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REPRESENTATIVE LITIGATION

- ❖ *Ramah Navajo Chapter v. Jewell*, No. 1:90-cv-00957 (D.N.M. Sept. 23, 2015) (proposed \$940 million final settlement of 25 year-old class action lawsuit against Bureau of Indian Affairs for unpaid contract support costs) (co-class counsel).
- ❖ *NLRB v. Little River Band of Ottawa*, No. 14-2239 (6th Cir.) (case challenging National Labor Relations Board jurisdiction over gaming activities of the Tribe).
- ❖ *Cook Inlet Tribal Council v. Mandregan*, No. 1:14-cv-01835 (D.D.C.) (briefing completed May 11, 2015; decision on cross motions for summary judgment pending) (counsel for tribal organization challenging Indian Health Service interpretation of Indian Self-Determination Act duplication provision).

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- ❖ *Native Vill. of Tununak v. State of Alaska, DHHS, OCS*, No. S-14670 (D. Alaska) (Order denying rehearing Jun. 10, 2015) (counsel to amicus curiae biological grandmother on petition for rehearing challenging Alaska Supreme Court's interpretation of the *Adoptive Couple v. Baby Girl* U.S. Supreme Court decision).
- ❖ *Chickasaw Nation d/b/a Winstar World Casino and Int'l Bhd. of Teamsters Local 886, affiliated with the Int'l Bhd. of Teamsters*, Nos. 17-CA-025031, 17-CA-025121 (NLRB Jun. 4, 2015) (finding National Labor Relations Act does not apply to the Nation and therefore the Board lacked jurisdiction).
- ❖ *Walsh v. The Native Vill. of Tanana*, No. 4:14-cv-00020 (D. Alaska Feb. 25, 2015) (dismissing due process challenge brought by individual banished from the village).
- ❖ *Tohono O'odham Nation v. Whitethorne, et al.*, No. 1:14-cv-02137 (D.D.C. Dec. 29, 2014) (case dismissed upon successful settlement of Tribe's claim to 98.8% of available Indian Health Service Area Office shares).
- ❖ Multiple settlements in cases seeking damages for unpaid contract support costs from the Indian Health Service during FY 1995 through 2013, including *Cook Inlet Tribal Council v. Burwell*, No. 14-2005 (D.D.C. Nov. 25, 2014) (pending); *Se. Alaska Reg'l Health Consortium v. Sebelius*, No. 14-251 (D.D.C. Feb. 18, 2014) (recovery of \$52,479,875); *Nez Perce Tribe v. Sebelius*, No. 14-93 (D.D.C. Jan. 23, 2014) (recovery of \$9,871,273); *Arctic Slope Native Ass'n v. Sebelius*, No. 14-12 (D.D.C. Jan. 3, 2014) (total recovery in four different settlements of \$8,352,306); *Chickasaw Nation v. Sebelius*, No. 13-2067 (D.D.C. Dec. 31, 2013) (recovery of \$47,827,541); *Southcentral Found. v. Sebelius*, No. 13-1739 (D.D.C. Nov. 5, 2013) (recovery of \$128,037,157); *Citizen Potawatomi Nation v. Sebelius*, No. 13-1700 (D.D.C. Oct. 30, 2013) (recovery of \$16,765,234); *Shoshone-Bannock Tribes of the Fort Hall Reservation v. Sebelius*, No. 13-1602 (D.D.C. filed Oct. 21, 2013) (recovery of \$1,041,874); *Confederated Tribes of Grand Ronde v. Sebelius*, No. 13-1594 (D.D.C. Oct. 18, 2013) (recovery of \$11,365,650); *Cherokee Nation v. Sebelius*, No. 13-1549 (D.D.C. Oct. 8, 2013) (recovery of \$31,159,381); *Riverside-San Bernardino County Indian Health, Inc. v. Sebelius*, No. 13-1523 (D.D.C. Oct. 1, 2013) (recovery of \$14,558,463); *Choctaw Nation v. Sebelius*, No. 13-1476 (D.D.C. Sept. 30, 2013) (recovery of \$53,454,467); *St. Croix Chippewa Indians of Wis. v. Sebelius*, No. 13-243 (D.D.C. Apr. 3, 2013) (recovery of \$415,352). *See also* similar settlements of cases filed in the Civilian Board of Contract Appeals (CBCA) seeking damages.
- ❖ *Southcentral Found. v. Roubideaux*, 48 F.Supp.3d 1291 (D. Alaska 2014) (holding the Indian Self-Determination Act applies to Methamphetamine and Suicide Prevention Initiative and Domestic Violence Prevention Initiative funds, and holding Indian Health Service must pay contract support costs associated with these program funds).
- ❖ *John v. United States*, 720 F.3d 1214 (9th Cir. 2013) (of counsel) (challenging failure of Interior Secretary to extend subsistence protections to waters appurtenant to Native allotments and upstream and downstream from federal conservation system units).
- ❖ *Adoptive Couple v. Baby Girl*, 133 S. Ct. 2552 (2013) (counsel for Tribe in case involving application of the Indian Child Welfare Act to non-Indian adoption of an Indian child).

