

Monte Mills

Alexander Blewett III School of Law

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EXPERIENCE

Alexander Blewett III School of Law at the University of Montana (Missoula, Montana)

Associate Professor, October 2018-Present; Co-Director/Director, Margery Hunter Brown Indian Law Clinic, 2015-Present; Interim Co-Director, Clinical Program, 2019-2020; Director, Summer Indian Law Program, 2016-Present; Assistant Professor, 2015-2018; Clinic Director, Summer 2018

Awards & Honors:

Montana University System (MUS) Teaching Scholar (recognizing faculty whose teaching could serve as an exemplary model for others across the state), 2020-21

Margery Hunter Brown Faculty Merit Award (exemplifying the spirit of professionalism and professorial qualities for which Margery Hunter Brown was so well known), 2016, 2019

Law School Merit Award (for exemplary contributions to the School of Law), 2020

Courses Taught:

Federal Indian Law; American Indian Natural Resources Law; Economic Development in Indian Country; Indigenous Cultural Preservation; Energy in Indian Country; Tribal Sovereignty, Self-Determination, and Economic Development in Montana (Field Course); Race, Racism & American Law (co-taught); Employment Law; Tribal-State Relations

Co-Curricular Activities:

Co-Advisor, Public Lands & Resources Law Review, 2016-present

Co-Advisor/Advisor, Native American Law Student Association (NALSA), 2015-present

Co-Coach/Coach, NALSA Moot Court Competition teams, 2016-present

Co-Coach, National Cultural Heritage Moot Court Competition teams, 2016-17

Southern Ute Indian Tribe (Ignacio, Colorado)

Director, Legal Department, 2005-2015

Provided legal counsel to Tribal Council as well as numerous governmental departments ranging from service oriented (e.g. police, natural resources) to administrative (e.g. personnel, finance, etc.) and tribal gaming enterprise

PUBLICATIONS

BOOKS

A THIRD WAY: DECOLONIZING THE LAWS OF INDIGENOUS CULTURAL PROTECTION, with Hillary M. Hoffmann (Cambridge University Press, July 2020), <https://www.cambridge.org/core/books/third-way/307B5008C1AC8C0624D0A90DE7EE03FB>.

BOOK CHAPTERS

Starting at the Start: Integrating Race and Reflection for an Antiracist Approach to Professional Identity Development in the First-Year Curriculum (with Eduardo R.C. Capulong & Andrew King-Ries), in INTEGRATING DOCTRINE AND DIVERSITY: INCLUSION & EQUITY IN THE LAW SCHOOL CLASSROOM (forthcoming April 2021 from Carolina Academic Press).

TEXTBOOKS

NATIVE AMERICAN NATURAL RESOURCES LAW (as of 2019-20 Teacher's Update), with Judith V. Royster, Michael C. Blumm & Elizabeth Ann Kronk Warner (Carolina Academic Press 4th ed. 2018).

LAW REVIEW ARTICLES

Bridges to a New Era: A Report on the Past, Present, and Potential Future of Tribal Co-Management on Federal Public Lands, with Dr. Martin Nie, Professor of Natural Resources Policy and Director, Bolle Center for People and Forests in the W.A Franke College of Forestry and Conservation, University of Montana, 44 PUB. LAND & RESOURCES L. REV. ____ (forthcoming Spring 2021).

Antiracism, Reflection, and Professional Identity, with Eduardo R.C. Capulong and Andrew King-Ries, 18 HASTINGS RACE AND POVERTY L. J. 3 (Winter 2021), https://repository.uchastings.edu/hastings_race_poverty_law_journal/vol18/iss1/3/.

Beyond The Belloni Decision: Sohappy v. Smith and the Modern Era of Tribal Treaty Rights, 50 ENV'T'L LAW 387 (2020), https://law.lclark.edu/law_reviews/environmental_law/past_issues/volume_50/50-2/.

'Race, Racism, and American Law': A Seminar from the Indigenous, Black, and Immigrant Legal Perspectives, with Eduardo R.C. Capulong and Andrew King-Ries, 21 SCHOLAR 1 (2019), <https://commons.stmarytx.edu/thescholar/vol21/iss1/1/>.

Current Developments in Indian Water Law and Treaty Rights: Old Promises, Recent Challenges, and the Potential for a New Future, 64 ROCKY MT. MIN. L. INST. 9-1 (2018).

Beyond a Zero-Sum Federal Trust Responsibility: Lessons from Federal Indian Energy Policy, AM. INDIAN L. J., VOL. 6, ISS. 1, ARTICLE 2 (2017), <https://digitalcommons.law.seattleu.edu/ailj/vol6/iss1/2/>.

Foreword: A 'Coyote Warrior' and the 'Great Paradoxes,' The Scholarship of Professor Raymond Cross, PUB. LAND & RESOURCES L. REV. SPECIAL ISSUE 1 (2017), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3092292.

What Should Tribes Expect from Federal Regulations? The Bureau of Land Management's Fracking Rule and the Problems with Treating Indian and Federal Lands Identically, 37 PUB. LAND & RESOURCES L. REV. 1 (2016), <http://scholarship.law.umt.edu/plrlr/vol37/iss1/5/>.

