 5 - 6
Skirvin Hotel
Oklahoma City, Oklahoma



The Sovereignty Symposium was established to provide a forum in which ideas concerning common legal issues could be exchanged in a scholarly, non-adversarial environment. The Supreme Court espouses no view on any of the issues, and the positions taken by the participants are not endorsed by the Supreme Court.

Stephen Mopope (Kiowa)

Flute Dance

Oklahoma Art in Public Places
The Oklahoma Judicial Center
Permanent Collection

Wednesday Morning

4.5 CLE credits / 1 ethics included
7:30 – 4:30 Registration Honors Lounge
8:00 – 8:30 Complimentary Continental Breakfast
10:30 – 10:45 Morning Coffee / Tea Break
12:00 – 1:00 Lunch on your own

8:30 – 5:30 **PANEL A: TRIBAL ECONOMIC DEVELOPMENT**

8:30 – 12:30 **INITIATIVES FOR ECONOMIC DEVELOPMENT**

Crystal Room
MODERATOR: DR. JAMES C. COLLARD, Director of Planning and Economic Development, Citizen Potawatomi Nation
DAVID WALTERS, President, Walters Power International, Governor of Oklahoma, 1990-1994
DEE ALEXANDER, Senior Advisor on Native American Affairs, United States Department of Commerce
JONNA KIRSCHNER, ESQ., Executive Director and General Counsel, Oklahoma Department of Commerce
ROY H. WILLIAMS, President and CEO, Greater Oklahoma City Chamber of Commerce
GEORGE LEE, Vice-President, Red Devil, Inc., Chair, Oklahoma Governor's International Team
JANIE HIPPI, ESQ., (*Chickasaw*), Director, Indigenous Food and Agriculture Initiative, University of Arkansas School of Law
TIM GATZ, Director of Capital Programs, Oklahoma Department of Transportation
JAY ADAMS, Tribal Liaison, Oklahoma Department of Transportation
GAVIN CLARKSON, (*Choctaw*), Professor of Law, University of Houston

8:30 – 12:30 **PANEL B: VETERANS**

8:30 – 10:45 **ISSUES FACING MILITARY MEMBERS PAST AND PRESENT**

Grand Ball Room B
CO-MODERATORS: W. KEITH RAPP, Judge, Oklahoma Court of Civil Appeals
RITA ARAGON, (*Choctaw / Cherokee*), Major General (ret.), Air Force National Guard, Oklahoma Secretary of Veterans Affairs
DEBORAH ANN REHEARD, ESQ., Past President (2011), Oklahoma Bar Association, Member, Judicial Nominating Commission, Executive Director, Pros4Vets
BRENT WRIGHT, (*Cherokee*), Colonel, Staff Judge Advocate, Oklahoma National Guard, 138th Fighter Wing [ANG] [ACC]
CURTIS ARNOLD, Colonel, Construction Facilities Manager, Oklahoma National Guard

10:45 – 12:30 **VETERANS AND DIVERSION COURT PROGRAMS – UNITED STATES DEPARTMENT OF VETERANS AFFAIRS**

Grand Ball Room B
MODERATOR: DOUGLAS COMBS, (*Muscogee Creek*), Justice, Oklahoma Supreme Court
JOSEPH DUDLEY, Veterans Justice Outreach Specialist, Oklahoma City Veterans Administration Medical Center
DEVAN BROTHERTON, Tulsa County Veterans Treatment Court Liaison/Readjustment Counselor, Jack C. Montgomery Veterans Administration Medical Center
CATHERINE BURTON, ESQ., Assistant District Attorney, Oklahoma County
PAULA WILLCOX, Veterans Justice Outreach Specialist