- ❖ *Salazar v. Ramah Navajo Chapter*, 567 U.S. ___, 132 S. Ct. 2181 (2012) (co-counsel in class action holding United States liable in money damages for Bureau of Indian Affairs failure to pay contract support costs under Indian Self-Determination Act contracts).
- ❖ *Arctic Slope Native Ass’n, Ltd. v. Sebelius*, 133 S. Ct. 22 (2012), *on remand* 501 Fed.Appx. 957, 2012 WL 3599217 (Fed. Cir. Aug 22, 2012) (holding United States liable in money damages for Indian Health Service failure to pay “contract support costs” under Indian Self-Determination Act contracts).
- ❖ *Arctic Slope Native Ass’n, Ltd. v. Sebelius*, 699 F.3d 1289 (Fed. Cir. 2012) (holding Contract Disputes Act six-year statute of limitation equitably tolled by reliance on related class action).
- ❖ *United States v. Jicarilla Apache Nation*, 131 S. Ct. 2313 (2011) (counsel to amicus curiae Federal Bar Association Indian Law Section addressing fiduciary exception to attorney-client privilege in trust funds litigation).
- ❖ *McCrary v. Ivanof Bay Vill.*, 265 P.3d 337 (2011) (upholding tribal sovereign immunity).
- ❖ *Chickasaw Nation v. NLRB*, No. 5:11-cv-00506 (W.D. Okla. July 11, 2011) (Order granting preliminary injunctive relief preventing application of the NLRA to the Chickasaw Nation).
- ❖ *State v. Native Vill. of Tanana*, 249 P.3d 734 (Alaska 2011) (co-counsel with NARF) (holding Alaska Tribes possess inherent jurisdiction to adjudicate adoptions involving tribal children residing outside Indian country, and requiring Alaska give full faith and credit to such adoptions).
- ❖ *Kaltag Tribal Council, et al. v. Karleen Jackson, et al.*, Case No. 08-35343 (9th Cir. Aug. 28, 2009) (unpub’d), *cert. denied sub nom. Hogan v. Kaltag Tribal Council*, 131 S. Ct. 66 (2010) (of counsel with NARF) (holding Alaska Tribe possesses inherent jurisdiction to adjudicate adoption involving tribal child and non-member Indian father residing outside Indian country, and requiring that Alaska give full faith and credit to the adoption).
- ❖ *Yukon-Kuskokwim Health Corp. v. Leavitt*, Case No. CBCA 188-ISDA, 283-ISDA through 288-ISDA (C.B.C.A. 2008) (\$42 million settlement by judgment on contract support cost damage claims) (see also multiple other tribal CSC damage claims against IHS settled in years 2009-2012).
- ❖ *In re Exxon Valdez*, No. A89-095-CV (D. Alaska) and Case No. 3AN-89-2533 (Alaska Superior Ct.) (Plaintiffs’ Liaison Counsel and lead class counsel for the Alaska Native Subsistence Class). *See also Exxon Shipping Co. v. Baker*, 128 S. Ct. 2605 (2008) (remitting punitive damage award to \$500 million); *In re Exxon Valdez*, 104 F.3d 1196 (9th Cir. 1997) (affirming dismissal of portion of Alaska Native subsistence hunting and fishing claims involving non-economic damages and economic damage claims other than commodity value claims); *Eyak Native Vill. v. Exxon Corp.*, 25 F.3d 773 (9th Cir. 1994).
- ❖ *Alaskans for a Common Language, Inc. v. Kritz*, 170 P.3d 183 (Alaska 2007) (of counsel to NARF in action successfully challenging portions of “English Only” law).

