

JILL E. TOMPKINS
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EDUCATION

University of Maine School of Law, Portland, Juris Doctorate, 1989.

The King's College, Briarcliff Manor, NY, Bachelor of Arts, *Magna cum laude*, double major in English and History, 1985.

PROFESSIONAL AFFILIATIONS

Admitted to the Bars of: State of Maine (1989), Penobscot Nation (1990), Passamaquoddy Tribe (1992), U.S. District Court for the District of Maine (1993), State of Connecticut (1996), State of Colorado (2002); U.S. Court of Appeals for the Tenth Circuit (2004) and U.S. Supreme Court (2008).

Member, National American Indian Court Judges Association ("NAICJA") (1994 to present), Region 7 Northeast Director (1994 to 2000), President (1997-1999), First Vice President (1999-2000), Treasurer (1997-1999). National Coordinator for the annual National Tribal Judicial Conference (1995-1999). Represented the Association on national tribal justice issues, including testifying before the United States Senate Committee on Indian Affairs and meetings with members of Congress and former Attorney General Janet Reno.

President, Eastern Tribal Court Judges Association (1997 to 2009).

Member, American Bar Association, Maine Bar Association, Colorado Bar Association, Federal Bar Association and Colorado Indian Bar Association.

Member, Bureau of Indian Affairs Budget Advisory Committee Judicial Task Force.

Member, City of Denver Office of the Mayor Advisory Committee on American Indian Affairs.

Member, Denver Indian Family Resource Center Service Delivery Advisory Committee.

Member, Colorado Court Improvement Committee (appointed by Chief Justice Mularkey)

Member, National American Indian Boarding School Healing Coalition

JUDICIAL AND LEGAL EXPERIENCE

Justice and Judge Pro Tempore, Tribal Court and Court of Appeals of the Shakopee Mdewakanton Sioux (Dakota) Community, Shakopee, MN.

July 2010 to present.

Serve as judge pro tempore at either the trial or appellate level when a judge or justice is unavailable or has recused him or herself.

Appellate Justice, Pokagon Band of Potawatomi Indians Court of Appeals,
Dowagic, MI.

February 2003 to present.

Assist in the development of the Pokagon Band tribal justice system and adjudicate appeals from the Pokagon Band of Potawatomi Tribal Court.

Director & Clinical Professor of Law, University of Colorado School of Law,
American Indian Law Clinic, Boulder CO.

December 2001 to present.

Oversees the operation of the American Indian Law Clinic, which through the work of law students, provides legal representation and services to low income Native Americans in the metro Denver area and tribes across the United States. In addition to individually supervising the student attorneys, also teaches a weekly seminar on select topics of Indian law, professional ethics and lawyering skills.

Executive Director, National Tribal Justice Resource Center, Boulder, CO.

September 2000 to November 2001.

Founded, developed and administered the federally funded Resource Center, a project of NAICJA, which provides technical assistance and resource materials for Native American and Alaska Native tribal justice systems. First proposed the concept of the Resource Center as President of NAICJA to Attorney General Reno in June 1998 and chaired the NAICJA task force dedicated to its establishment.

Appellate Justice, Mashantucket Pequot Court of Appeals, Mashantucket, CT

September 2000 to present.

Adjudicate appeals from judgments of the Mashantucket Pequot Tribal Court.

Appellate Justice, Passamaquoddy Appellate Court, Sipayik and Motakmikuk, ME.

June 1999 to present.

Hear and decide appeals from the Passamaquoddy Tribal Court and serve *Pro Tempore* as Chief Judge as necessary.

Chief Judge, Mashantucket Pequot Tribal Court, Mashantucket, CT.

April 1994 to September 2000.

Chief administrative judge and trial judge in all criminal, juvenile and civil matters. Editor of the Mashantucket Pequot Reporter, the Mashantucket Pequot Tribal Court Reports and the "Pequot Court News." Primary drafter of the Mashantucket Pequot Rules of Civil Procedure, Rules of Evidence and Rules of Criminal Procedure. Responsible for overall administration of the Mashantucket Pequot Court System.

Faculty, National Judicial College, Tribal Court Jurisdiction Course, 1993 and Special Court Jurisdiction, 1997.

