

TURTLE TALK

Matthew L.M. Fletcher

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Turtle Talk

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MATTHEW L.M. FLETCHER | WENONA T. SINGEL | KATHRYN E. FORT



BY MATTHEW L.M. FLETCHER | MARCH 14, 2013 · 11:11 AM | EDIT

Conner & Taggart on the Impact of Gaming on Indian Nations Nationally

Thaddieus W. Conner and William A. Taggart have published "[Assessing the Impact of Indian Gaming on American Indian Nations: Is the House Winning?](#)" in Social Science Quarterly. Send me [an email](#) if you need a copy.

Top Posts

- Federal Court Dismisses Pala Band Membership Claims On Sovereign Immunity Grounds
- Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (!?!)
- Table Mountain Rancheria Prevails In Membership Dispute Before The Ninth Circuit

2:21 PM 3/14/2013

Wenona Singel


Firefox | San Diego State Indian Law Conferen... | UW Indigenous Law Student Associat... | turtle talk supreme court sketch - Go... | Sixth Circuit Vacates Injunction again... | +

turtletalk.wordpress.com/2012/11/30/san-diego-state-indian-law-conference-highlights/ | bay mills vanderbilt


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Wenona giving her talk, "From Power Politics to Legal Duties: The Anatomy of Tribal-State Relations."



The honoring of Linda Lockear:



TurtleTalk @ Vimeo

- Defending Cultural and Intellectual Property Rights June 30, 2010

- Anaemia
- Alaska Indigenous
- American Indian Law Forum
- American Indians in Children's Literature
- Arizona State Indian Law Program Blog
- Dissenting Justice
- Falmouth Institute/American Indian Report Blog
- First Peoples Initiative Blog
- Goodfox
- Grave Injustice
- Indian Gaming Now
- Indigenous Nationhood
- International Repatriation
- Last Real Indians
- Law at the End of the Day
- Legal History Blog
- Legal Planet
- Legal Scholarship Blog
- Legal Theory Blog
- Mackinaw Bands Blog
- MSU Law Spartan bLAWg
- NARF News

3:19 PM 3/14/2013

Policy Center Legacy

Firefox

Tribal Gaming Per Cap Payments Ma... UW Indigenous Law Student Associat... turtle talk supreme court sketch - Go... MSU Indigenous Law and Policy Cent...

Back Forward Home

turtletalk.wordpress.com/2012/10/05/msu-indigenous-law-and-policy-center-fellows/ kathryn fort

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New Post Matthew

[Jump to Comments](#)

MSU Indigenous Law and Policy Center Fellows

Past, present, and future (Victoria Hatch, Kate Fort, Ken Akini, and Elaine Barr). We're missing Alicia Ivory & Peter Vicaire, but they know we're thinking about them.



- Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (?!?)
- Table Mountain Rancheria Prevails In Membership Dispute Before The Ninth Circuit
- Advanced Topics in Indian Law: ICWA (Spring 2013)
- Sen. Feinstein Introduces Tribal Gaming Eligibility Act

MSU ILPC Current Events

- 2013 Spring Speakers Series
- TurtleTalk T-Shirts

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3:24 PM 3/14/2013

Indian Country Today Profile

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the-turtle-talks.pdf (application/pdf ...)

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turtletalk.files.wordpress.com/2011/03/the-turtle-talks.pdf

turtle talk supreme court oral argument

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38 BOOKSHELF

The Turtle Talks

Indian law expert and Turtle Talk blogger Matthew Fletcher gives ICTMN the backstory on his tribal law tome

BY GALE COUREY TOENSING

The first legal casebook dedicated entirely to tribal law is the fruit of seven years of work by Dr. Matthew L.M. Fletcher, an associate professor of law and director of the Indigenous Law and Policy Center at Michigan State University College of Law. *American Indian Tribal Law*, recently published by Aspen, is an 864-page volume that traces the development of tribal justice systems from the pre-contact era through colonization and

salt because anthropologists weren't the greatest scholars around. I couldn't really spend a lot of time on it until after I got tenure because I needed to write and publish a lot of stuff. Then once I had all the material selected it sort of wrote itself, which was nice.

In the chapter on constitutions, you note that the Interior secretary has to approve tribal constitutions. Isn't there a contradiction in having the secretary approve the constitutions of sovereign nations?

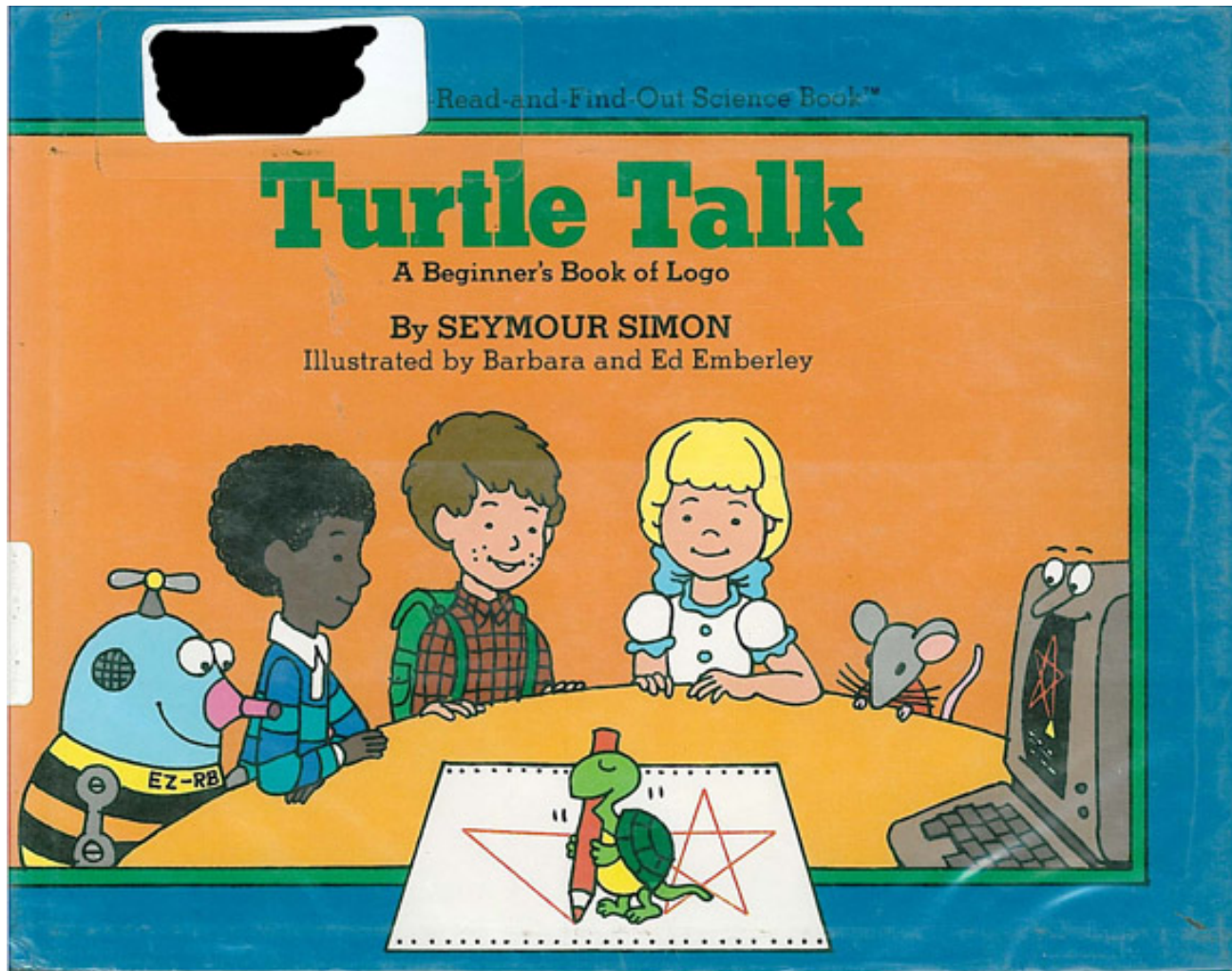
process, and the tribal constitution becomes more indigenous, more Indian.