- ❖ *Pueblo of Zuni v. United States*, 243 F.R.D. 436 (D.N.M. 2007) (denying class certification in putative nationwide class seeking damages for Indian Health Service failure to calculate properly and to pay contract support costs due under Indian Self-Determination Act).
- ❖ *United Keetoowah Band of Cherokee Indians of Okla. v. United States*, 67 Fed. Cl. 695 (Fed. Cl. 2005), *rev'd*, 480 F.3d 1318 (Fed. Cir. 2007) (denying Cherokee Nation intervention in litigation over UKB claim of successorship to Cherokee Nation).
- ❖ *Cherokee Nation of Okla. v. Leavitt*, 543 U.S. 631 (2005), *aff'g Thompson v. Cherokee Nation of Okla.*, 334 F.3d 1075 (Fed. Cir. 2003) and *rev'g Cherokee Nation of Okla. v. Thompson*, 311 F.3d 1054 (10th Cir. 2002) (holding United States liable in money damages for Indian Health Service failure to pay contract support costs under Indian Self-Determination Act contracts).
- ❖ *Shoshone-Bannock Tribes of the Fort Hall Reservation v. Shalala*, 988 F. Supp. 1306 (D. Or. 1997); *Shoshone-Bannock Tribes of the Fort Hall Reservation v. Shalala*, 999 F. Supp. 1395 (D. Or. 1998) (on reconsideration); *Shoshone-Bannock Tribes of the Fort Hall Reservation v. Shalala*, 58 F.Supp.2d 1191 (D. Or. 1999) (on remand), *reversed on appeal* 279 F.3d 660 (9th Cir. 2002) (lead counsel in first-impression case under the Indian Self-Determination Act establishing *de novo* standard of review, agency burden of proof, availability of damages remedy) (reversing lower court award of damages for agency failure to pay contract support costs); *Shoshone-Bannock Tribes of the Fort Hall Reservation v. Leavitt*, 408 F. Supp.2d 1073 (D. Or. 2005) (granting Rule 60(b) motion to set aside judgment dismissing contract support cost claim and reinstating judgment against IHS).
- ❖ *Cherokee Nation of Okla. v. Norton*, 389 F.3d 1074 (10th Cir. 2004), *cert. denied* 126 S. Ct. 333 (2005) (holding unlawful Secretarial recognition of an entity previously merged into the Cherokee Nation by treaty and a congressionally-ratified 1867 inter-tribal agreement).
- ❖ *Eyak Native Vill. v. Daley*, 375 F.3d 1218, (9th Cir. 2004) (*en banc*) (of counsel to NARF) (order vacating dismissal of claims).
- ❖ *Yukon-Kuskokwim Health Corp. v. Int'l Bhd .of Teamsters, Local 959, AFL-CIO, CLC.*, 341 NLRB 139 (2004) (declining to exercise NLRB jurisdiction over an Alaska tribal health care provider). *See also Yukon-Kuskokwim Health Corp. v. NLRB*, 234 F.3d 714 (D.C. Cir. 2000), reversing 328 NLRB 101 (1999) and 329 NLRB 86 (1999) (counsel for petitioner challenging NLRB ruling that the National Labor Relations Act applies to tribes administering an Indian Health Service hospital under the Indian Self-Determination Act outside an Indian reservation, and remanding to the NLRB for further proceedings).
- ❖ *Runyon ex rel. B.R. v. Ass'n of Vill. Council Presidents*, 84 P.3d 437 (Alaska 2004) (co-counsel with Native American Rights Fund for *amicus* Alaska Inter-Tribal Council in successfully urging Court to reject Alaska Legislature's request that the Court overrule *John v. Baker*, 982 P.2d 738 (Alaska 1999), which held that the Department of the Interior has lawfully recognized the political tribal status of Alaska Native villages).
- ❖ *Safari Club Int'l v. Demientieff*, No. A98-0414-CV (D. Alaska Jan. 16, 2004) (of counsel to NARF representing Alaska Native intervenors in partially successful challenge to 2002 Interior Department changes in the composition of the Regional Advisory Councils

established under Title VIII of the Alaska National Interest Land Conservation Act, and in successful defense of the Councils prior subsistence hunting determinations).