Tough Duty: U.S. – Canada Softwood Lumber Relations in 2001, 2001 COLO. J. INT'L ENVTL. L. & POL'Y 101 (2001).

SELECTED AMICUS BRIEFS

Brief of *Amicus Curiae* Law Professors in Support of Plaintiff/Appellant and Reversal of the District Court's Order, *Navajo Nation v. United States Dept. of the Interior, et al.*, No. 19-17088 (9th Cir. March 4, 2020).

Brief of *Amici Curiae* Indian Law Professors in Support of Petitioner, *Herrera v. Wyoming*, No. 17-532, (U.S. Sept. 11, 2018), *reprinted in* 40 PUB. LAND & RESOURCES L. REV. 15 (2019).

Brief of *Amicus Curiae* Law Professors in Support of Plaintiff/Appellee and Affirmance of the District Court's Order, *Agua Caliente Band of Cabuilla Indians and United States v. Coachella Valley Water District, et al.*, No. 15-55896 (9th Cir. Dec. 18, 2016).

ADDITIONAL PUBLICATIONS

Briefing Paper on Regulation of the Environment and Natural Resources, McGirt and the Work of Rebuilding of Tribal Nations; A Tribal Nation Building Colloquium sponsored by Harvard Project on Indian Economic Development and the University of Oklahoma Native Nations Center, <https://sites.google.com/g.harvard.edu/mcgirt-rebuilding-nations/mcgirt-issue-areas/mcgirt-regulation-of-environment-natural-resources>

Briefing Paper on Cultural Resources, McGirt and the Work of Rebuilding of Tribal Nations; A Tribal Nation Building Colloquium sponsored by Harvard Project on Indian Economic Development and the University of Oklahoma Native Nations Center, <https://sites.google.com/g.harvard.edu/mcgirt-rebuilding-nations/mcgirt-issue-areas/mcgirt-cultural-resources>

The Legacy of Federal Control in Indian Country, Regulatory Review (U.Penn. Program on Regulation), March 16, 2021, <https://www.theregreview.org/2021/03/16/mills-legacy-federal-control-indian-country/>

The Civil Jurisdictional Landscape in Eastern Oklahoma Post McGirt v. Oklahoma (with Prof. Dylan R. Hedden-Nicely, University of Idaho School of Law), Natural Resources Law Insights, Rocky Mtn. Min. Law Found. (Aug. 2020), <https://www.rmmlf.org/-/media/Files/natural-resources-law-network/august-2020/the-civil-jurisdiction-landscape-in-eastern-oklahoma.pdf?la=en>

Beyond Constitutional Frontiers: Tribal Rights, Resources, and Reform, Proceedings of the 27th Fall Conference of the American Bar Association's Section on the Environment and Energy Resources, https://scholarship.law.umt.edu/faculty_barjournals/149/

Herrera v. Wyoming: A New Trend for Indian Law?, GEO. WASH. L. REV. ON THE DOCKET (June 11, 2019), <https://www.gwlr.org/herrera-v-wyoming-a-new-trend-for-indian-law>

Bigotry, Ignorance, and High School Basketball in Montana, HIGH COUNTRY NEWS (March 27, 2019), <https://www.hcn.org/articles/opinion-bigotry-ignorance-and-high-school-basketball-in-montana>

Report from the Royalty Policy Committee: The Past, Present, and Future of the Royalty Policy Committee, in FEDERAL AND INDIAN OIL & GAS ROYALTY VALUATION AND MANAGEMENT 7-1 (Rocky Mt. Min. L. Fdn. 2018)

Supreme Court Tests Weight of Old Native American Treaties in 21st Century, THE CONVERSATION (April 13, 2018), <https://theconversation.com/supreme-court-case-tests-weight-of-old-native-american-treaties-in-21st-century-93194>

Monumental Battles - - Protecting Sacred Tribal Lands, BILLINGS GAZETTE (March 19, 2018), http://billingsgazette.com/opinion/columnists/guest-view-monumental-battles---protecting-sacred-tribal/article_9c3134b5-f244-510b-8fc8-66ad9b6f9737.html

Finding the 'Founding Fathers' at Bears Ears and Beyond, Berkley Forum (Feb. 20, 2018), <https://berkeleycenter.georgetown.edu/forum/using-a-religious-freedom-framework-to-protect-the-rights-of-native-americans/responses/finding-the-founding-fathers-at-bears-ears-and-beyond>

Why Indian Country? An Introduction to the Indian Law Landscape, in INDIAN LAW AND NATURAL RESOURCES: THE BASICS AND BEYOND 1-1 (Rocky Mt. Min. L. Fdn. 2017)

Trump's Plan to Dismantle National Monuments Comes with Steep Cultural and Ecological Costs (with Profs. Sandi Zellmer and Michelle Bryan), The Conversation (May 3, 2017), <https://theconversation.com/trumps-plan-to-dismantle-national-monuments-comes-with-steep-cultural-and-ecological-costs-77075>

