

31st Annual Indian Law Section Seminar

Washington State Bar Association

Friday, May 10, 2019

8:00 a.m. - 5:00 p.m.

Washington State Bar Association

1325 Fourth Avenue, Suite 600

Seattle, WA 98101



Approved for
6.00 WSBA CLE credits
5.0 Law and Legal Procedure
and 1.0 Ethics



SCHEDULE

8:00 a.m. Registration and Morning Refreshments

**8:15 a.m. Welcome Remarks by
2018-2019 Indian Law Section Chair**

Brie Coyle Jones, Miller Nash Graham & Dunn LLP

8:30 a.m. Litigation Update

Review recent key court decisions that affect our practices.

Thomas Schlosser, Morriset Schlosser, Joziak & Somerville
45 minutes, 0.75 LL&P

9:15 a.m. Current ICWA Issues

Update on recent ICWA cases nationally, especially *Brackeen v. Bernhardt* ICWA constitutionality and challenge at Fifth Circuit Court of Appeals. Discussion of ICWA practice issues and experiences in WA State.

Andrea Smith, Port Gamble, S'Klallam Tribe
Craig Dorsay, Dorsay & Easton LLP
45 minutes, 0.75 LL&P

10:00 a.m. Break

10:15 a.m. New Federal Tribal Energy and Farm Bill Implementation

Overview of recent federal tribal energy legislation and a detailed review of tribal provisions in the 2018 Farm Bill.

Brian Gunn, Powers, Pyles, Sutter & Verville PC
G. Blake Jackson, Indigenous Food and Agriculture Initiative
45 minutes, 0.75 LL&P

11:00 a.m. Salmon and Orca Management

David Troutt, Nisqually Tribe
John Hollowed, Northwest Indian Fisheries Commission
Lynne Barre, NOAA Fisheries
60 minutes, 1.00 LL&P

12:00 p.m. Lunch Break

1:00 p.m. State Legislative and Administrative Update

From gaming and commerce, to energy, transportation, and education, a look at the issues the state legislature is addressing that may impact tribes and tribal businesses. We will review bills that passed during the short 60-day 2019 legislative session, the ones that didn't, and what we will likely see again.

Aubrey Seffernick, Miller Nash Graham & Dunn LLP
30 minutes, 0.50 LL&P

1:30 p.m. Reservation Diminishment after *Carpenter v. Murphy* and in *Yakama Nation v. Klickitat County*

Discussion on the reservation diminishment arguments made in *Carpenter v. Murphy*, and opinions on how the case could impact Indian Country. Discussion also covers the recent reservation diminishment dispute in Confederated Tribes and Bands of the *Yakama Nation v. Klickitat County*.

Ann Tweedy, Muckleshoot Indian Tribe
Ethan Jones, Yakama Nation Office of Legal Counsel
45 minutes, 0.75 LL&P

2:15 p.m. Current Tax Issues in Indian Country

This presentation will provide an overview of recent Indian law tax cases in the Ninth Circuit and Washington State courts, and a look at some of the current day-to-day issues impacting tribes in the area of taxation.

Chloe Thompson Villagomez, Snoqualmie Indian Tribe
Sarah Roubidoux Lawson, Schwabe Williamson & Wyatt
45 minutes, 0.75 LL&P

3:00 p.m. Tribal Court Perspectives from the Bench

Raquel Montoya-Lewis, Whatcom County Superior Court Judge
Meredith Drent, Puyallup Tribe; Chief Justice, Osage Nation
45 minutes, 0.75 LL&P

4:00 p.m. In-House Perspectives on Ethics in Representation of Tribal Governments

Timothy Brewer, Office of Reservation Attorney, Tulalip, WA
Mary M. Neil, Office of the Reservation Attorney, Lummi Nation
Stephen Suagee, Lower Elwha Klallam Tribe Office of Tribal Attorney
60 minutes, 1.00 Ethics

5:00 p.m. Adjourn/Evaluations