- ❖ *Appeals of Cherokee Nation*, IBCA Nos. 4434/4435-2002 (I.B.C.A. 2003) (counsel of record in successful Indian Reservation Roads contract funding claim exceeding \$800,000).
- ❖ *Navajo Nation v. Dep't of Health & Human Servs.*, 325 F.3d 1133 (9th Cir. 2003) (*en banc*) (counsel of record for *Amicus* Tanana Chiefs Conference in support of rehearing) (holding Temporary Assistance to Needy Families not to be an "Indian" program under ISDA).
- ❖ *Pueblo of Zuni v. United States*, Case No. CIV00-0365 LH/WWD (D.N.M.), consolidated into *Ramah Navajo Chapter and Oglala Sioux Tribe v. Norton*, Case No. CIV 90-0957 (plaintiffs' lead counsel in portion of nationwide class action brought to recover damages for Bureau of Indian Affairs failure to pay "direct" contract support costs required by Indian Self-Determination Act) (\$29 million partial settlement approved Dec. 6, 2002, *sub nom Ramah Navajo Chapter, Oglala Sioux Tribe and Pueblo of Zuni v. Norton*, 250 F.Supp.2d 1303 (D.N.M. 2002)).
- ❖ *State of Alaska v. Babbitt*, 72 F.3d 698 (9th Cir. 1995), *cert. denied* 116 S. Ct. 1672 (1996), on renewed appeal from final judgment in *John v. United States*, 247 F.3d 1032 (9th Cir. 2001) (*en banc*) (of counsel to NARF on cross-petition for writ of *certiorari* on issue of whether United States' navigational servitude constitutes an "interest in waters," title to which is in the United States, within the meaning of the "public lands" provision of Title VIII of the Alaska National Interest Lands Conservation Act, and of counsel in follow-on Ninth Circuit appeal).
- ❖ *John v. Baker*, 982 P.2d 738 (Alaska 1999), *cert. denied* 528 U.S. 1182 (2000) (co-counsel to NARF for Tribal *Amici* in first Alaska Supreme Court case to confirm the federally recognized sovereign status of Alaska Native villages operating outside Indian country).
- ❖ *CIGNA Ins. Co. and Native Vill. of Mekoryuk v. Moses*, Case Nos. S-08908/08918 (Alaska 2000) (co-counsel for *Amici* and NARF in case involving interplay between sovereign immunity and workers compensation laws) (appeal dismissed on settlement).
- ❖ *Alaska v. Native Vill. of Venetie*, 522 U.S. 520 (1998) (co-counsel to NARF) (holding certain Alaska Native ANCSA lands do not constitute "Indian country"), reversing *State of Alaska ex rel. Yukon Flats School Dist. v. Native Vill. of Venetie Tribal Gov't*, 101 F.3d 1286 (9th Cir. 1996) (counsel of record for *Amici* Native Village of Barrow, 30 tribes, 5 tribal organizations, Alaska Federation of Natives, Rural-CAP and Alaska Inter-Tribal Council in support of Venetie Tribe). *See also State of Alaska, ex rel. Yukon Flats School Dist. v. Native Vill. of Venetie*, 856 F.2d 1384 (9th Cir. 1988) (counsel for *Amici* Alaska tribal interests in interlocutory appeal concerning the application of the tribal exhaustion rule at preliminary injunction stage).
- ❖ *Hernandez v. Lambert*, 951 P.2d 436 (Alaska 1998) (counsel for *Amicus* Native Village of Tanana in case rejecting challenge to tribal court adoption decree terminating parental rights).
- ❖ *Ramah Navajo Chapter v. Lujan*, 112 F.3d 1455 (10th Cir. 1997), on remand 50 F.Supp.2d 1091 (D.N.M. 1999) (counsel for absent "DCA" class members initially excluded from nationwide class settlement, added back into settlement to share \$900,000).

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- ❖ *Ramah Navajo School Bd., Inc. v. Babbitt*, 87 F.3d 1338 (D.C. Cir. 1996) (first-impression case interpreting scope of agency authority and discretion under the Indian Self-Determination Act, and declaring invalid Bureau of Indian Affairs practice regarding contract support cost payments).
- ❖ *Yukon-Kuskokwim Health Corp. v. Trust Ins. Plan for Sw. Alaska*, 884 F. Supp. 1360 (D. Alaska 1994) (first-impression case establishing liability of third-party health plans under section 206 of the Indian Health Care Improvement Act to cover the costs of Indian Health Service-funded health care provided by tribes or tribal organizations under the Indian Self-Determination Act).
- ❖ *Blatchford v. Native Vill. of Noatak*, 501 U. S. 775 (1991) (counsel for *Amici* Native Village of Tanana, 95 Tribes and the Alaska Federation of Natives defending lower court rulings in favor of federally recognized tribal status of Alaska Native villages) (issue reserved).
- ❖ *Native Vill. of Venetie I.R.A. Council v. State of Alaska*, 944 F.2d 548 (9th Cir. 1991) (counsel of record for *Amici* 197 Tribes, Alaska Federation of Natives, and Alaska Native Coalition in case holding Indian Child Welfare Act and Public Law 280 left intact the inherent authority of Alaska Native Tribes to adjudicate child custody and related matters, and entitling those decrees to full faith and credit).
- ❖ *Catholic Social Services, Inc. v. C.A.A.*, 783 P.2d 1159 (Alaska 1989), *cert. denied*, 495 U.S. 948 (1990) (holding Indian Child Welfare Act does not mandate tribal notice of state court voluntary parental rights termination proceeding).
- ❖ *Matter of 1981, 1982, 1983, 1984, and 1985 Delinquent Property Taxes Owed to City of Nome, Alaska*, 780 P.2d 363 (Alaska 1989) (of counsel to NARF for IRA Tribe in successfully asserting immunity from city property taxes on tribal property situated outside Indian country).
- ❖ *Aloysius v. Yukon-Kuskokwim Health Corp.*, No. 380-88-0792 (E.E.O.C. Dec. Apr. 15, 1988) (counsel of record in four cases establishing that Alaska Native nonprofit health care and social service providers enjoy tribal employer exemption under Title VII of the Civil Rights Act).
- ❖ *Native Vill. of Stevens v. Alaska Mgmt. & Planning*, 757 P.2d 32 (Alaska 1988) (counsel for record for *Amici* Tribes seeking reconsideration of ruling determining that no federally recognized tribes exist in Alaska) (reconsideration denied); overruled by *John v. Baker*, 982 P.2d 738 (Alaska 1999).
- ❖ *In re K.E.*, 744 P.2d 1173 (Alaska 1987) (Indian Child Welfare Act's mandatory transfer provisions do not apply in states such as Alaska covered by Public Law 280), overruled by *State v. Native Vill. of Tanana*, 249 P.3d 734 (Alaska 2011).
- ❖ *Sitka Tribe of Alaska v. Lujan*, No. A91-492 CIV (D. Alaska 1986) (first-impression case ordering Secretary of the Interior to resume tribal constitutional elections in Alaska under the Indian Reorganization Act).