Serving the National Interest? Tribal Rights and Federal Obligations from Dakota Access to Keystone XL, The Jurist (Apr. 12, 2017), <http://www.jurist.org/forum/2017/04/Monte-Mills-keystone-xl.php>

How Will Native Tribes Fight the Dakota Access Pipeline in Court, The Conversation (Feb. 14, 2017), <http://theconversation.com/how-will-native-tribes-fight-the-dakota-access-pipeline-in-court-72839>

New Approaches to Energy Development in Indian Country: The Trust Relationship and Tribal Self-Determination at (Yet Another) Crossroads, 63 Fed. Law., April 2016, at 50, http://scholarship.law.umt.edu/faculty_barjournals/114/

SELECTED PRESENTATIONS AND PANELS

Race, Lawyering, and the Experiential Curriculum, Co-Organizer and Discussant, Association of American Law Schools (AALS), 2021 Annual Clinical Conference, April 28, 2021

Sovereignty and the Sacred: Past, Present, and Future, UCLA Emmet Institute Spring Symposium: Environmental Justice in the United States: Taking Stock under President Biden, April 26, 2021

Healthcare Sovereignty: The History, Context, and Challenges of Tribal Self-Determination, Healthcare Issues and Negotiating 638 Contracts, Indian Law Section, Montana State Bar, April 23, 2021

Powerful and Practical: The Emerging Meanings of McGirt, University of Oklahoma School of Law 2021 Oil and Gas, Natural Resources, and Energy Law Journal (ONE-J) Symposium: *McGirt* and Emerging Indian Country, April 2, 2021

Race, Sovereignty, and Native American Voting Rights in Montana, Montana Advisory Committee, U.S. Commission on Civil Rights, February 11, 2021

Race, Racism & the Language of Law School: Power of Words in Shaping Professional Identity, Co-organizer and Discussant, 2021 Annual Meeting of the Association of American Law Schools (AALS), January 8, 2021

Race, Federal Indian Policy and Access to Water, Dividing the Waters, National Judicial College, November 19, 2020

Developing Anti-Racist Professional Identities: Infusing Reflective Practice with Critical Race Consciousness, Northwest Clinical Law Conference, November 6, 2020

Briefing on Tribal Co-Management on Public Lands, webinar sponsored by Audubon and Center for American Progress, October 13, 2020

How Climate Change is Challenging Established Doctrine and What Tribes Can Do to Adapt, Ninth Annual Tribal Water Law Conference, September 14, 2020

Indian Law and Jurisdiction (in 45 Minutes), Montana Law Seminar for July 2020 Bar Examinees, July 30, 2020

Ending Erasure: Indigenous People and the Decolonization of our Legal System, Embedded Racism in the Law Panel Discussion Series, Vermont Law School, July 9, 2020, https://youtu.be/g2z0OI_aWRM

A Third Way: The Future of Legal Protections for Sacred Sites and Indigenous Cultures, Graduate Seminar Speaker Series, W.A. Franke College of Forestry and Conservation, University of Montana, April 7, 2020

A Third Way: Decolonizing the Laws of Indigenous Cultural Protection, (invited), Panel on Indian Religion and Culture, 45th Annual Indian Law Conference, Federal Bar Association, Albuquerque, New Mexico, April 6, 2020 (cancelled due to COVID19 pandemic)

American Indian Probate Reform Act (AIPRA), Missoula area estate planning counsel monthly meeting, March 10, 2020, Missoula, Montana

Indian Law and Jurisdiction (in 45 Minutes), Montana Law Seminar for February 2020 Bar Examinees, February 27, 2020, Helena, Montana

Beyond Belloni: Treaty Rights and State Regulations after Sohappy, U.S. v. Oregon 50th Anniversary Symposium, Lewis and Clark Law School, October 18, 2019, Portland, Oregon

Supreme Court Year in Review: Herrera v. Wyoming, 2019 Supreme Court Year in Review, Center for Civil and Human Rights/Spokane County Bar Association, Gonzaga University School of Law, October 11, 2019, Spokane, Washington

Backbone of the World; Tribes and First Nations as Sovereign Stewards (Moderator), 38th Public Land Law Conference, October 4, 2019, Missoula, Montana

Indian Water Rights, Tribal Water Law, and the Potential for Redemption, 8th Annual Tribal Water Law Conference, September 26, 2019, Scottsdale, Arizona

Negotiating Contracts on Tribal Lands, NBI Seminars, September 19, 2019, Billings, Montana

Beyond Constitutional Frontiers: Tribal Rights, Resources, and Reform, Proceedings of the 27th Fall Conference of the American Bar Association's Section on the Environment and Energy Resources, September 13, 2019, Boston, Massachusetts

Indian Child Welfare Act and Child Protection Resources for Tribes, Indian Child Welfare Act Summit, September 11, 2019, Polson, Montana

Economic Development in Indian Country: Tackling Legal and Infrastructure Challenges, 11th Annual Native American Development Corporation Economic Development and Procurement Conference, July 31, 2019, Billings, Montana