What kind of impact will the Tribal Law and Order Act have on tribal judicial systems?

I think you'll see tribes that want to expand their ability to prosecute and sentence people looking more like federal courts because there will be more federal court review of their convictions. It's a good thing in terms of tribes' trying to take a bit more control over their reservations, especially in the context of how much crime is going on there and the

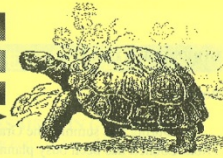
3:50 PM
3/14/2013

Origins of Turtle Talk?



No ... this.

TURTLE TALK



Volume 2 Number 9

A Publication by the Grand Rapids Inter-Tribal Council

September 1992

TO HONOR CHILDREN: Traditional Parenting

This article speaks to the environment in which Indian children were traditionally raised within the extended family system. The parenting method of honoring children has been used by generations of Indian families. The basic belief is that when parents honor their children, they will rear children who will be respectful, wise, and honorable adults. Honoring children is done by giving praise, encouragement, and affirmations about positive behavior.

There are many aspects to traditional parenting teachings,

practices and beliefs, including the Medicine Wheel, extended family and clan systems, storytelling, vision quests and honoring children. Children need and desire the warmth, concern and encouragement that parents, grandparents, aunts and uncles, brothers and sisters can give them. This type of nurturing and guidance was the "planting of good seeds" within the child to direct their thoughts and actions.

When an Indian woman discovered she was carrying a child within her, she would

actively engage in song and conversations with the yet unborn child, to touch with words and intent. This was to ensure the infant knew it was welcome, and a foundation was made for planting the seeds of love and respect.

It was assumed the child possessed the qualities to develop into a worthwhile individual. Because a child was considered a gift from the Creator, the caretakers had the responsibility to return to the Creator an individual who respected him- or herself and others. Children knew they were the center of existence for all family members. They were honored by celebrations and feasts given by relatives, leaving no doubt as to their worth and value. Indian parents knew they could encourage good behavior by acknowledging those traits that would be helpful as the child grew into adulthood.

Excerpt from an article by D. Subia Bigfoot, PhD.



A PEEK INSIDE

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Artwork

Firefox

ILPC Artwork | Turtle Talk

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turtletalk.wordpress.com/indigenous-law-program/ilpc-artwork/

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ILPC Artwork

The art we use on Turtle Talk is from a painting called "The Seeds Are Planted" by [Zoey Wood-Salomon](#). In 2007 we asked Zoey to do two paintings for us, one to use for the Center generally and another for our 4th annual conference.



by Zoey Wood-Salomon

Ever since then, we've tried to use original Native art for our programs and posters:

Top Posts

- [Federal Court Dismisses Pala Band Membership Claims On Sovereign Immunity Grounds](#)
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- [Advanced Topics in Indian Law: ICWA \(Spring 2013\)](#)
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First Post

Firefox Michigan Inland Treaty Rights Settle... UW Indigenous Law Student Associat... How do I create a screenshot of my p...

turtletalk.wordpress.com/2007/09/28/michigan-inland-treaty-rights-settlement/ wisconsin law isla

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BY MATTHEW L.M. FLETCHER | SEPTEMBER 28, 2007 · 12:50 PM | EDIT

↓ Jump to Comments

Michigan Inland Treaty Rights Settlement

The big news in Michigan Indian Country is the settlement after three years of negotiation of the biggest question left open in the United States v. Michigan litigation — inland hunting and fishing rights.

Links to news reports/press releases are [here](#) and [here](#). The Sault Tribe is holding a [referendum](#). One interesting question is whether the other four tribes (Grand Traverse Band, Bay Mills, Little Traverse, and Little River) will be bound by the consent decree if Sault Tribe votes to reject it. Hopefully, that question won't come up.

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Like this: ★ Like

Be the first to like this.

Filed under [Inland Hunting and Fishing](#), [Michigan Indian](#), [News](#) 2 Comments

Tagged as [chippewa](#), [fishing](#), [hunting](#), [indian tribes](#), [ottawa](#), [treaty rights](#)

Top Posts

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- Ahalenia

turtletalk.wordpress.com/2007/09/27/boozhoo/

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What We're Known For....