8:30 – 5:30 **PANEL C: A FAIR, IMPARTIAL, AND INDEPENDENT JUDICIARY**

8:30 – 12:30 **HISTORICAL ANALYSIS**

Centennial Ballroom
MODERATOR: PHILLIP LUJAN, (*Kiowa/Taos-Pueblo*), Presiding Judge, Citizen Potawatomi Nation Tribal Court
BRUCE FISHER, Administrative Programs Officer, Oklahoma Historical Society
TERRY WEST, ESQ., General Counsel, Oklahoma Council on Judicial Complaints
THOMAS S. WALKER, (*Wyandotte/Cherokee*), Appellate Magistrate of the Court of Indian Offenses for the Southern Plains Region of Tribes, District Judge, Retired, Brigadier General (ret.), Oklahoma National Guard
CATHY CHRISTENSEN, ESQ., Immediate Past President (2012), Oklahoma Bar Association

1:15 – 2:30 **OPENING CEREMONY AND KEYNOTE ADDRESS**

Grand Ball Room D-F
MASTER OF CEREMONIES – RUDOLPH HARGRAVE, Justice, Oklahoma Supreme Court, Retired
PRESENTATION OF FLAGS
HONOR GUARDS: Kiowa Black Leggings Society and Absentee Shawnee Veterans Association
DRUM: SOUTHERN NATION
CAMP CALL: GORDON YELLOWMAN, (*Cheyenne*), Chief, Council of the 44, Director, Cheyenne and Arapaho Tribes Language Program
INVOCATION: ROBERT E. HAYES, Jr., Bishop of the United Methodist Conference of Oklahoma
MARY FALLIN, Governor of Oklahoma
JAMES T. STUART, President, Oklahoma Bar Association
TOM COLBERT, Chief Justice, Oklahoma Supreme Court
WELCOME AND INTRODUCTION OF ASSOCIATE JUSTICE SANDRA DAY O'CONNOR
KEYNOTE: SANDRA DAY O'CONNOR, Associate Justice, Supreme Court of the United States, Retired
ADDRESS: TOM COLE, (*Chickasaw*), Congressman, United States House of Representatives, Oklahoma District Four
PRESENTATION OF AWARDS: YVONNE KAUGER, Justice, Oklahoma Supreme Court
HONOR AND MEMORIAL SONGS: SOUTHERN NATION
CLOSING PRAYER: WILLIAM WANTLAND, (*Seminole/Chickasaw/Choctaw*), Chief Justice, Seminole Nation Supreme Court, former Bishop of the Diocese of Eau Claire

Wednesday Afternoon
4.5 CLE credits / 1 ethics included
2:30 – 2:45 Tea / Cookie Break for all Panels

2:45 – 5:30 **PANEL A : TRIBAL ECONOMIC DEVELOPMENT (A Continuation of the Morning Panel)**

TRIBAL AND LOCAL GOVERNMENT COOPERATION

Crystal Room
MODERATOR: DR. JAMES C. COLLARD, Director of Planning and Economic Development, Citizen Potawatomi Nation
JOHN A. BARRETT, (*Citizen Potawatomi Nation*), Chairman, Citizen Potawatomi Nation
WALLACE COFFEY, (*Comanche*), Chairman, Comanche Nation of Oklahoma
JAY HANNAH, (*Cherokee*), Executive Vice President, Financial Services, BancFirst
WES MAINORD, Mayor, Shawnee, Oklahoma
CAROLYN STAGER, Executive Director, Oklahoma Municipal League
ANN M. FELTON, CEO, Central Oklahoma Habitat for Humanity
JOHN TYLER HAMMONS, (*Cherokee*), Former Mayor, Muskogee, Oklahoma
JUSTIN WOOD, State Representative, District 26, Oklahoma

