The 22nd Annual WSBA Indian Law Seminar will look at the critically important matter of the Law of Native American Cultural Resources and Land. Along with Thomas Schlosser’s annual litigation update and providing an overview of the Seattle University Mitigation Project such areas as: land consolidation, assets claims, opt-out representation, and in government investigations ethical issues of confidentiality, identifying the client and providing proper disclosures will be covered.

Approved for 5.75 CLE Credits for Washington Attorneys:
5.0 General Credits and .75 Ethics Credit

Co-sponsored by the WSBA Indian Law Section

22ND WSBA INDIAN LAW SEMINAR
The Law of Native American Cultural Resources and Land

Friday, May 21, 2010
Washington State Convention Center
Rooms 615–617
On Pike Street, between 7th and 8th Avenues
Seattle, Washington

All Levels

Approved for 5.75 CLE Credits for Washington Attorneys:
5.0 General Credits and .75 Ethics Credit
The Law of Native American Cultural Resources and Land

MORNING

7:30 a.m.
Check-in • Walk-in Registration • Distribution of Course Material • Coffee and Pastry Service

8:30 a.m.
Welcome and Blessing
Welcome — Christina Parker, CLE Chair, Northwest Justice Project, Everett
Blessing — Sweetwater Nannauki (Tlingit, Haida, Tsimshian)

8:45 a.m.
Litigation Update
Thomas Schlosser presents his annual very popular litigation update.
Thomas Paul Schlosser — Monaise Schlosser Jackson, Seattle

9:30 a.m.
Conservation Easements on Trust Land — Treaty Right to Habitat Protection
• Mitigation Banking and In Lai Fee Program
• The Culverts Sub-proceeding of US v Washington — “Easements” for Fish Passage and Implied Rights to Fish Habitat on Ceded Lands
Reid Allison — Reservation Attorney, Tulalip Tribes
John Steck — Of Counsel for Kanji and Katzen, PLLC
Moderator: Christina Parker — Staff Attorney Northwest Justice Project, Everett

10:45 a.m.
Break

11:00 a.m.
The Protection of Cultural Intellectual Property and Resources
• Overview of the basic forms of intellectual property under state and federal laws, the Indian Arts and Crafts Act
• A discussion of how these laws can be used to protect tribal assets, as well as shortcomings in the laws and suggested remedies
Moderator: Mike A. Kennedy — Native American Advocacy Coordinator, Northwest Justice Project, Seattle
Rob Ray Smith — Of Counsel, Ater Wynne LLP, Seattle
Cassion McFarland — Solo Practitioner, Bainbridge Island

12:00 p.m.
Lunch on Your Own

AFTERNOON

1:00 p.m.
Cobell Settlement
• Highlights land consolidation issue
• Other asset claims and opt-out representation
Doug Nash — Director of the Center for Indian Law & Policy at Seattle University Law School
Rob Ray Smith — Of Counsel for Ater Wynne LLP
Moderator: Mike A. Kennedy — Native American Advocacy Coordinator, Northwest Justice Project, Seattle

2:15 p.m.
The Seattle University School of Law’s Indian Law Dispute Resolution Project
• Overview of the project
• Highlights the projects work in preserving culture and cultural resources
• Emphasis is on the resolution of civil disputes as opposed to mitigation of cultural resources
Doug Nash — Director of the Center for Indian Law & Policy at Seattle University Law School
Moderator: Quanah Spencer — Of Counsel for Williams Kastner, Seattle

3:00 p.m.
Break

3:15 p.m.
Ethics of Representing Tribes and Tribal Entities in Government Investigations
• Avoiding confidential conflicts
• Providing proper disclosures
Sunny Hugh Smith — Covington & Burling, Seattle
Jim Brewer — Reservation Attorney, Tulalip Tribes
Moderator: Tim Brewer — Reservation Attorney Tulalip Tribes

4:00 p.m.
Complete Evaluations • Adjourn

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I wish to register for the following seminar:
☐ 22nd WSBA Indian Law Seminar
The Law of Native American Cultural Resources and Land
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Authorized Signature ____________________________

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