Criminal Jurisdiction in Indian Country, Training for the Missoula County Sheriff's Office, June 2019, Missoula, Montana

'Energy Dominance,' Indian Tribes, and Interior's Royalty Policy Committee, part of *Mineral Development: Challenges & Opportunities in the Era of 'America First'*, 19th Rocky Mountain Mineral Law Foundation Institute for Natural Resources Law Teachers, May 30, 2019, Missoula, Montana

Setting the Stage: The Background and Basics of Criminal Prosecutions in Indian Country, Indian Country Criminal Trial Advocacy Seminar, May 7, 2019, Billings, Montana

Taking Stock of Treaties at the Supreme Court: 'old and familiar stor[ies]' or 'newly created right[s]'?, Annual Symposium of the Native American Alumni of Harvard University, May 3, 2019, Harvard University, Cambridge, Massachusetts

Indian Country Conversations: Watersheds and Ethnobotany (with Bently Spang and Linwood Tallbull), April 20, 2019, Missoula Art Museum, Missoula, Montana

Herrera v. Wyoming and the Future of Indian Law, 2019 Tribal Law and Government Conference, March 8, 2019, University of Kansas School of Law, Lawrence, Kansas

Cultural Protection and Sacred Sites: Lessons from Badger-Two Medicine, Arizona State Bar/Tribal In-House Counsel Association Lunch CLE Seminar, recorded February 28 and webcast April 1, 2019, Tucson, Arizona

Tribes, Treaties, and Time: Will the Indian Peace Commission Ride Again?, 15th Annual Indigenous Law and Policy Conference/4th Annual Tribal In-house Counsel Association Conference, November 15, 2018, Michigan State University College of Law, East Lansing, Michigan

Report from the Royalty Policy Committee, Moderator, Rocky Mountain Mineral Law Foundation Special Institute on Federal and Indian Oil & Gas Royalty Valuation and Management, October 24, 2018, Houston, Texas

Energy Development on Tribal Lands 101: Statutory and Regulatory Schemes/Latest Developments, Western Regional Partnership Energy Committee, Webinar on Tribal Energy, October 22, 2018

More Perfect? A Teach-In about Union, Division, and our Nation's Future, Panelist, October 18, 2018, Missoula, Montana

Federal Indian Water Law 101, Lifecycle of Water Dispute Resolution: Washington v. United States, Featured Presenter, 7th Annual Tribal Water Law Conference, October 11, 2018, Scottsdale, Arizona

Native Governance, Moderator, 2018 Browning Symposium, October 5, 2018, Missoula, Montana

Rising Together: Radically Re-Imagining Race, Racism, and American Law through Indigenous, African-American, and Immigrant Narratives, Co-Presenter, 2018 National Conference on Race and Pedagogy, September 28, 2018, Tacoma, Washington.

Understanding the Indian Country Criminal Docket, Moderator, District Conference, United States Courts District of Montana, September 20, 2018, East Glacier, Montana

Current Developments in Indian Water Law and Treaty Rights: Old Promises, Recent Challenges, and the Potential for a New Future, 64th Annual Rocky Mountain Mineral Law Institute, July 19, 2018, Victoria, British Columbia, Canada

An Introduction to Native American Sovereignty and Federal Indian Law, Mansfield Center/United States State Department, Study of the U.S. Institute for Secondary Educators, June 25, 2018, Missoula, Montana

The Federal Trust Responsibility and Bison Restoration, Buffalo Unites Us, May 23, 2018, Polson, Montana

Beyond a Zero-Sum Federal Trust Responsibility: Can Federal Indian Energy Policy lead the way to a new era of tribal sovereignty over natural resource development & cultural preservation? Distinguished Speaker Series, University of Arizona James E. Rogers College of Law Indigenous Peoples Law Program, April 12, 2018, Tucson, Arizona

What the Future May Hold for Stream Access, Panelist, Celebrating a High Water Mark: A Montana Stream Access Symposium, March 16, 2018, Missoula, Montana

Criminal Jurisdiction in Indian Country, Co-Presenter, Meeting of the Law and Justice Interim Committee, Montana Legislature, January 29, 2018, Helena, Montana

Looking Race Horse in the Mouth: A New Front in the Old Battle over Off-Reservation Hunting in Wyoming, Indian Nations and Indigenous Peoples Section, 112th Annual Meeting of the Association of American Law Schools, January 3, 2018, San Diego, California

The Tribal Role in a New Federal Regulatory Climate, Tribal In-House Council Association and Michigan State University College of Law Annual Indigenous Law and Policy Center Conference, October 27, 2017, East Lansing, Michigan

Energy, Infrastructure, and Culture, Panel Moderator, Public Land & Resources Law Review 37th Public Land Law Conference, October 13, 2017, Missoula, Montana

Why Indian Country? An Introduction to the Indian Law Landscape, Rocky Mountain Mineral Law Foundation Special Institute on Indian Law and Natural Resources: The Basics and Beyond, September 26, 2017, Denver, Colorado