The screenshot shows a Firefox browser window with multiple tabs open. The active tab is a WordPress blog post from 'turtletalk.wordpress.com' dated March 5, 2013. The post is by Matthew L.M. Fletcher and is titled 'Federal Court Enjoins Sault Tribe from Seeking Trust Acquisition for Lansing Casino Property'. The post content includes a link to news coverage, a link to the opinion, a link to the DCT Order Granting Injunction, and a link to briefs. There are social media sharing buttons for Print, Email, Facebook, and Twitter. A comment section is visible at the bottom of the post, showing one comment from 'Author: Matthew L.M. Fletcher, fee to'. The right sidebar contains a 'Top Posts' section with five links, an 'MSU ILPC Current Events' section with two links, a 'Contributors' section with a list of names, an 'Email Subscription' section with a 'Sign me up!' button, and a 'Blogroll' section with three links. The bottom of the browser window shows the Windows taskbar with various icons and the system clock indicating 3:10 PM on 3/14/2013.

Firefox

Federal Court Enjoins Sault Tribe from... x UW Indigenous Law Student Associat... x turtle talk supreme court sketch - Go... x TaxProf Blog: Blog Rankings x

turtletalk.wordpress.com/2013/03/05/federal-court-enjoins-sault-tribe-from-seeking-trust-acquisition-for-lansing-casino-property/

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Turtle Talk Follow Like Reblog

BY MATTHEW L.M. FLETCHER | MARCH 5, 2013 · 9:45 PM | EDIT

↓ Jump to Comments

Federal Court Enjoins Sault Tribe from Seeking Trust Acquisition for Lansing Casino Property

News coverage [here](#).

[Link to opinion here](#).

[DCT Order Granting Injunction](#)

Briefs [here](#).

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One blogger likes this.

Filed under [Author: Matthew L.M. Fletcher, fee to](#) [trust, gaming, IGRA, Michigan Indian, News, Research, sovereign immunity, Uncategorized](#)

Tagged as [proposed Lansing casino, Sault Tribe, State of Michigan v. Sault Ste. Marie Tribe of Chippewa Indians, Western District of Michigan](#)

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And, as Bernard Would Say....

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turtletalk.wordpress.com/2012/08/15/sixth-circuit-vacates-injunction-against-bay-mills-vanderbilt-casino/ | bay mills vanderbilt

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WordPress | Turtle Talk | Follow | Like | Reblog | New Post | Matthew

Guess they can take this sign down now:

Print | Email | Facebook 7 | Twitter 3 | More

Like this: ★ Like

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Filed under Author: Matthew L.M. Fletcher, gaming, IGRA, Michigan Indian, Research, sovereign immunity | 2 Comments

Tagged as BMIC Vanderbilt Casino, Little Traverse Bay Bands of Odawa

- Goodfox
- Grave Injustice
- Indian Gaming Now
- Indigenous Nationhood
- International Repatriation
- Last Real Indians
- Law at the End of the Day
- Legal History Blog
- Legal Planet
- Legal Scholarship Blog
- Legal Theory Blog
- Mackinaw Bands Blog
- MSU Law Spartan bLAWg
- NARF News
- National Indian Law Library Blog
- Native America Discovered Blog
- Native American Law Blog
- Native American Legal Update
- Native Appropriations
- Ojibwire
- Progressive Liberty Blog
- Property Law Developments — Joseph Singer

3:13 PM 3/14/2013

Finding Law Briefs?



Old Timey Legal Research



Indian Law Supreme Court Practice

Nos. 10-1404, 10-1420

IN THE
Supreme Court of the United States

UNITED STATES OF AMERICA,
Petitioner,

v.

STATE OF NEW YORK, et al.

ONEIDA INDIAN NATION OF NEW YORK, ONEIDA
TRIBE OF INDIANS OF WISCONSIN, ONEIDA OF
THE THAMES,
Petitioners,

v.

COUNTY OF ONEIDA, COUNTY OF MADISON, STATE
OF NEW YORK,
Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT


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IN SUPPORT OF PETITIONERS**

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Supreme Court, U.S.
FILED
JUN 15 2011
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What about tribal law?



FIG. 1. — PAINTING ON A BOWLDER NEAR SPENCES BRIDGE. 1, 2, Crossings of trails; 3, 4, Fir-branches; 5, Girl's lodge, and fir-branches hanging down from roof; 6, 7, 8, Crossings of trails; 9, 10, Fir-branches; 11, Roof of girl's lodge with fir-branches hanging down; 12, Snake; 13, Sacrifices put up at crossing of trails; 14, Unfinished basketry; 15, Crossing of trails; 16, Two trenches; 17, Fir-branch; 18, Unfinished basketry; 19, Dog; 20, 21, Fir-branches; 22, Dog; 23, Unfinished basketry; 24, Fir-branch; 25, Crossing of trails and fir-branch put up as a sacrifice; 26, Unfinished basketry; 27, 28, Fir-branches. (See Bull. Am. Mus. Nat. Hist., VIII, pp. 227-230.)

Policy Center Events

The screenshot shows a Firefox browser window with multiple tabs open. The active tab is 'Indigenous Law Program Events | TurtleTalk'. The address bar shows the URL 'turtletalk.wordpress.com/indigenous-law-program/indigenous-law-program-events/'. The page header includes a search bar and a 'New Post' button. The main content area is titled 'Indigenous Law Program Events' and lists several annual conferences and speaker series. On the right, there are sections for 'Top Posts' and 'MSU ILPC Current Events'. At the bottom right, there is a 'Contributors' list, an 'Email Subscription' form, and a 'Blogroll' section. The Windows taskbar at the bottom shows the date as 3/14/2013 and the time as 2:48 PM.

Firefox ▾ Indigenous Law Program Events | Tur... x UW Indigenous Law Student Associat... x turtle talk supreme court sketch - Go... x TaxProf Blog: Blog Rankings x + - [] x

turtletalk.wordpress.com/indigenous-law-program/indigenous-law-program-events/ ☆ ▾ C [8] ▾ Law Prof Blog Traffic Rankings 🔍 🏠

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New Post ☆ Matthew 🔍

Indigenous Law Program Events

Annual Indigenous Law Conferences

[2012 Michigan State Law Review Conference: A Symposium on Wenona Singel's "Indian Tribes and Human Rights Accountability"](#)

[2012 Indigenous Law Conference: Off-Reservation Gaming in Michigan — A New Gamble](#)

[2011 Indigenous Law Conference: Beyond the Tribal Law and Order Act](#)

[2010 Indigenous Law Conference: Persuasion and Ideology](#)

[2009 Indigenous Law Conference: Global Perspectives on Indigenous Rights](#)