Chief Judge, Passamaquoddy Tribal Court, Sipayik and Motakmikuk, ME.

July 1992 to April 1995.

Sole administrative and trial judge presiding over all matters within the jurisdiction of the Passamaquoddy Tribal Court.

Justice of the Peace, State of Maine. *July 1992 to July 1997.*

Associate, Archer, Perry & Jordan, P.A., Brewer, ME.

November 1994 to April 1995.

General practice of law with concentration in American Indian law, family law and criminal defense.

Director, Penobscot Nation Judicial System, Indian Island, ME.

June 1990 to October 1994

Supervising attorney of the Penobscot Nation Public Defender's office responsible for defense of all indigent and near-indigent Native Americans. Provided legal advice for the creation, revision and codification of Penobscot Nation laws, ordinances and rules of court. Testified regarding proposed amendments to pertinent federal and state laws affecting Penobscot Nation jurisdiction. Court administrator for federally funded tribal justice system. Served on Penobscot Nation Child Protective Team, Penobscot Nation Constitution Committee and Penobscot Nation Internal Affairs Commission.

Assistant Tax Specialist, KPMG Peat Marwick, Portland, ME.

January 1989 to January 1990.

Prepared tax returns, filings and other compliance documents for a broad range of individuals and business entities. Conducted legal research for use in firm memoranda, client letters and firm newsletters on novel tax issues.

REPORTED CASES (As legal counsel)

B.H. v. People in Interest of X.H., 138 P.3d 299 (Colo.2006).

In Re: J.C.T., 176 P.3d 726 (Colo. 2007)

In Re N.B v. L.W-E ex rel. B.S.B. --- P.3d ----, 2007 WL 2493906 (Colo.App. 2007), cert.denied 2008 WL 757927.

Plains Commerce Bank v. Long Land and Family Cattle Co., 128 S.Ct. 2709, No. 07-411 (June 25, 2008) (Brief of Amici National American Indians Court Judges Association, Northwest Intertribal Court System and Navajo Nation.)

REPORTED CASES (As justice or judge)

Too numerous to list. Search on Westlaw© for "Jill E. Shibles" and "Jill E. Tompkins" in the "Judge" field.

PRESENTATIONS AND PUBLICATIONS

April 2011, presented at the Federal Bar Indian Law Conference a paper entitled, "Best Practices in Indian Child Welfare Act Practice: Working from the Inside Out."

February 2011, delivered a presentation entitled, "Gender Justice and Tribal Legal Systems" at the national Thomas Jefferson School of Law 10th Anniversary Women and the Law Conference, "Gender Justice and Tribal Sovereignty: Native American Women and the Law."

July 2010, co-presented with David Selden and Professor Sherri Thomas, a pre-conference workshop, **Tribal Law Research**, for the American Association of Law Librarians at their national conference in Denver, CO.

June 2010, October 2009 and February 2009 conducted trainings for State of Colorado judicial, legal and social services personnel entitled, **Basics of the Federal Indian Child Welfare Act and Interface with the Colorado Children Code** hosted by the Denver Indian Family Resource Center.

January 2010 participated in a panel discussion on the Indian Child Welfare Act and addressed the applicability of the Act to non-parent private custody actions for the **Next Great Generation of American Indian Law Judges Conference** at the University of Colorado Law School.

April 2008 presented to the Federal Bar Indian Law Conference in Albuquerque, NM a paper titled: **30 Years of "Breathing" – Emerging Issues Under the Indian Child Welfare Act of 1978.**

March 2007 lectured and delivered a paper entitled, **Applicability of the Indian Child Welfare Act to Colorado Allocation of Parental Responsibilities Actions** at the North American Indian Legal Services' Indian Family Law Continuing Legal Education Seminar, Denver, CO.

April 2005 presented a paper in progress titled, **Finding the Indian Child Welfare Act in Unexpected Places: Application in Third Party Custody Actions** at the University of North Dakota School of Law Annual Indian Law Conference.

January 2004 delivered Continuing Legal Education lecture to the Colorado Indian Bar Association, "**United States v. Lara: Conflicting Views of Tribal Sovereignty,**" Boulder, CO.