- ❖ *Jicarilla Apache Tribe v. Supron Energy Corp.*, 728 F.2d 1555 (10th Cir. 1984) (co-counsel for *Amici* Shoshone and Arapaho Tribes of the Wind River Reservation regarding proper interpretation of oil and gas royalty regulations and lease terms).
- ❖ *Assiniboine & Sioux Tribes v. State of Montana*, 568 F. Supp. 269 (D. Mont. 1983) (counsel of record in case recovering tax refund for sales taxes unlawfully collected on on-reservation vehicle sales to the Tribes, but denying refunds associated with sales to individual Indians).
- ❖ *Rice v. Rehner*, 463 U.S. 713 (1983) (holding Tribes lack inherent authority to regulate Indian liquor sales in Indian country).
- ❖ *Minnesota Chippewa Tribe v. United States*, 230 Ct. Cl. 996 (1982); 229 Ct. Cl. 673 (1981); 229 Ct. Cl. 667 (1981); *Minnesota Chippewa Tribe v. United States*, 230 Ct. Cl. 761 (1982), 230 Ct. Cl. 776 (1982); 229 Ct. Cl. 736 (1981); 229 Ct. Cl. 710 (1981); 229 Ct. Cl. 707 (1981); 229 Ct. Cl. 681 (1981); 229 Ct. Cl. 678 (1981); 229 Ct. Cl. 675 (1981); 229 Ct. Cl. 666 (1981) *Red Lake Band v. United States*, 229 Ct. Cl. 816 (1981); 229 Ct. Cl. 272, 667 F.2d 73 (1981) (co-counsel with Marvin Sonosky in successfully defending against dismissal of multi-million dollar accounting damage claims against the United States based on *res judicata*).
- ❖ *Lower Sioux Indian Cmty. v. United States*, 224 Ct. Cl. 458, 626 F. 2d 828 (Ct. Cl. 1980) (co-counsel with Marvin Sonosky for eight bands of Eastern Sioux in recovery of money damages for funds due under various treaties).

REPRESENTATIVE LEGISLATIVE MATTERS

- ❖ Annual appropriations measures
- ❖ Indian Self-Governance Amendments of 2000, Pub. L. 106-260
- ❖ Federally Recognized Indian Tribe List Act of 1994, Pub. L. 103-454, Title I
- ❖ Tlingit and Haida Status Clarification Act of 1994, Pub. L. 103-454, Title III
- ❖ Indian Self-Determination Act Amendments of 1994, Pub. L. 103-413
- ❖ Indian Reorganization Act Amendments of 1994, Pub. L. 103-263
- ❖ Pub. L. 103-138, Title III, sec. 308 (1993) (Federal Tort Claims Act provision)
- ❖ Indian Health Care Improvement Act Amendments of 1992, Pub. L. 102-573
- ❖ Indian Self-Determination Act Amendments of 1990, Pub. L. 101-644
- ❖ Indian Health Care Improvement Act Amendments of 1990, Pub. L. 101-630
- ❖ Pub. L. 101-512, Title III, sec. 314 (1990) (Federal Tort Claims Act provision)
- ❖ Indian Health Care Improvement Act Amendments of 1988, Pub. L. 100-713

- ❖ Indian Reorganization Act Amendments of 1988, Pub. L. 100-581
- ❖ Indian Self-Determination Act Amendments of 1988, Pub. L. 100-472
- ❖ Pub. L. 100-202 (1987) (Federal Tort Claims Act provision)
- ❖ Alaska Native Claims Settlement Act Amendments (various)
- ❖ Additional unenacted amendments to Titles I, IV and VI of the Indian Self-Determination Act, and to the Indian Child Welfare Act of 1975

PUBLICATIONS

A MOST UNUSUAL ALLIANCE: INDIAN TRIBES AND MILITARY CONTRACTORS VINDICATE FIRST PRINCIPLES IN THE RAMAH LITIGATION, *The Federal Lawyer*, Oct./Nov. 2012, at 48-51

SUPREME COURT VINDICATES TRIBAL CONTRACT RIGHTS, *Indian Country Today*, July 25, 2012, Vol. 2, Issue 27 at 9

A NEW DEAL FOR NATIVE AMERICA, reprinted on Turtle Talk blog (available at <http://turtletalk.wordpress.com/?s=lloyd&searchsubmit=Find+%C2%BB>) (2009)

ANALYSIS OF THE DEPARTMENT OF THE INTERIOR SOLICITOR'S OPINION ON THE TRIBAL STATUS AND POWERS OF ALASKA NATIVE VILLAGES, by the National Indian Policy Center, George Washington University (1994) (principal author)