[2008 Indigenous Law Conference: Forty Years of the Indian Civil Rights Act](#)

[2008 EAGLE-MSU Conference: American Indian Identity Conference](#)

[2007 Indigenous Law Conference: Law and Literature](#)

Spring Speaker Series

[2013 Spring Speaker Series](#)

[2012 Spring Speakers Series](#)

[2011 Spring Speakers Series](#)

[2010 Spring Speaker Series](#)

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Windows Taskbar: [Icons] 2:48 PM 3/14/2013

Fletcher Class Materials

The screenshot shows a web browser window displaying the TurtleTalk WordPress blog. The browser's address bar shows the URL turtletalk.wordpress.com/matthew-lm-fletcher/. The browser's tab bar includes several open tabs: "Matthew L.M. Fletcher | Turtle Talk", "UW Indigenous Law Student Associat...", "turtletalk supreme court sketch - Go...", and "TaxProf Blog: Blog Rankings". The browser's toolbar shows various icons for navigation and search. The blog's header features the "Turtle Talk" logo, a "Follow" button, a "Like" button, and a "New Post" button. The main content area is divided into several sections: "Class Materials (Current)" with links to "Lawyers & Ethics (Fall 2012)", "Foundations of Law (Fall 2012)", "Class Materials (Archived)", "Advanced Topics in Indian Law: Tribal Law and Economics (Spring 2012)", "Center Class (Spring 2012)", "Lawyers & Ethics (Fall 2011)", "Foundations of Law (Immersion Program 2011)", "Federal Indian Law (Winter 2011, Univ. of Michigan Law School)", "Advanced Topics in Indian Law: American Indian Tribal Law (Spring 2011)", "Center Class (Fall 2010)", "Federal Law and Indian Tribes (Fall 2010)", and "PLSI Indian Law (Summer 2010-Class Materials)". The right sidebar contains sections for "Contributors" (listing Matthew L.M. Fletcher, Wenona T. Singel, Kathryn E. Fort, Ann Tweedy, Andrew Adams III, Kirsten Carlson, Matt Campbell, Trent Crable, Zeke Fletcher, Adrea Korthase, Bryan Newland, Nick Reo, Mary Shomin, and Peter Vicaire), "Email Subscription" (with a "Sign me up!" button), and "Blogroll" (listing Agindaasowigamig: Leech Lake Tribal College Blog, Ahalenia, Alaska Indigenous, American Indian Law Forum, American Indians in Children's Literature, and Arizona State Indian Law). The bottom of the browser window shows the Windows taskbar with icons for the Start button, Internet Explorer, Firefox, and other applications, along with the system clock showing 2:47 PM on 3/14/2013.

Firefox

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[Foundations of Law \(Fall 2012\)](#)

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[Advanced Topics in Indian Law: Tribal Law and Economics \(Spring 2012\)](#)

[Center Class \(Spring 2012\)](#)

[Lawyers & Ethics \(Fall 2011\)](#)

[Foundations of Law \(Immersion Program 2011\)](#)

[Federal Indian Law \(Winter 2011, Univ. of Michigan Law School\)](#)

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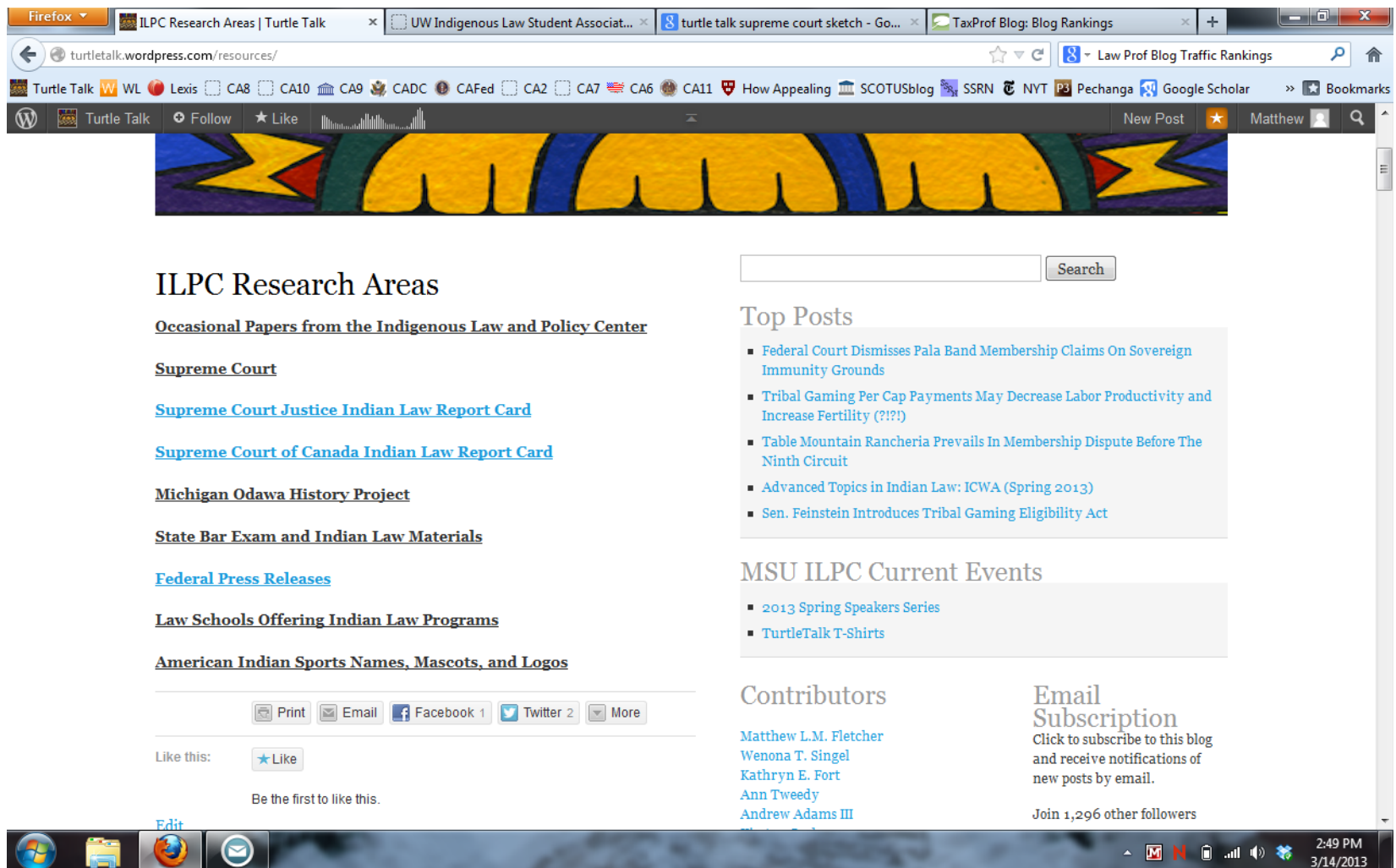
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- Arizona State Indian Law