September 2003 presented a paper in progress entitled, "Traditional Tribal Justice Practices and the Indian Civil Rights Act: The Tension Between Tribal Autonomy and Individual Rights," at the **University of Washington School of Law's 16th Annual Indian Law Symposium.**

April 2003, coordinated the first Colorado Tribal-State Judicial Seminar, **Improving Implementation of Federal Full Faith and Credit Mandates** at Southern Ute Reservation, Ignacio, CO and presented the topic: "General Principles of Full Faith and Credit in the Tribal-State Context."

May 2003, **2nd National Symposium on Children, Courts and the Federal Child Support Enforcement Program** presented by the Office of Child Support Enforcement

Presented "General Principles of Full Faith and Credit in the Tribal-State Context" to primarily federal and state employees working in the child support enforcement field.

March 2003, Oyate & American Indian Advocacy at the University of Colorado at Boulder, **Power, Politics: Native Women Sharing Leadership Symposium**, addressed the topic: "Canceling the Native American Identity: Genocide by Federal and Tribal Law."

November 2002, **Eastern Tribal Judicial Conference**, sponsored by the Mohegan Tribal Council of Elders taught on the topic, "Who Said You Could Do That? The Unauthorized Practice of Law in Tribal Jurisdictions."

October 2002, **Rocky Mountain Region Clinical Conference**, sponsored by the University of New Mexico School of Law presented paper entitled, "Tribal Issues That Might Affect Your Clients."

March 2002, **Building for the Seventh Generation: Preserving Tribal Culture Through Governmental Reform Symposium** sponsored by the Arizona State University College of Law addressed the topic, "The Future of the Tribal Judiciary: Professionalism, Peacemaking or Perish."

January 2002, **Tribal Healing to Wellness Court Planning Series**, served as faculty for this three session planning training sponsored by the Native American Alliance Foundation. Presented the topic, "The Judicial Response to Drug Testing."

August 2001, **National Tribal Court Technology and Case Management Conference** presented paper and gave keynote address entitled, *Purposes and Goals of Effective Case Management for the Tribal Justice System*. Also lectured on the topic, "What Information Can I Give Out? Issues of Confidentiality, Sensitivity and Tribal Policy Surrounding Court Records."

May 2000, **Mashantucket Pequot Tribal Bar Association Annual Meeting** presented "An Overview of the Mashantucket Pequot Child Protection and Family Preservation Law."

February 2000, delivered lecture entitled "The Sovereignty of Indian Nations of Maine" given to the **State of Maine Legislature** at "**A Workshop on Sovereignty from the Tribal Perspective**" sponsored by the Maine Indian Tribal-State Commission. Author of an accompanying informational pamphlet entitled *Answers to Frequently Asked Questions about Native Americans in Maine*.

September 1999, **Plimoth Plantation's "Visible Images, Invisible People: Roots of the Future Wampanoag History of the 17th Century" Conference**, participated in a panel discussion addressing the topic, "The Arrogance of Colonialism: Differences Over Land."

March 1999, **Sovereignty and Gaming**, instructed Native American Studies seminar class on legal recognition of Native American tribal sovereignty and the impact of the enactment of the Indian Gaming Regulatory Act, 25 U.S.C. §§ 2701-2721.

June 1998, **Symposium on Indian Law and Tribal Sovereignty: Interconnectedness in Life and Law**, presented paper entitled “Tribal Sovereignty and Self-Government: The Bases for Tribal Justice Systems” to an audience consisting of members of the Connecticut, federal and tribal judiciaries and Indian law professionals.

March 1998, Keynote Speaker, **16th Annual Wabanaki Education Conference**, “Helping Native American Students Prepare for Their Roles and Responsibilities as Sovereign People.”

September 1997, **Tribal Law and Governance Conference**, member of the American Indian Nations Supreme Court hearing re-argument of the 1903 U.S. Supreme Court decision *Lone Wolf v. Hitchcock*, 187 U.S. 553. Commentator on “The Role of Tribal Attorneys in Developing Tribal Sovereignty.”

June 1996, **Environmental Protection Agency**, Region 1, Boston, MA, conducted a training session for EPA staff with co-presenter Mark Chavaree, Esq. on general principles of tribal sovereignty, tribal governments, tribal courts and the emerging role of Indian tribes under federal environmental laws.