2:45 – 5:30 **PANEL B: THE ESSENTIALS OF TRIBAL SELF-GOVERNMENT AND SOVEREIGNTY**

Grand Ballroom A-B
MODERATORS: JERRY GOODMAN, Judge, Oklahoma Court of Civil Appeals
ALEXANDER T. SKIBINE, (*Osage*), S.J. Quinney Professor of Law, S.J. Quinney College of Law, University of Utah
ROBERT J. MILLER, (*Eastern Shawnee*), Professor of Law, Lewis and Clark Law School
ELIZABETH A. KRONK, (*Sault Ste. Marie Tribe of Chippewa Indians*), Associate Professor of Law, University of Kansas School of Law, Director, Tribal Law and Government Center, Affiliated Professor, Indigenous Studies
GEORGE T. SKIBINE, ESQ., (*Osage*), SNR Denton
LINDSAY ROBERTSON, Professor of Law, University of Oklahoma College of Law, Faculty Director, American Indian Law and Policy Center, and Associate Director, Inter-American Center for Law and Culture
CHAD SMITH, ESQ., (*Cherokee*), Chad Smith Consulting, Principal Chief of the Cherokee Nation of Oklahoma, 1999-2011
JOSE FRANCISCO CALI TZAY, (*Myan Caqchikel*), 2013 Fellow in Comparative and Indigenous Peoples Law, University of Oklahoma College of Law

2:45 – 5:30 **PANEL C: A FAIR, IMPARTIAL, AND INDEPENDENT JUDICIARY (A Continuation of the Morning Panel)**

MODERATOR: PHILLIP LUJAN, (*Kiowa/Taos-Pueblo*), Presiding Judge, Citizen Potawatomi Nation Tribal Court

2:45 – 3:15 **ETHICS ADDRESS**

JOHN REIF, Vice-Chief Justice, Oklahoma Supreme Court

3:15 – 4:45 **THE JUDICIAL NOMINATING COMMISSION AND JUDICIAL RETENTION**

Centennial Ballroom
CO-MODERATOR: DEBORAH REHEARD, ESQ., Past President (2011), Oklahoma Bar Association, Member, Judicial Nominating Commission
DAVID HILL, Kimray Cooperation, Former Member, Oklahoma Judicial Nominating Commission
BARRY SWITZER, Former Member, Oklahoma Judicial Nominating Commission
JENNY DUNNING, Oklahoma Judicial Nominating Commission
HEATHER BURRAGE, ESQ., Chairperson, Oklahoma Judicial Nominating Commission
WILLIAM P. BOWDEN, Major General (ret.), United States Air Force

3:30 – 4:30 **BOOK SIGNING CHADWICK CORNTASSEL SMITH**
LEADERSHIP LESSONS FROM THE CHEROKEE NATION: LESSONS FROM ALL I OBSERVE

4:45 – 5:30 **CONVERSATION**

SANDRA DAY O’CONNOR, Associate Justice, Supreme Court of the United States, Retired
ROBERT HENRY, President, Oklahoma City University

2:45 – 5:30 **PANEL D: TRUTH AND RECONCILIATION**

Grand Ballroom C
MODERATOR: NOMA GURICH, Justice, Oklahoma Supreme Court
ROBERT E. HAYES, JR., Bishop of the United Methodist Conference of Oklahoma
DR. DAVID WILSON, (*Choctaw*) United Methodist Conference Superintendent, Oklahoma Indian Missionary Conference
GORDON YELLOWMAN, (*Cheyenne*), Chief, Council of the 44, Director, Cheyenne and Arapaho Tribes Language Program
C. BLUE CLARK, (*Muscogee Creek*), Professor of History, Native American Legal Research Center, Oklahoma City University
HARVEY PRATT, (*Cheyenne*), Chief, Council of the 44, Oklahoma State Bureau of Investigation

6:30 **RECEPTION – UNVEILING OF THE PAINTING HONORING ASSOCIATE JUSTICE SANDRA DAY O’CONNOR BY THOMPSON WILLIAMS**
Oklahoma Judicial Center – 2100 North Lincoln Boulevard

Thursday Morning

4 CLE credits / 1 ethics included

7:30 – 4:30 Registration Honors Lounge

8:00 – 8:30 Complimentary Continental Breakfast

10:30 – 10:45 Morning Coffee / Tea Break

8:30 – 12:00 **PANEL A: GAMING**
CO-MODERATORS: MATTHEW MORGAN, (*Chickasaw*), Gaming Commissioner, Chickasaw Nation
NANCY GREEN, ESQ., (*Choctaw*), Green Law Firm