Policy Center Research Areas



The screenshot shows a web browser window with multiple tabs. The active tab is 'ILPC Research Areas | Turtle Talk'. The address bar shows the URL 'turtletalk.wordpress.com/resources/'. The page features a colorful banner with a stylized yellow and blue pattern. Below the banner, the main content area is titled 'ILPC Research Areas' and lists several research topics: 'Occasional Papers from the Indigenous Law and Policy Center', 'Supreme Court', 'Supreme Court Justice Indian Law Report Card', 'Supreme Court of Canada Indian Law Report Card', 'Michigan Odawa History Project', 'State Bar Exam and Indian Law Materials', 'Federal Press Releases', 'Law Schools Offering Indian Law Programs', and 'American Indian Sports Names, Mascots, and Logos'. To the right, there is a 'Top Posts' section with a list of articles, including 'Federal Court Dismisses Pala Band Membership Claims On Sovereign Immunity Grounds'. Below the 'Top Posts' section is the 'MSU ILPC Current Events' section, which lists '2013 Spring Speakers Series' and 'TurtleTalk T-Shirts'. At the bottom right, there is a 'Contributors' section listing names like Matthew L.M. Fletcher and Wenona T. Singel, and an 'Email Subscription' section with a 'Click to subscribe' button. The browser's status bar at the bottom shows the time as 2:49 PM on 3/14/2013.

Firefox | ILPC Research Areas | Turtle Talk | UW Indigenous Law Student Associat... | turtle talk supreme court sketch - Go... | TaxProf Blog: Blog Rankings

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Turtle Talk | Follow | Like | New Post | Matthew

ILPC Research Areas

Occasional Papers from the Indigenous Law and Policy Center

Supreme Court

Supreme Court Justice Indian Law Report Card

Supreme Court of Canada Indian Law Report Card

Michigan Odawa History Project

State Bar Exam and Indian Law Materials

Federal Press Releases

Law Schools Offering Indian Law Programs

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- Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (?!?)
- Table Mountain Rancheria Prevails In Membership Dispute Before The Ninth Circuit
- Advanced Topics in Indian Law: ICWA (Spring 2013)
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- TurtleTalk T-Shirts

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Kathryn E. Fort
Ann Tweedy
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Shameless Self-Promotion

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turtletalk.wordpress.com/matthew-lm-fletcher/american-indian-tribal-law/ | Law Prof Blog Traffic Rankings

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American Indian Tribal Law

American Indian Tribal Law

Available [here](#). Companion site [here](#).

SSRN posting with introduction, table of contents, table of cases and index [here](#).

[Indian Country Today profile here](#).

American Indian Tribal Law is an engaging narrative text that examines the development of tribal justice systems from pre-contact, through colonization, and into our modern era of self-government. A unique offering in its field, **American Indian Tribal Law** describes modern tribal government activities and explores how disputes are resolved within American Indian nations.

For courses or seminars on American Indian Law or Tribal Governments, this text features:

- a survey of over 300 tribal courts nationwide and over 565 Indian tribes, each following their own law
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 - the Cherokee Freedmen citizenship disputes
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- a comprehensive **Teacher's Manual** with sample syllabi