Indian Law and Jurisdiction (in 45 Minutes), Montana Law Seminar for July 2017 Bar Examinees, July 27, 2017, Missoula, Montana

The Law of #NoDAPL in the Courts of the Conqueror, 20th Annual Conference of the Association for the Study of Law, Culture, and the Humanities, March 31, 2017, Palo Alto, California

I've Got the Power: Effective Public Engagement in Federal Infrastructure Decisions, 35th Annual Public Interest Environmental Law Conference, March 3, 2017, Eugene, Oregon

Indian Law, Montana Legislature, Law School for Legislators, January 3, 2017, Helena, Montana

Survey of Tribal-State Priorities, Taking a Seat at the Table: Strategies for Indian Country, Montana Budget & Policy Center Tribal Summit, December 14, 2016, Helena, Montana

Straightening Strate: Interior's 2015 Right-of-Way Regulations and Tribal Jurisdiction over Non-Members on Rights-of-Way, Tribal In-House Council Association and Michigan State University College of Law Annual Indigenous Law and Policy Center Conference, November 4, 2016, East Lansing, Michigan

Intergovernmental Agreements and Consultation: Badger-Two Medicine, DAPL and how IGAs Might Help, Tribal In-House Council Association and Michigan State University College of Law Annual Indigenous Law and Policy Center Conference, November 3, 2016, East Lansing, Michigan

Reflection on SCOTUS 2015-16: U.S. v. Bryant, Utah v. Strieff, Birchfield v. North Dakota, Panelist/Moderator, Third Annual Washington Tribal Prosecutors Conference, October 14, 2016, Spokane, Washington

NEPA and Indian Country, How NEPA Can Help You Achieve the Results You Want, Missoula, Montana, October 6, 2016

Place as Community: Fostering a 'Sense of Place' in Clinic, Co-Presenter, Northwest Conference of Clinical Legal Education, Warm Springs, Oregon, October 8, 2016

The Law of #NoDAPL, Evening Panel, Alexander Blewett III School of Law, Missoula, Montana, September 21, 2016

Perspectives on Tribal Law and Policy in the Rural West – Successes and Challenges, Panelist, Fourth Annual Eccles Family Rural West Conference – People and Place in the Rural West, Missoula, Montana, March 18, 2016

Evening Tributes, 2016 Martz Winter Symposium – A Celebration of the Work of Charles Wilkinson, University of Colorado School of Law, Boulder, Colorado, March 10, 2016

Southern Ute Indian Tribe In-House Attorney Training Program, Inaugural Tribal In-House Counsel

Association and Michigan State University College of Law Annual Indigenous Law and Policy Center Conference, November 7, 2015, East Lansing, Michigan

Energy in Indian Country: Tribal Self-Determination and the Trust Responsibility at (yet another) Crossroads, Inaugural Tribal In-House Counsel Association and Michigan State University College of Law Annual Indigenous Law and Policy Center Conference, November 6, 2015, East Lansing, Michigan

Climate Change, Panel Moderator, Public Lands & Resources Law Review 36th Public Lands Conference, October 26, 2015, Missoula, Montana

State/Reservation Jurisdictional Issues, Criminal Justice Issues in and around Indian Country, May 1, 2015, Colorado and New Mexico Criminal Defense Bar Seminar, Durango, Colorado

State-Tribal Relations, People of the Shining Mountains: The Legal Past, Present, and Future of the Ute Tribes, April 4, 2013, University of Colorado School of Law

Institution Building for the Future of the Ute Tribes, People of the Shining Mountains: The Legal Past, Present, and Future of the Ute Tribes, April 5, 2013, University of Colorado School of Law

SELECTED MEDIA

Keila Szpaller, *Western Native Voice will fight bill that limits ballot collection*, DAILY MONTANAN, April 28, 2021, <https://dailymontan.com/2021/04/28/western-native-voice-will-fight-bill-that-limits-ballot-collection/>.

Felicia Fonseca, *High court takes up case on virus relief funding for tribes*, ASSOCIATED PRESS, April 17, 2021, available at <https://apnews.com/article/alaska-coronavirus-pandemic-us-supreme-court-courts-native-americans-63904f04b9418e148734cfad5d5acbe8>.

Samantha Hawkins, *Tribal Officer's Search of Non-Native Makes for Thorny Arguments*, COURTHOUSE NEWS SERVICE, March 23, 2021, available at <https://www.courthousenews.com/tribal-officers-search-of-non-native-makes-for-thorny-arguments/>.

Kaitlyn Nicholas, *Supreme Court to Hear Case with Implications for Policing in Indian Country*, YELLOWSTONE PUBLIC RADIO, March 22, 2021, <https://www.ypradio.org/tribal-affairs/2021-03-22/supreme-court-to-hear-case-with-implications-for-policing-in-indian-country>.

Geneva Zoltek, *United States v. Cooley examines tribal law enforcement*, KPAX, March 21, 2021, available at <https://www.kpax.com/news/montana-news/united-states-v-cooley-examines-tribal-law-enforcement>.