May 1996, **Tufts University**, conducted a Native American Studies seminar class on the topics of tribal sovereignty, tribal self government, sovereign immunity and the legal underpinnings of tribal gaming authority.

April 1996, **National Tribal Judicial Conference**, sponsored by the National American Indian Court Judges Association, served as National Coordinator and presented the topic “**Community Education By Tribal Judges.**”

February 1996, “**Making Difference Work: Cultural Context in Abuse and Neglect Practice for Judges and Attorneys**” assisted author Karen Aileen Howze, Esq. of the American Bar Association’s Center on Children and the Law to develop and publish a method for questioning the context of culture and subculture of Native Americans who become enmeshed in judicial child protective proceedings. This publication is intended to be used by judges and attorneys in any judicial forum.

September 1994, **The Pro Bono Lawyer: Child Support – Interstate, Military and Tribal Issues**,” a continuing legal education seminar at which presented a paper entitled **Tribal Child Support Issues** to the Maine State Bar Association.

Spring 1994, **University of Maine School of Law**, spoke to an Indian law seminar class on the federal Indian decisional law acknowledging tribal sovereignty and then presented to the general law school population the topic “**Tribal People, Tribal Lands, Tribal Courts**” concerning the exercise of inherent tribal authority through tribal courts and the impact of gaming on tribal courts. Also, co-presented with Henry Sockbeson, Esq. of the Native American Rights Fund on general topics of federal Indian law and tribal sovereignty to a general audience (Autumn 1991).

October 1993, “**Tribal Court Jurisdiction**,” course presented by the National Judicial College, prepare course materials and taught the sessions: *Search and Seizure, Jury Procedures, Major Crimes Act: Concurrent Jurisdiction, BIA Judicial Services Contract Regulations, Equal Protection*. Invited back to teach tribal components of **Special Court Jurisdiction Course** in March 1997.

January 1993, "**Approaches and Remedies to Domestic Violence: Tribal and State, University of Maine at Machias**, co-presented with Maine District Court Judge John Romei.

Autumn 1991, "**Jurisdiction of Tribal Courts in Maine: A Regional Conference**" organized the three day state and tribal conference which discussed Tribal Criminal Jurisdiction – October 25, 1991 (presented session entitled "**Juveniles and the Tribal Judicial System**"), Tribal Civil Jurisdiction – November 22, 1991 (presented session "**Legal Services Available to Tribal Members**"), the Indian Child Welfare Act – December 13, 1991 (presented session "**The Role of the Child Protection Team**"). In conjunction with the Regional Conference authored and published **A Guide to Legal Services in the State of Maine** which was distributed to Maine state and tribal courts.

PUBLICATIONS

A GUIDE FOR TRIBAL COURT LAW CLERKS AND JUDGES (with Massey Mayo Case, University of Colorado, 2007)

"Finding the Indian Child Welfare Act in Unexpected Places: Applicability in Non-Parent Private Custody Actions," 81 COLO.L.REV. 1119-1185 (Fall 2010).

HONORS

CACMA Diversity Service Recognition Award, University of Colorado at Boulder, 2008

Alumnae of the Year, The King's College, New York City, New York, 2006.

LAW SCHOOL SERVICE

Admissions Committee, 2007-2008

Academic and Student Affairs Committee, 2008-2009

Clinical Evaluations Committee, 2010-2011

Dean's Search Committee, 2010-2011

INTERESTS AND ASSOCIATIONS

Enrolled Member, Penobscot Indian Nation, Indian Island, Maine.

Member, Penobscot Nation Election Appeals Commission, 1994 to present.

Secretary and Treasurer, Board of Directors, Maine Indian Basketmakers Alliance, 1993 – April 1995, Member, 1993 to present.

Founding Member, Maine Coordinating Council for State and Tribal Courts, 1993 – 1995.

Founding Member, Connecticut Coordinating Council for State and Tribal Courts, 1996 to present.

Secretary and Treasurer, Penobscot Nation Museum Committee, 1991 – 1995.

Apprentice, Maine Traditional Arts Apprenticeship Program, Penobscot ash and sweetgrass basketry, 1992 – 1993. Continues to make traditional Penobscot baskets.

Co-Leader, Longmont Girl Scout Troop 2567, 2007 to present.