Top Posts

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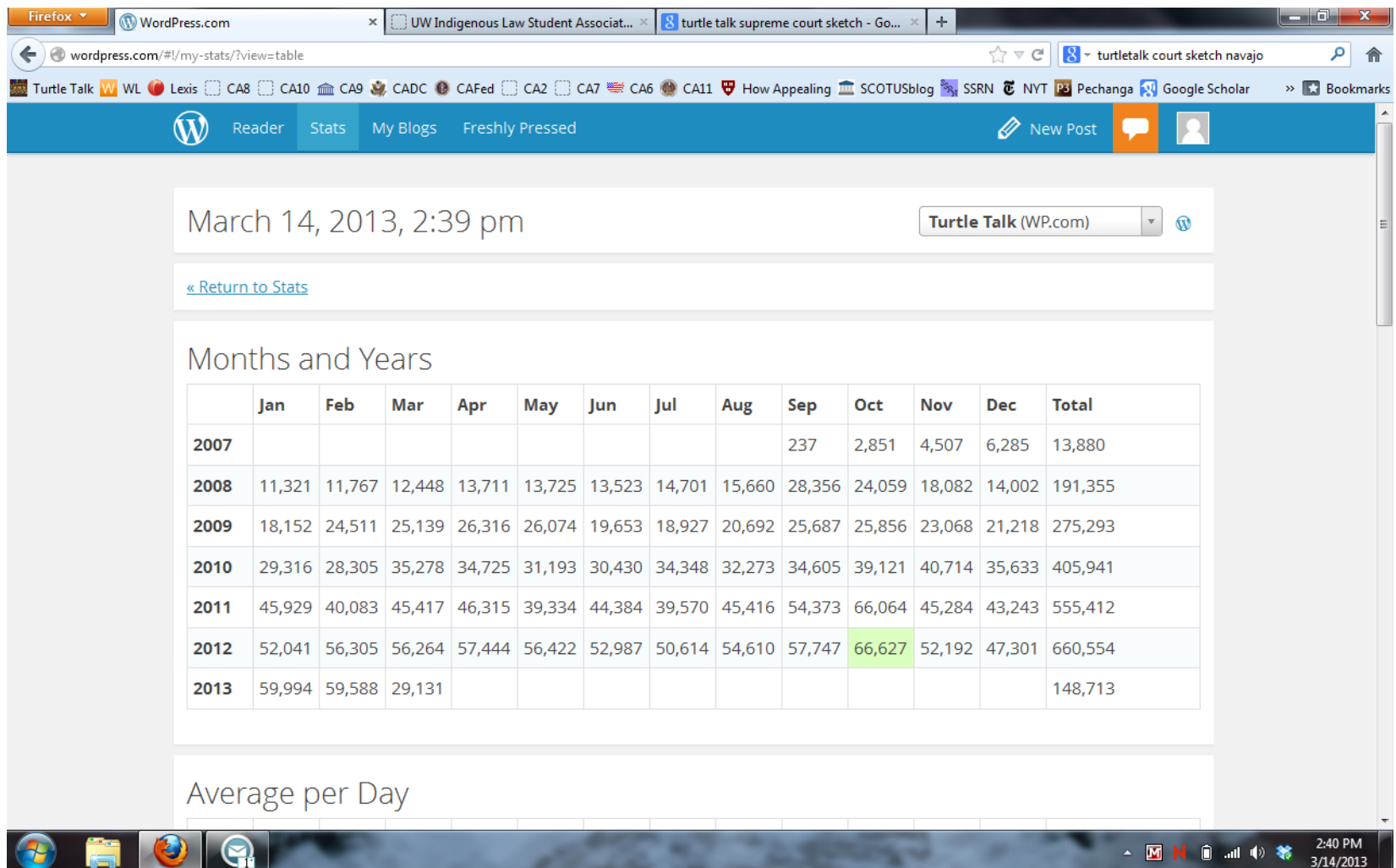
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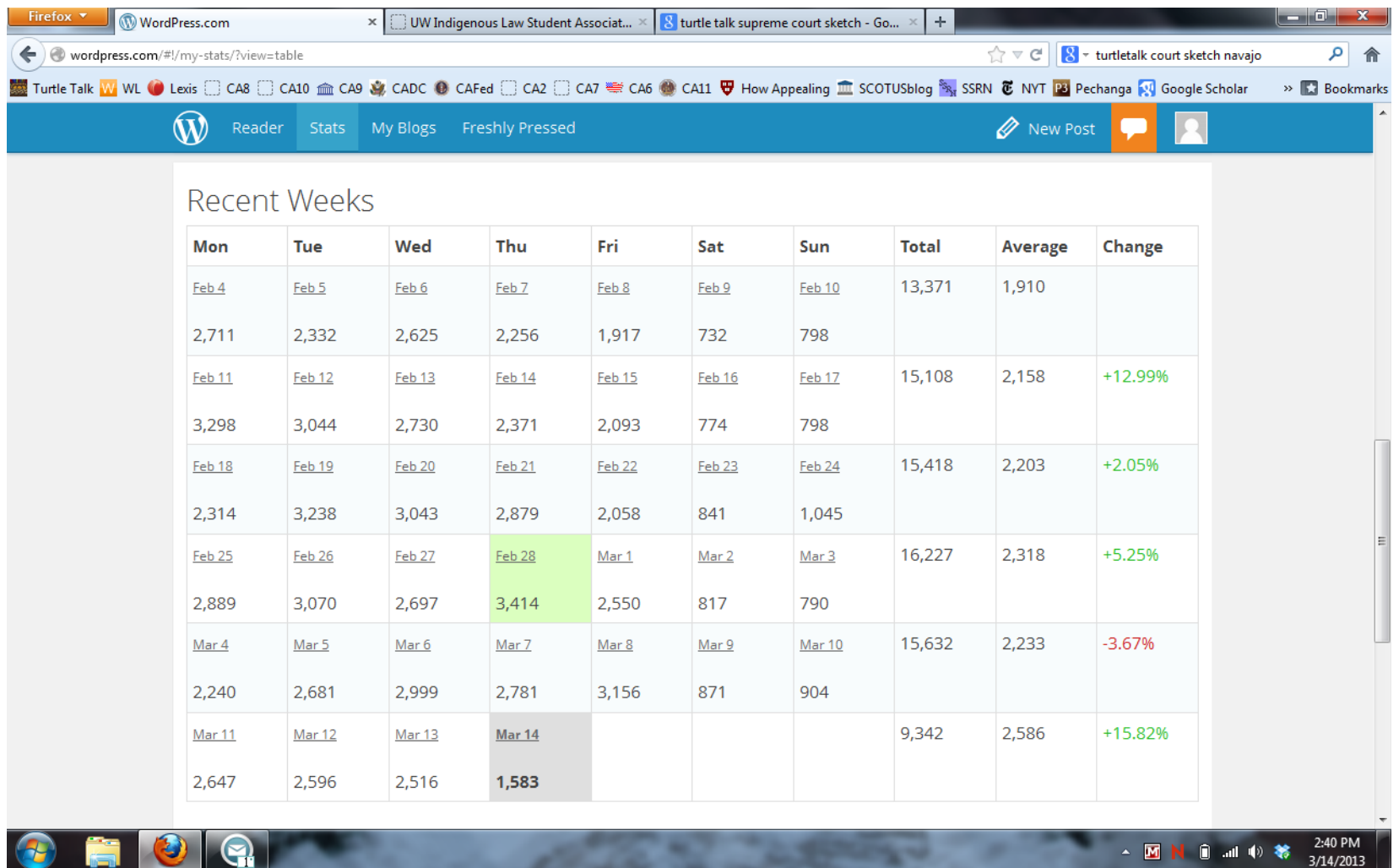
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Historical Readership Stats



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Recent Talk at Cornell

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turtletalk.wordpress.com/2013/03/12/singel-and-fletcher-talk-at-cornell/ wisconsin law isla

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Singel and Fletcher Talk at Cornell

Rose Petoskey, GTB member and Cornell NALSA president



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Impact Contributor – Bryan Newland

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BY BRYANNEWLAND | JANUARY 29, 2013 · 8:31 AM | EDIT

The Second Time Around: Looking Ahead to President Obama's Second Term

Two weeks ago, we took [a look back](#) at some of the significant federal Indian policy developments during President Obama's first term. President Obama's historic inauguration last week marked the beginning of his second term, which will bring a new set of challenges and opportunities for the Administration's Indian policy agenda.

The ongoing stalemate in Congress regarding the federal budget, a Republican House of Representatives, and the fact that the 2016 Presidential campaign will kick off immediately after the 2014 mid-term elections, will make it difficult to push significant Indian policy reforms through Congress. Nevertheless, Indian country leaders will continue to press for reforms in a number of important areas.