CAUGHT IN A CROSSFIRE: CONFLICT IN THE COURTS, ALASKA TRIBES IN THE BALANCE, by the President and Fellows of Harvard College (1990)

REPORT OF THE COMMITTEE ON SELECTED REGULATORY IMPLEMENTATION ISSUES ARISING UNDER THE 1987 AND 1988 AMENDMENTS TO THE INDIAN SELF-DETERMINATION ACT OF 1975, by the National Indian Health Board Self-Determination Act Committee (1988)

PROFESSIONAL ACTIVITIES

Awards and Distinctions

- ❖ Inclusion in Best Lawyers (2010-2016); Named as Best Lawyers' Anchorage Native American Lawyer of the Year (2011, 2016); Best Lawyers' Best Attorneys in Alaska (2013)
- ❖ Inclusion in U.S. News & World Report's Best Law Firms Report as a national first-tier firm in Native American law, as well as an Alaska first-tier firm in this category (2011-2012, 2016)
- ❖ Inclusion in Thomson Reuters' Super Lawyers (2007-2015); Top Ten Super Lawyers in Alaska (2007, 2009, and 2015)
- ❖ Ranked lawyer in Chambers USA (2015)

- ❖ Inclusion in Best Attorneys' Best Law Firms in the national tier and in two metropolitan tiers (2015)
- ❖ Inclusion in Benchmark Plaintiff guide as a Local Litigation Star in Alaska (2014)
- ❖ Corporate International magazine's Commercial Arbitration Law Firm of the Year in Alaska (2013)
- ❖ State of Alaska Legislature, Legislative Citation (2012)
- ❖ Alaska Native Tribal Health Consortium, Healthy Alaska Native Foundation, President's Award for extraordinary achievements and unrelenting pursuit of contract support cost funds for Tribes (2012)
- ❖ Inclusion on American Health Lawyers Association's Honor Rolls for Alaska and for the Northwest for firm's excellence and commitment in the practice of health care law (2012)
- ❖ Federal Bar Association, Chapter Activity Presidential Citation Award (2007)
- ❖ National Indian Health Board, National Impact Award (2000)
- ❖ National Indian Health Board, Medallion Award (1987)

Speaking Engagements

- ❖ Panel Keynote Speaker: 40 YEARS LATER: THE INDIAN SELF-DETERMINATION ACT— IMPACTS AND CHALLENGES
Federal Bar Association, 40th Annual Indian Law Conference (2015)
- ❖ Presenter: 19TH ANNUAL NATIONAL INSTITUTE ON THE GAMING LAW MINEFIELD: INDIAN TRIBES' FEDERAL LABOR LAWS
American Bar Association (2015)
- ❖ Presenter: AN UPDATE ON LITIGATION, APPROPRIATION AND POLICY ISSUES; ICWA POST BABY VERONICA: AN UPDATE ON ICWA IMPLICATIONS AND STRATEGIES TO STRENGTHEN TRIBAL GOVERNMENT PROCESSES
Tribal Self-Governance Consultation Conference (2014)
- ❖ Presenter: HISTORY OF THE IHS LITIGATION; SETTLEMENT OF IHS CONTRACT SUPPORT COST CLAIMS
Falmouth Institute, Tribal Contract Support Cost Summit (2014)
- ❖ Presenter: STATUS OF TRIBAL CLAIMS AND FEDERAL POLICY MANDATING CONTRACT SUPPORT COSTS
National Indian Health Board 31st Annual Consumer Conference (2014)
- ❖ Presenter: BACKGROUND/HISTORY OF THE INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT; LITIGATION: CHEROKEE/RAMAH CASES; INDIAN HEALTH SERVICE – CSC SETTLEMENTS PANEL; CSC SETTLEMENTS & INDIAN HEALTH SERVICE; INDIAN HEALTH SERVICE CSC CLAIMS ISSUES PANEL
Falmouth Institute, Tribal Contract Support Cost Summit (2013)