8:30 – 9:15 **REMARKS**

Grand Ballroom D-E

TRACIE STEVENS, (*Tulalip*), Chair, National Indian Gaming Commission
RICHARD FRIAS, (*Chiricahua Apache*), Legislative Director, National Indian Gaming Association

9:15 – 10:30 **COMPACT NEGOTIATIONS AND OKLAHOMA ISSUES UPDATE**

STEVEN MULLINS, ESQ., General Counsel, Office of Governor Mary Fallin
JEFFREY CARTMELL, ESQ., Deputy General Counsel, Office of Governor Mary Fallin
BRIAN FOSTER, (*Choctaw*), Chairman, Oklahoma Indian Gaming Commission

10:45 – 12:00 **TRIBAL/STATE OF OKLAHOMA RELATIONSHIP – FEES AND TAXES, PROCEDURES, IMPACT OF GAMING DEVELOPMENT**

WILLIAM NORMAN, ESQ., (*Muscogee Creek*), Hobbs Straus, Dean and Walker
GARY PITCHLYNN, ESQ., (*Choctaw*), Pitchlynn Law Firm
DEAN LUTHEY, ESQ., Gable Gotwals, General Counsel Oklahoma Indian Gaming Association

10:30 – 11:30 **BOOK SIGNING ASSOCIATE JUSTICE SANDRA DAY O’CONNOR**
OUT OF ORDER: STORIES FROM THE HISTORY OF THE SUPREME COURT

8:30 – 12:30 **PANEL B: CRIMINAL LAW/CROSS DEPUTIZATION**

Grand Ballroom A-B

MODERATOR: SANFORD C. COATS, ESQ., United States Attorney, Western District of Oklahoma
ARVO MIKKANEN, ESQ., (*Kiowa/Comanche*), Assistant U.S. Attorney, Western District of Oklahoma
KURT G. GLASSCO, District Judge, District Court of Tulsa County
DAVID LEWIS, Chief Judge, Oklahoma Court of Criminal Appeals
JACQUE SECONDINE HENSLEY, (*Kaw*), Native American Liaison, Office of Governor Mary Fallin

8:30 – 12:00 **PANEL C: TRIBAL LANGUAGE PRESERVATION IN THE TWENTY-FIRST CENTURY**

Crystal Room

MODERATOR: CHARLES TATE, (*Chickasaw*), Supreme Court Justice for the Kickapoo Tribe of Oklahoma, former Special Judge, District Court of Carter County
BLAKE WADE, Chief Executive Officer, The American Indian Cultural Center and Museum, President, Oklahoma Business Roundtable
JEROD IMPICHCHAACHA’ TATE, (*Chickasaw*), Composer and Composer-in-Residence for the Chickasaw Summer Arts Academy
CHIEF GORDON YELLOWMAN, (*Cheyenne*), Director, Cheyenne and Arapaho Tribes Language Program, Council of the 44
GREG BIGLER, (*Yuchi*), District Judge, Muscogee-Creek Nation
HOLLY DAVIS, (*Cherokee*), Cherokee Immersion Charter School
VON ROYAL, Executive Director, One-Net

8:30 – 12:00 **PANEL D: THE STATUS OF TRUST ISSUES IN THE WAKE OF JUDICIAL DECISIONS**

Centennial Ballroom

CO-MODERATORS: JOHN REIF, Vice-Chief Justice, Oklahoma Supreme Court
LEAH HARJO WARE, ESQ., (*Muscogee Creek*)
STACY LEEDS, (*Cherokee*), Dean, University of Arkansas School of Law, Commissioner, United States Trust Commission
MICHAEL SMITH, Deputy Bureau Director, Field Operations, United States Department of the Interior, Bureau of Indian Affairs
JIM JAMES, Deputy Director of Field Operations, United States Department of the Interior, Office of Special Trustee for American Indians
DAVID SMITH, ESQ., Kilpatrick, Townsend and Stockton
MELODY MCCOY, ESQ., (*Cherokee*), Native American Rights Fund
WILLIAM RICE, (*United Keetoowah Band of Cherokee*), Associate Professor of Law, University of Tulsa College of Law
COLLINE KEELY, (*Comanche*), Oklahoma Indian Legal Services, Inc.