Look for the following issues to receive attention in the next four years:



- **Violence Against Women Act (VAWA):** Congress failed to reauthorize VAWA at the conclusion of the last term. In light of recent elections, there is growing pressure on Congress (especially the Republican Party) to pass this reauthorization. The question is whether a final bill will include provisions designed to enhance protections for Indian women (it can't be repeated often enough that 1 in 3 American Indian women will be raped in their lifetimes) by restoring tribal criminal

- Indian Gaming Now
- Indigenous Nationhood
- International Repatriation
- Last Real Indians
- Law at the End of the Day
- Legal History Blog
- Legal Planet
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- Progressive Liberty Blog
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- Rob J. Peters: Blog
- SCOTUSBlog

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Turtle Talk Polls

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New Post  Matthew 

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Turtle Talk Poll: Obama Administration Report Card

Once again, another super-scientific Turtle Talk poll!

What grade does the Obama Administration deserve for its efforts in Indian law and policy? Last week, the President held his third tribal nations conference. [Early returns on the conference were pretty good](#), but at least [one commentator strongly dissented](#).

What do you think?

What Grade Does the Obama Administration Deserve from Indian Country?

☐ A: Nixonian

☐ B: Clintonian

☐ C: Bushian

☐ D: Reaganian

☐ E: Jacksonian

Vote

[View Results](#) [Polldaddy.com](#)

- Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (?!?!)
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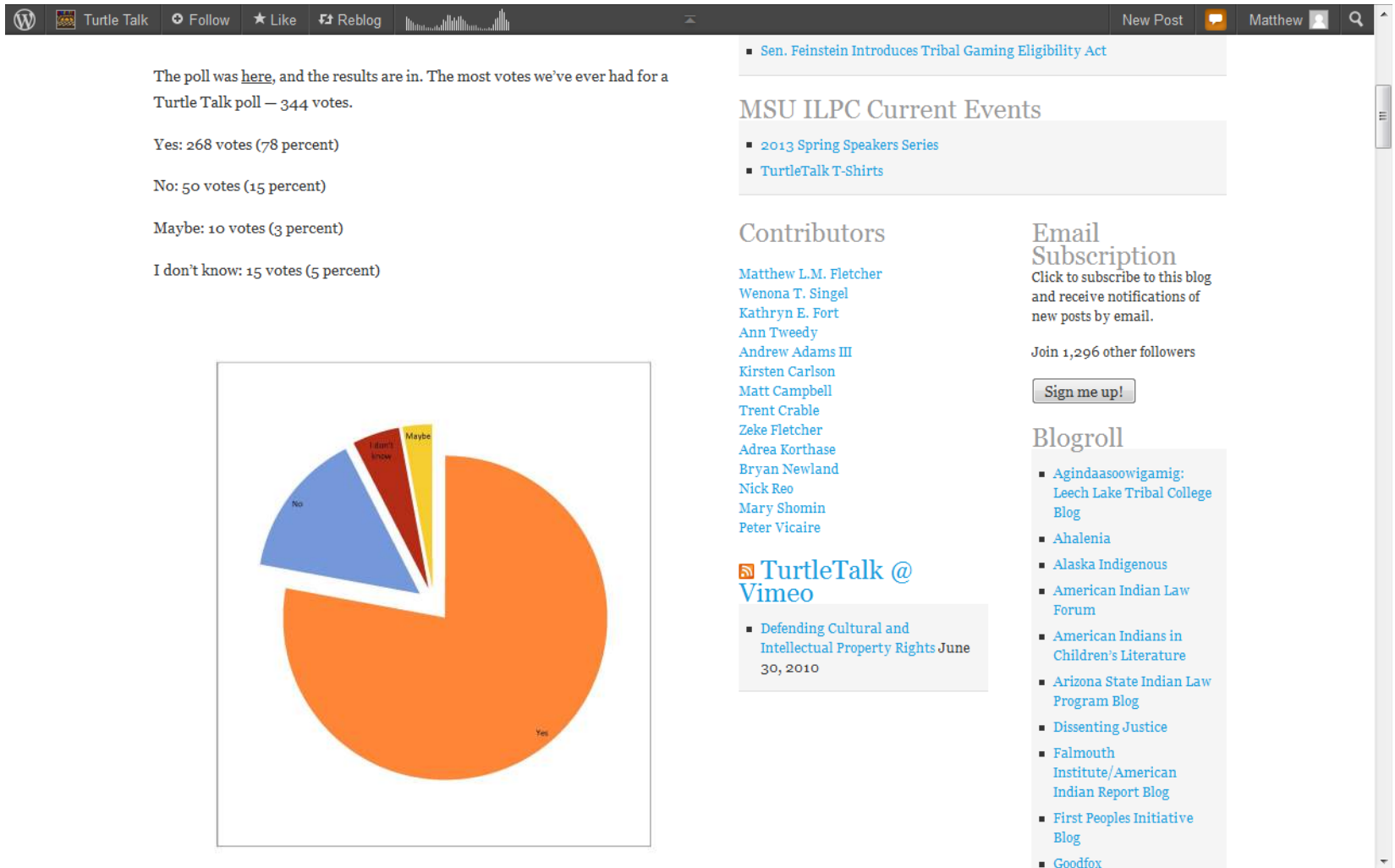
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 **TurtleTalk @ Vimeo**

- [Defending Cultural and Intellectual Property Rights June 30, 2010](#)

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Proudest Moment (Okies Excepted)



Greatest Cases Tournament

The screenshot shows a Firefox browser window with multiple tabs. The active tab is titled "Turtle Talk Greatest Cases Poll Concludes with Final Round" and the URL is "turtletalk.wordpress.com/2012/10/01/turtle-talk-greatest-cases-poll-concludes-with-final-round/". The page features a WordPress header with navigation links like "Turtle Talk", "Follow", "Like", and "Reblog". The main content area has the title "Turtle Talk Greatest Cases Poll Concludes with Final Round" and a paragraph where the author expresses reluctance to end the tournament. Below this is a section for the "Final Round Match-up" featuring "(1) Worcester v. Georgia versus (7) Williams v. Lee". A quote from Justice Story is displayed in a light gray box. To the right, there are sidebars for "MSU ILPC Current Events", "Contributors" (listing names like Matthew L.M. Fletcher), "Email Subscription", and "Blogroll" (listing various legal blogs). The browser's address bar and tabs are visible at the top, and the Windows taskbar is at the bottom.