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- ❖ Presenter: CASE LAW UPDATES AND DISCUSSION OF THORNY ANCSA LAND ISSUES
Alaska Bar Association, Alaska Native Law Section Annual CLE (2013)
- ❖ Presenter: IHS CONTRACT SUPPORT COSTS; UPDATE ON 477 ADMINISTRATIVE
FLEXIBILITY WORKGROUP; DOI CONTRACT SUPPORT COSTS; INDIAN CHILD WELFARE
ACT & RECENT U.S. SUPREME COURT DECISION
Tribal Self-Governance Conference (2013)
- ❖ Presenter: *SALAZAR V. RAMAH* VICTORY
Alaska Bar Association, Alaska Native Law Section (2013)
- ❖ Presenter: WHAT'S NEXT AFTER KEY U.S. SUPREME COURT DECISIONS AFFECTING
TRIBAL ECONOMIC ISSUES; TRIBAL ENTERPRISE OPERATIONS: NATIONAL LABOR
RELATIONS BOARD (NLRB) JURISDICTION
Tribal Rights, Sovereignty and Economic Development Conference (2012)
- ❖ Presenter: BUILDING SOVEREIGNTY AND ADDING REVENUE IN INDIAN COUNTRY: TRIBAL
SELF-DETERMINATION, TRIBAL SELF-GOVERNANCE AND ECONOMIC DEVELOPMENT
2nd Annual Tribal Tax and Business Development Conference (2012)
- ❖ Presenter: SECTIONS 106 AND 107 OF THE INDIAN SELF-DETERMINATION ACT (CONTRACT
SUPPORT COSTS)
National Indian Health Board, 28th Annual Consumer Conference (2011)
- ❖ Presenter: APPELLATE STRATEGIES
Alaska Department of Law Civil Division Retreat (2011)
- ❖ Presenter: NEW DIRECTIONS IN NATIVE HEALTH
Sandra Day O'Connor College of Law at Arizona State University, CLE Conference (2010)
- ❖ Presenter: THE ROLE OF TRIBAL GOVERNMENTS IN THE EVOLUTION OF FEDERAL HEALTH
CARE POLICY
Federal Bar Association, 35th Annual Indian Law Conference (2010)
- ❖ Presenter: THE SUPREME COURT'S UNANIMOUS OPINION IN *CHEROKEE NATION V. LEAVITT*:
LESSONS FOR THE FUTURE
Federal Bar Association, 30th Annual Indian Law Conference (2005)
- ❖ Presenter: National Indian Health Board Annual Conventions (1986-1999, 2004)
- ❖ Presenter: THE INDIAN SELF-DETERMINATION ACT AND CONTRACT COSTS: AN ONGOING
SAGA
National Congress of American Indians (2003)
- ❖ Presenter: THE JUNE 1999 FINAL REPORT OF THE NCAI NATIONAL POLICY WORKGROUP
ON CONTRACT SUPPORT COSTS (1999, 2003)
- ❖ Guest Lecturer: ALASKA NATIVE TRIBAL LANDS, SOVEREIGNTY AND SUBSISTENCE
Yale University School of Law (2000)

- ❖ Presenter: RACISM AND THE DEVELOPMENT OF FEDERAL INDIAN LAW IN ALASKA
Federal Bar Association, Mid-Year Indian Law Conference (2000)
- ❖ Guest Lecturer: ALASKA NATIVES AND FEDERAL INDIAN LAW
Georgetown University School of Law (1999)
- ❖ Presenter: TRIBAL SELF-GOVERNANCE AND SELF-DETERMINATION UNDER THE INDIAN SELF-DETERMINATION ACT, COMING TOGETHER OF THE PEOPLES CONFERENCE—*SEEDING CHARRED GROUND*
University of Wisconsin Law School (1999)
- ❖ Presenter: FEDERAL “INDIAN COUNTRY” LAW AFTER THE SUPREME COURT’S *VENETIE* DECISION
Alaska Bar Convention and Alaska Judicial Conference (joint session) (1998)
- ❖ Presenter: INDIAN LAW AND THE SUPREME COURT’S 1997-98 TERM
Native American Bar Association and Federal Bar Association (joint session) (1998)
- ❖ Presenter: INDIAN TRIBES AND THE FEDERAL TORT CLAIMS ACT
Twenty-Fifth Anniversary Program of the Native American Rights Fund (1996)
- ❖ Presenter: NATIVE AMERICAN HIRING AND CONTRACTING PREFERENCE LAWS
Federal Bar Association, Annual Federal Indian Law Conference (1996)
- ❖ Presenter: THE INDIAN SELF-DETERMINATION ACT AMENDMENTS OF 1994
University of Wisconsin Annual Sovereignty Symposium (Stevens Point) (1996)
- ❖ Guest Lecturer: ALASKA NATIVE TRIBAL LANDS, SOVEREIGNTY AND SUBSISTENCE
Harvard Law School (1995, 1996)
- ❖ Presenter: THE INDIAN SELF-DETERMINATION ACT AMENDMENTS OF 1994
Federal Bar Association, Annual Federal Indian Law Conference (1995)
- ❖ Presenter: INDIAN TRIBES AND THE UNITED STATES SUPREME COURT
University of Wisconsin Annual Sovereignty Symposium (Stevens Point) (1995)
- ❖ Presenter: THE INDIAN SELF-DETERMINATION ACT AMENDMENTS OF 1994
Affiliated Tribes of Northwest Indians Winter Conference (1995)
- ❖ Presenter: THE INDIAN SELF-DETERMINATION ACT AMENDMENTS OF 1994
A seminar series held in Albuquerque, Minneapolis, Seattle and Anchorage (1995)
- ❖ Guest Lecturer: TRESPASSERS ON ANCSA LANDS
Bristol Bay Native Corporation Officers’ and Directors’ Workshop (1993)
- ❖ Presenter: BIA AND IHS FAILURES TO IMPLEMENT THE INDIAN SELF-DETERMINATION ACT AMENDMENTS OF 1988
National Congress of American Indians Annual Convention (1993)