Thursday Afternoon

4 CLE credits / 0 ethics included

3:30 – 3:45 Tea / Cookie Break for all Panels

1:30 – 3:30

PANEL A: GAMING (A Continuation of the Morning Panel)

CO-MODERATORS: MATTHEW MORGAN, (*Chickasaw*), Gaming Commissioner, Chickasaw Nation
NANCY GREEN, ESQ., (*Choctaw*), Green Law Firm

1:30 – 3:30

SOVEREIGNTY ISSUES AND INTERNET GAMING

JURISDICTION, OFF RESERVATION, ECONOMIC ANALYSIS, SOCIAL GAMING, STRATEGIES

RICHARD FRIAS, (*Chiricahua Apache*), Legislative Director, National Indian Gaming Association

JAMIE HUMMINGBIRD, (*Cherokee*), Cherokee Nation Gaming Commission, Director and Chairman of the National Tribal Gaming Commission Regulators

D. MICHAEL MCBRIDE, III, ESQ., Crowe & Dunlevy

DEAN LUTHEY, ESQ., Gable Gotwals, General Counsel Oklahoma Indian Gaming Association

RICHARD J. GRELLNER, ESQ.

3:45 – 5:00

LAND INTO TRUST AND OTHER REGULATORY ISSUES

CARCIERI, ROLES OF NIGC AND BIA, COMPETING INTERESTS, TAXATION ISSUES, NIGC UPDATE

TRACIE STEVENS, (*Tulalip*), Chair, National Indian Gaming Commission

SHEILA MORAGO, (*Gila River*), Executive Director, Oklahoma Indian Gaming Association

ELIZABETH HOMER, ESQ. (*Osage*), Homer Law

GARY PITCHLYNN, ESQ. (*Choctaw*), Pitchlynn Law Firm

WILLIAM NORMAN, ESQ., (*Muscogee Creek*), Hobbs Straus, Dean and Walker

1:30 – 5:00

PANEL B: THE ICWA AND OTHER CHILDREN'S ISSUES

MODERATOR: JOHN FISCHER, Judge, Oklahoma Court of Civil Appeals

STEVEN HAGER, ESQ., Oklahoma Indian Legal Services

SUE TATE, Court Improvement Project Coordinator, Oklahoma Administrative Office of The Courts

SUSAN WORK, ESQ., Assistant Attorney General, Cherokee Nation of Oklahoma

ANASTASIA PITTMAN, (*Seminole*), Representative, Oklahoma House of Representatives

CASEY ROSS-PETHERICK, (*Cherokee*), Visiting Clinical Professor, American Indian Wills Clinic, Oklahoma City University

RITA HART, (*Choctaw/Jicarilla Apache*), OKDHS Tribal Program Manager

1:30 – 5:00

PANEL C: THE TRIBAL LAW AND ORDER ACT-THE HOPI PERSPECTIVE

MODERATOR: DAVID LEWIS, Chief Judge, Oklahoma Court of Criminal Appeals

LEROY SHINGOITewa, (*Hopi*), Chairman, Hopi Tribe, Kykotsmovi, Arizona

JILL ENGEL, ESQ., Chief Prosecutor, Hopi Tribe, Kykotsmovi, Arizona

ROBERT J. LYTTLE, ESQ., General Counsel, Hopi Tribe, Kykotsmovi, Arizona

MARILYN TEWA, (*Hopi*), Mishongnovi Village Representative, Kykotsmovi, Arizona

MERVYN YOYETewa, (*Hopi*), Mishongnovi Village Representative, Kykotsmovi, Arizona