Firefox

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Turtle Talk Greatest Cases Poll Concludes with Final Round

Today, I will reluctantly present the final round of the Turtle Talk Greatest Cases Tournament. I am reluctant because it mostly was fun to do this, and I don't really want it to end. So I'll keep doing them. They're fun, and most everyone likes them.

Final Round Match-up

(1) Worcester v. Georgia versus (7) Williams v. Lee

I've been characterizing these two cases lately as old-timey sovereignty versus somewhat younger old-timey sovereignty. Here's [part of what I wrote about Worcester](#) when I wrote about what I do when I teach the case:

[I]n the 1832 Term, the Marshall Court voted 5-1 to declare unconstitutional the laws of Georgia purporting to invalidate the entire Cherokee Nation in Worcester v. Georgia. Though Chief Justice Marshall's wife Polly had passed during the previous recess and his health wavered, he delivered an opinion one commentator declared as "one of the most powerful he ever delivered." Justice Story wrote to his wife, "Thanks be to God, . . . the Court can wash their hands clean of the iniquity of oppressing the Indians and disregarding their rights."

Here's what I wrote about *Williams* recently in an unpublished paper:

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Salacious Post of 2012

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turtletalk.wordpress.com/2012/11/05/ucla-indian-studies-director-angela-riley-open-letter-to-no-doubt/ | turtle talk court sketch navajo

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Open Letter No Doubt

An excerpt:

We commend No Doubt, Interscope, and Supersonic for making the decision to pull the "Looking Hot" video immediately from the Internet upon learning of the overwhelming response from the Native community. We also want to make clear that, while No Doubt's apology claimed to have consulted "Native American studies experts at the University of California," to our knowledge, no such person from UCLA was consulted about the video prior to its release. Nevertheless, in furtherance of our educational and collaborative mission, we extend to you an invitation to engage with the American Indian Studies Center and the Los Angeles Indian community, as we see this unfortunate incident as presenting an opportunity for growth and mutual understanding.

Lots of screen shots from this video [here](#).

A sampling:



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TurtleTalk @ Vimeo

- Defending Cultural and Intellectual Property Rights June 30, 2010

2:34 PM 3/14/2013

Salacious Post of 2013

The screenshot shows a Firefox browser window with multiple tabs. The active tab is a WordPress blog post from 'turtletalk.wordpress.com' dated March 13, 2013. The post title is 'Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (!?!)' by Matthew L.M. Fletcher. The post content discusses a study on the effects of gaming per capita payments on tribal members of three Michigan tribes. The study suggests that receiving per caps leads to 'decreased work efforts' and 'weak' evidence of increased fertility. The post includes a link to the study and a summary of the abstract. The sidebar on the right contains a list of recent posts, a section for MSU ILPC Current Events (2013 Spring Speakers Series and TurtleTalk T-Shirts), a list of contributors (Matthew L.M. Fletcher, Wenona T. Singel, Kathryn E. Fort, Ann Tweedy, Andrew Adams III, Kirsten Carlson, Matt Campbell, Trent Crable, Zeke Fletcher, Andrea Korthase, Bryan Newland, Nick Reo, Mary Shomin, Peter Vicaire), an email subscription section, and a blogroll with links to Agindaasowigamig, Leech Lake Tribal College Blog, Ahalenia, and Alaska Indigenous. The bottom of the browser window shows the Windows taskbar with the date 3/14/2013 and time 3:22 PM.

Firefox ▾ Tribal Gaming Per Cap Payments Ma... x UW Indigenous Law Student Associat... x turtle talk supreme court sketch - Go... x Sixth Circuit Vacates Injunction again... x +

turtletalk.wordpress.com/2013/03/13/tribal-gaming-per-cap-payments-may-decrease-labor-productivity-and-increase-fertility/ ☆ ▼ ↻ bay mills vanderbilt

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BY MATTHEW L.M. FLETCHER | MARCH 13, 2013 · 4:36 PM | EDIT

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Tribal Gaming Per Cap Payments May Decrease Labor Productivity and Increase Fertility (!?!)

Here is a study of the effects of gaming per capita payments on tribal members of three Michigan tribes (Keweenaw Bay Indian Community, Saginaw Chippewa Indian Tribe, and Pokagon Band of Potawatomi Indians). In line with the [1491s' hilarious video in which a candidate for tribal office runs on the platform of "progression, procreation, per cap,"](#) the study suggests that tribal members receiving per caps leads to "decreased work efforts," while "weak" evidence exists that per cap payments increase fertility. Enjoy.

Here is the study:

[The Effects of Per Capita Tribal Payments on the Fertility, Education, and Labor Force Participation of Tribal Members](#)

The abstract:

The purpose of this research is to provide a preliminary examination of the effects of per capita tribal payments on the decision making of tribal members. Standard microeconomic theory suggests that unearned income changes the labor-leisure tradeoff in utility maximization models. While the

- Federal Court Dismisses Pala Band Membership Claims On Sovereign Immunity Grounds
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Top Ranked Post of All Time

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BY KATE FORT | AUGUST 29, 2008 · 3:05 PM | EDIT | Jump to Comments

GOP VP Nominee Sarah Palin Married to Alaska Native

At least according to [Wikipedia](#), citing the book *Sarah: How a Hockey Mom Turned Alaska's Political Establishment Upside Down*:

Her husband, Todd, is a Native Yup'ik Eskimo. Outside the fishing season, Todd works for at an oil field on the North Slope and is a champion snowmobiler, winning the 2000-mile "Iron Dog" race four times. The two eloped shortly after Palin graduated college; when they learned they needed witnesses for the civil ceremony, they recruited two residents from the old-age home down the street. The Palin family lives in Wasilla, about 40 miles (64 km) north of Anchorage.

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Filed under [Author: Kate E. Fort, News](#) | 17 Comments

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Can't Even Make This Up

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New Post Matthew

Election/Federal Recognition Fails

BY MATTHEW L.M. FLETCHER | MAY 18, 2012 · 11:08 AM | EDIT

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CourtArtist: "Low Jinks at the Court"

Here:

In a playful break of decorum a lawyer at respondent's table stuck the quill pen that is traditionally given to counsel behind his ear. It should be noted that this occurred a half-hour before the Justices would take the bench, and spectators had just begun to be seated.

The case being argued was [Salazar v. Ramah Navajo Chapter](#).

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