- ❖ Presenter: FEDERAL INDIAN LAW IN ALASKA: A BRIEF REVIEW OF LITIGATION AND LEGISLATION RELEVANT TO SELECTED VILLAGE TRIBAL SOVEREIGNTY ISSUES
Annual Alaska Judicial Conference (1992)
- ❖ Presenter: REVISITING THE INDIAN SELF-DETERMINATION ACT IN THE NEXT CONGRESS: NECESSARY REFORM – AGAIN!
National Congress of American Indians Annual Convention (1992)
- ❖ Guest Lecturer: ALASKA NATIVES AND FEDERAL INDIAN LAW
Harvard Law School (1991)
- ❖ Presenter: TRIBAL SOVEREIGNTY IN AMERICA AND ALASKA
Alaska Academy of Trial Lawyers, Community Law School (1991)
- ❖ Guest Lecturer: ALASKA NATIVES AND FEDERAL INDIAN LAW
Harvard Law School (1990)
- ❖ Presenter: HARVARD INDIAN LAW SYMPOSIUM
Harvard Law School (1989)
- ❖ Presenter (14 programs) and Planning Committee Chair, Co-Chair or member (representative topics have included federal Indian law, U.S. Supreme Court developments in Indian law, tribal courts, the Indian Child Welfare Act, Alaska Native ANCSA land matters; ANCSA corporations and Alaska corporate law; surveys of recent federal legislative developments; tribal economic development, and self-determination and self-governance laws)
Alaska Bar Association, Annual Alaska Native Law Conferences (1984-2000, 2003)

Memberships

- ❖ Director, Anchorage (2014)
Justice Not Politics Alaska (group supporting Alaska's merit-based judicial selection and retention system)
- ❖ Member (2010-2013)
National Council
Federal Bar Association
- ❖ Co-Chair (2010-2013)
Appellate Law Section
Alaska Bar Association
- ❖ Member (2008-2010)
Circuit Executive Committee
U.S. Court of Appeals for the Ninth Circuit
- ❖ Chair (2007-2009) and Board member (2006-2007)
Trustees for Alaska, Inc. (non-profit environmental law firm)

- ❖ Lawyer Representative (2004-2007)
District of Alaska to the Ninth Circuit (by appointment of the Alaska Bar Association)
- ❖ Editor and Contributing writer (1998-2000) and Work Group (a.k.a Task Force) member (1998-2006)
NCAI National Policy Work Group on Contract Support Costs
- ❖ Co-Chairperson (1992, 1993)
Annual Federal Indian Law Conference
Federal Bar Association
- ❖ Board Member (1992-1993)
Civil Justice Reform Act Committee
U. S. District Court for the District of Alaska
- ❖ Founder, Chairman (1984-1993) and Executive Committee Member (1984-1993)
Alaska Native Law Section
Alaska Bar Association
- ❖ President (1986-1987), Vice President (1985-1986, 1992-1993) and Member (1984-1993)
Board of Directors
Alaska Legal Services Corporation
- ❖ Founding Co-Chairman (1998) and Committee Member (1999, 2000)
Partners in Justice Campaign
Alaska Legal Services Corporation
- ❖ Member, Planning Committee (1990)
Northern Justice Conference (Alaska, Yukon Territory, British Columbia, former U.S.S.R.)

EDUCATION

University of Virginia School of Law
Charlottesville, Virginia
Degree: J.D. (1978)
Order of the Coif
Executive Director (1976-1977), Post-Conviction Assistance Project, Inc.:
Legal Environment Group, member (1976-78)

Yale University
New Haven, Connecticut
Degree: B.A. in Philosophy and Psychology (December 1974)

CLERKSHIP

Law Clerk to the Hon. James M. Fitzgerald, Chief Judge
United States District Court, District of Alaska
Federal Building and Courthouse
701 C Street
Anchorage, Alaska 99501
(July 1978 - July 1979)

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BAR ADMISSIONS

District of Columbia Bar (1979)
Alaska Bar (1979)
U.S. Supreme Court (1984)
U.S. Court of Appeals for the D.C. Circuit (1980)
U.S. Court of Appeals for the Fifth Circuit (2010)
U.S. Court of Appeals for the Sixth Circuit (2013)
U.S. Court of Appeals for the Ninth Circuit (1996)
U.S. Court of Appeals for the Tenth Circuit (1982)
U.S. Court of Appeals for the Federal Circuit (1999)
U.S. Court of Federal Claims (1979)
U.S. District Court for the District of Columbia (1981)
U.S. District Court for the District of Alaska (1979)
U.S. District Court for the District of New Mexico (2015)