JOHN TUCHI, ESQ., Chief Assistant United States Attorney, Phoenix, Arizona

JEFF DAVIS, Executive Director, Indian Law and Order, Assistant United States Attorney, State of Michigan

1:30 – 5:00

PANEL D: DEPARTMENT OF THE INTERIOR SECRETARIAL COMMISSION ON INDIAN TRUST ADMINISTRATION AND REFORM

The five-member Secretarial Commission will share its drafts recommendations regarding trust management and administration, and invite feedback from attendees.

MODERATOR: STACY LEEDS, (*Cherokee*), Dean, University of Arkansas School of Law, Commissioner, United States Trust Commission

DR. PETERSON ZAH, (*Diné/Navajo*), Last Chairman of the Navajo Tribal Council, First Elected President of the Navajo Nation

TEX G. HALL, (*Mandan, Hidatsa, and Arikara Nation*), Chairman, Three Affiliated Tribes, Past President of the National Congress of American Indians, Chairman of the Inter Tribal Economic Alliance, Chairman of the Great Plains Tribal Chairmen's Association

ROBERT ANDERSON, (*Minnesota Chippewa Tribe Bois Forte Band*), Professor of Law and Director of the Native American Law Center at the University of Washington, Oneida Nation Visiting Professor of Law, Harvard Law School

LIZZIE MARSTERS, Chief of Staff, Deputy Secretary of the Interior

JEFFERSON KEEL, (*Chickasaw*), Lt. Governor, Chickasaw Nation, President, National Congress of the American Indians

JODI GILLETTE, (*Standing Rock Sioux*), White House Senior Policy Advisor on Native American Affairs

A MEETING OF THE DEPARTMENT OF THE INTERIOR SECRETARIAL COMMISSION ON INDIAN TRUST ADMINISTRATION AND REFORM WILL BE HELD AT THE COURTYARD MARRIOTT DOWNTOWN, 2 WEST RENO AVENUE, OKLAHOMA CITY, OKLAHOMA ON JUNE 7, 2013 AT 8:30 A.M.

Commission Meetings are open to the public and information about meetings is posted to:
<http://www.doi.gov/cobell/commission/index.cfm>

A Fair Impartial Independent Judiciary

THE SOVEREIGNTY SYMPOSIUM XXVI

June 5 - 6, 2013

Oklahoma City, Oklahoma

Registration Form

Name: _____ Occupation: _____

Address: _____

City _____ State _____ Zipcode _____

Billing Address if different from above: _____

City _____ State _____ Zipcode _____

Nametag should read: _____ Other: _____

Email Address: _____

Telephone: Office: (____) _____ Cell: (____) _____ Fax: (____) _____

Tribal Affiliation (if applicable): _____

If Bar Association Member: Bar # _____ State _____

17 hours of CLE credit for lawyers will be awarded, including 3 hours of ethics.

# of Persons	Registration Fee	Amount Enclosed
	\$250.00 (\$275.00 if postmarked after May 15, 2013)	
	\$150.00 June 6, 2013 only	
	Total Amount	

We ask that you register online at www.thesovereigntysymposium.com. This site also provides hotel registration information and a detailed agenda. For hotel registration please contact the Skirvin-Hilton Hotel at 1-405-272-3040. If you wish to register by paper, please mail this form to:

THE SOVEREIGNTY SYMPOSIUM, Inc.

The Oklahoma Judicial Center
2100 North Lincoln Boulevard, Suite 1
Oklahoma City, Oklahoma 73105-4914
www.thesovereigntysymposium.com

Presented By

The Oklahoma Supreme Court

The Oklahoma Bar Association
Indian Law Section
The University of Tulsa College of Law

The University of Oklahoma College of Law
Oklahoma City University School of Law
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