Todd Votteler, *talk+water podcast*, Dec. 28, 2020, available at <https://texaspluswater.wp.txstate.edu/2020/12/28/talkwater-monte-mills/>.

Chris Aadland, *U.S. Supreme Court to hear case involving Crow Nation*, MONTANA FREE PRESS, Dec. 21, 2020, available at <https://montanafreepress.org/2020/12/21/u-s-supreme-court-to-hear-case-involving-crow-nation/>.

Anna V. Smith, *Against 'One-Way' Communication; Eleven Alaska Tribes are pushing for better environmental consultation*, HIGH COUNTRY NEWS, 14, Oct. 2020, available at <https://www.hcn.org/issues/52.10/indigenous-affairs-forests-eleven-alaska-native-tribes-offer-new-way-forward-on-managing-the-tongass>.

Anna V. Smith, *For Tribes, By Tribes: A 'third way' for Indian Law could mean a new era of cultural protection*, HIGH COUNTRY NEWS, 50, Sept. 2020, available at <https://www.hcn.org/issues/52.9/indigenous-affairs-interview-tribal-nations-are-decolonizing-cultural-protection>.

Kaitlyn Nicholas, *An Historic U.S. Supreme Court Ruling and its Implications for Montana Tribes*, MONTANA PUBLIC RADIO, Aug. 5, 2020, <https://www.mtpr.org/post/historic-us-supreme-court-ruling-and-its-implications-montana-tribes>.

Andrew Westney, *Feds' Plan for Tribal COVID-29 Funding Poses Problems*, LAW360, May 6, 2020, <https://www.law360.com/articles/1268105/feds-plan-for-tribal-covid-19-funding-poses-problems>

Patrick Reilly, *CSKT wins lawsuit vs. Lake County, Developer*, THE MISSOULIAN, Apr. 18, 2020, https://missoulian.com/news/local/cskt-wins-lawsuit-vs-lake-county-developer/article_c4e25542-7531-56a9-aa9d-654d6061703c.html.

Patrick Reilly, *'We can't let these things go': Tribes work to protect artifacts*, THE MISSOULIAN, Feb. 23, 2020, https://missoulian.com/news/local/we-can-t-let-these-things-go-tribes-work-to/article_67a95d98-5a7f-562e-b137-f5ad63f352c2.html.

Patrick Reilly, *Lake County questions water compact effect on county land*, THE MISSOULIAN, Jan. 29, 2020, https://missoulian.com/news/state-and-regional/lake-county-questions-water-compact-effect-on-county-land/article_32da16e5-aa0c-59a0-af10-ec333280a16c.html.

Corin Cates-Carney, *Some Flathead Conservatives Call on Sen. Daines to Withdraw Water Settlement with Tribes*, MONTANA PUBLIC RADIO, Jan. 21, 2020, <https://www.mtpr.org/post/some-flathead-conservatives-call-sen-daines-withdraw-water-settlement-tribes>.

Evan Simon, Jessica Hopper and Allie Yang, *No answers 2 years after 20-year-old student vanishes – a single case in an epidemic in American Native Communities*, ABC NEWS (NIGHTLINE), October 8, 2019, <https://abcnews.go.com/US/answers-years-20-year-student-vanishes-case-epidemic/story?id=65344265>.

Dylan Brown, *Navajo Nation doubles down on coal. Will it work?* E&E NEWS ENERGYWIRE, Sept. 3, 2019, <https://www.eenews.net/stories/1061110763>.

Nate Hegyi, *US Supreme Court Upholds Indigenous Treaty Rights in Wyoming Hunting Case*, KUER.ORG, May 20, 2019, <https://www.kuer.org/post/us-supreme-court-upholds-indigenous-treaty-rights-wyoming-hunting-case#stream/0>.

Peter Bolton, *It's Official: Monroe Doctrine is Back to Serve the Neoliberal Order – Analysis*, EURASIA REVIEW, Apr. 21, 2019, <https://www.eurasiareview.com/21042019-its-official-monroe-doctrine-is-back-to-serve-the-neoliberal-order-analysis/>.

Cam Smith, *In Montana, a brouhaha over tribal flags and racism in high school sports*, USA TODAY, Apr. 5, 2019, <https://usatodayhss.com/2019/in-montana-a-brouhaha-over-tribal-flags-and-racism-in-high-school-sports>.

Emma Tyrrell, *EOC173: Exploring the Impact of Climate Change on Indigenous Communities*, Eyes on Conservation Podcast – Wild Lens, Feb. 20, 2019, <http://wildlensinc.org/eoc-173-exploring-impact-climate-change-indigenous-communities/>.

David Greene & Ashley Westerman, *Native American Leader: ‘A Wall Is Not The Answer’*, NPR.ORG (Jan. 23, 2019), <https://www.npr.org/2019/01/23/685812553/native-american-leader-a-border-wall-is-not-the-answer>.

Dan Boyce, *Supreme Court to Hear Tribal Hunting Rights Case*, BOISE STATE PUBLIC RADIO (Oct. 24, 2018), <http://www.boisestatepublicradio.org/post/supreme-court-hear-tribal-hunting-rights-case>

Eric Tegethoff, *Tribal Hunting Rights Case on Supreme Court Docket*, PUBLIC NEWS SERVICE (Oct. 19, 2018), <https://www.publicnewsservice.org/2018-10-19/native-american-issues/tribal-hunting-rights-case-on-supreme-court-docket/a64340-1>

Keila Szpaller, *University of Montana Holds Teach-in in Response to President Trump’s Rally*, MISSOULIAN (Oct. 18, 2018), https://missoulian.com/news/government-and-politics/university-of-montana-holds-teach-in-in-response-to-president/article_e0c6e346-d81e-5727-b693-d484dca1d44d.html

Keila Szpaller, *University of Montana Holds ‘Teach-in’ to Discuss Union, Division, US Future as Trump Visits*, MISSOULIAN (Oct. 16, 2018), https://missoulian.com/news/local/university-of-montana-holds-teach-in-to-discuss-union-division/article_d27f0cc5-65fb-5bec-b8c8-f34472d83519.html

Andrea Lutz, *Crow Man Takes Hunting Case to U.S. Supreme Court, Says 1868 Treaty is on his Side*, KPAX (Oct. 13, 2018), <https://kpax.com/news/crime-and-courts/2018/10/13/crow-man-takes-hunting-case-to-u-s-supreme-court-says-1868-treaty-is-on-his-side/>

Andrew Graham, *A Coal Fight in Indian Country Turns Ugly*, WYOFIELD.COM (Oct. 3, 2018), <https://www.wyofile.com/a-coal-fight-in-indian-country-turns-ugly/>

Brett French, *Tribes, Others Weigh in on Crow Man’s Poaching Case before Supreme Court*, MISSOULIAN.COM (Sept. 15, 2018), https://missoulian.com/lifestyles/recreation/tribes-others-weigh-in-on-crow-man-s-poaching-case/article_671877e0-03b9-513e-994d-86d52cf84ecb.html?utm_content=buffer1308&utm_medium=social&utm_source=facebook.com&utm_campaign=LEEDCC

Andrew Westney, *Justices Eye Scope of Tribal Immunity in Real Estate Case*, LAW 360 (March 20, 2018), https://www.law360.com/nativeamerican/articles/1023529/justices-eye-scope-of-tribal-immunity-in-real-estate-case?nl_pk=2ea994e2-4dd2-4dcd-a232-ecfcdcf17994&utm_source=newsletter&utm_medium=email&utm_campaign=nativeamerican

Alan Kovski and Stephen Lee, *Federal Offshore Royalty Cut Proposed by Interior Panel*, BLOOMBERG ENVIRONMENT (Feb. 28, 2018), <https://bna.news.bna.com/environment-and-energy/federal-offshore-oil-royalty-cut-considered-by-interior-panel>

Alexander Blewett III School of Law Barrister Magazine, *Faculty Q&A* (Fall 2017)

Andrew Westney, *What to Watch in DC: NLRB, Bears Ears, Trust Land*, LAW360 (Feb. 7, 2018), https://www.law360.com/nativeamerican/articles/1009159/what-to-watch-in-dc-nlr-bears-ears-trust-land?nl_pk=2ea994e2-4dd2-4dcd-a232-ecfcdcf17994&utm_source=newsletter&utm_medium=email&utm_campaign=nativeamerican

Andrew Westney, *Justices May Cinch Immunity Loophole in Upper Skagit Case*, LAW360 (Feb. 1, 2018), https://www.law360.com/nativeamerican/articles/1008098/justices-may-cinch-immunity-loophole-in-upper-skagit-case?nl_pk=2ea994e2-4dd2-4dcd-a232-ecfcdcf17994&utm_source=newsletter&utm_medium=email&utm_campaign=nativeamerican

David Murray, *Unanswered Questions Follow Death of Montana Blackfeet Man*, GREAT FALLS TRIBUNE (Jan. 29, 2018), <http://www.greatfallstribune.com/story/news/2018/01/29/unanswered-questions-follow-death-blackfeet-montana/1049066001/>

Brett French, *Appeal by Crow Tribal Member who Shot an Elk out of Season Reaches U.S. Solicitor General*, BILLINGS GAZETTE (Jan. 11, 2018), http://billingsgazette.com/lifestyles/recreation/appeal-by-crow-tribal-member-who-shot-an-elk-out/article_8f99f40b-4d4b-532c-903b-38a4830e4d71.html#tracking-source=home-top-story-1

Christopher Crosby, *Law Profs Urge High Court to Decide Crow Tribe Hunting Suit*, LAW360 (Nov. 14, 2017), <https://www.law360.com/articles/984975/law-profs-urge-high-court-to-decide-crow-tribe-hunting-suit>

Kent Luetzen, *Relationship between Trump Admin, Some Montana Tribes Not Yet Defined*, KPAX (Sept. 18, 2017), <http://www.kpax.com/story/36396371/relationship-between-trump-admin-some-montana-tribes-not-yet-defined>

Daniel Rothberg, *How a California Groundwater Case Could Affect Nevada and the West*, THE NEVADA INDEPENDENT (Aug. 21, 2017), <https://thenevadaindependent.com/article/how-a-california-groundwater-case-could-affect-nevada-and-the-west>

Patrick Reilly, *On National Bison Range, Questions Surround Planning Process for the Future*, MISSOULIAN (Aug. 5, 2018), https://missoulain.com/news/government-and-politics/on-national-bison-range-questions-surround-planning-process-for-its/article_7d991a50-9e59-555a-b829-976ec87ca265.html

Jake Bullinger, *Will Bears Ears Remain a National Monument?*, THE ATLANTIC (June 9, 2017), <https://www.theatlantic.com/politics/archive/2017/06/bears-ears-review-interior-secretary-ryan-zinke/529590/>

Nate Hegyi, *The Beef over Native American Hunting Rights*, CODESWITCH PODCAST (April 12, 2017), <http://www.npr.org/podcasts/510312/codeswitch>

Joshua Zaffos, *A Tribe Wins Rights to Contested Groundwater in Court*, HIGH COUNTRY NEWS (April 4, 2017), <http://www.hcn.org/articles/a-tribe-wins-rights-to-contested-groundwater-in-court>

Tay Wiles, *Oil Expected in Dakota Access Pipeline this Week*, HIGH COUNTRY NEWS (March 22, 2017),

<http://www.hcn.org/articles/oil-expected-to-flow-through-dakota-access-pipeline-this-week>

Editorial Consultant, *Beyond Standing Rock*, Documentary by Inside Energy, Rocky Mountain PBS, Fast Forward Films (2017)

Fernanda Santos, *Straddling Border, Desert Tribe Tries to Fathom 62-Mile Wall*, N.Y. TIMES at A1 (Feb. 21, 2017)

Blake Nicholson and Steve Karnowski, *Review of Pipeline could be Beginning of End for Opponents*, ASSOCIATED PRESS (Feb. 1, 2017)

Keystone XL and Dakota Access pipelines controversy explained, THE VERGE (January 30, 2017) available at <https://youtu.be/fCPWjg-bXTY>

Nidhi Subbaraman, *Tribes and Lawyers are Vowing to Fight Trump's Pipelines*, BUZZFEED NEWS (January 24, 2017)

Krista Langlois, *How Obama Began to Mend Broken Tribal Relations*, HIGH COUNTRY NEWS (December 26, 2016)

Inside the Dakota Access Pipeline Protest at Standing Rock, Lawyer 2 Lawyer Podcast (December 13, 2016) available at <http://legaltalknetwork.com/podcasts/lawyer-2-lawyer/2016/12/inside-dakota-access-pipeline-protest-standing-rock/>

Nidhi Subbaraman, *Reversal of Standing Rock Victory might Undermine Environmental Law*, Buzzfeed News (December 7, 2016)

Robinson Meyer, *The Historic Victory at Standing Rock*, THE ATLANTIC (December 5, 2016)

Krista Langlois, *What Obama can actually do about Standing Rock*, HIGH COUNTRY NEWS Web Exclusive (December 1, 2016)

Montana GOP Changes Platform Wording over Tribal Sovereignty, NATIONAL NATIVE NEWS (Nov. 2, 2016) available at <http://www.nativenews.net/montana-gop-changes-platform-wording-tribal-sovereignty/>

Alexander Blewett III School of Law Barrister Magazine, *Faculty Scholarly Activities 2015-16* (Fall 2016)

Blackfeet Constitutional Reform faces Opposition despite Early Support, MTPR (Aug. 2, 2016) available at <http://mtp.org/post/blackfeet-constitutional-reform-faces-opposition-despite-early-support>

MEMBERSHIP & SERVICE

Planning Co-Chair, 46th Annual Indian Law Conference, Indian Law Section, Federal Bar Association (2021)

Chair, Association of American Law Schools Section on Indian Nations and Indigenous Peoples (2019)

Primary Member, Royalty Policy Committee, United States Department of the Interior (2017-2019)

Member, State bars of Colorado and Montana, Federal bars of the U.S. Supreme Court, Ninth and Tenth Circuit Courts of Appeal, District Court of Colorado, Southern Ute Indian Tribal bar (inactive)

Member, University of Montana Athletics Committee (2018-present); Alexander Blewett III School of Law Faculty Development Committee (2015-present); Student Affairs Committee (2015-16); Appointments Committee (elected, 2016-2018, 2019-present); Merits and Perquisites Committee (elected, 2016-2018, 2020-21); Strategic Planning Committee (elected, 2017-2020); Outcomes Assessment Taskforce (2017-2018)

Professional Fellow, United States State Department, Young Southeast Asian Leadership Initiative Exchange Program (Cambodia 2017-18)

Board Member, Clark Fork Coalition, Missoula, Montana (2017-present)

EDUCATION

University of Colorado School of Law (Boulder, Colorado)
J.D., 2003

Lewis & Clark College (Portland, Oregon)
B.A. Political Science, 1995-1998