



# THE SECOND NEW YORK LISTENING CONFERENCE

SEPTEMBER 29–30, 2016  
ALBANY, NEW YORK

“Working Toward Solutions”



Co-Sponsored by  
The NY Federal-State-Tribal Courts & Indian Nations Justice Forum  
The New York State Judicial Institute and  
The Western Community Policing Institute

# Thursday, September 29, 2016

<b>11:30 AM</b>	<b>WELCOME LUNCH</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>Welcoming Remarks</b>	Hon. Marcy L. Kahn, <i>Associate Justice, Appellate Division, New York Supreme Court, and chair of the New York Tribal Courts Committee</i> Hon. Carrie E. Garrow, <i>Chief Judge, Saint Regis Mohawk Tribe and Native Co-facilitator, NY Federal-State-Tribal Courts &amp; Indian Nations Justice Forum</i> Hon. Juanita Bing Newton, <i>Dean, New York State Judicial Institute</i>	
<b>Traditional Opening</b>	Tadodaho, Sidney Hill of the Haudenosaunee and the Onondaga Nation	
<b>Opening Speakers</b>	Hon. Janet DiFiore, <i>Chief Judge, New York State</i> (by video) Hon. Robert Katzmann, <i>Chief Judge, United States Court of Appeals for the Second Circuit</i> (by video) Hon. Richard Hartunian, <i>United States Attorney for the Northern District of New York, Chair of the Attorney General's Advisory Committee and a member of its Indian Nations Sub-Committee</i>	
<b>12:45 PM</b>	<b>BREAK</b>	
<b>1:00 PM</b>	<b>PLENARY SESSION</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>SESSION A</b>	<b>FINDING JUSTICE FOR INDIGENOUS SURVIVORS OF VIOLENCE</b>	
<b>Program Chairs</b>	Hon. Joan Madden, <i>New York Supreme Court, New York County</i> Deborah Parker, <i>Tribal Council, Former Vice Chair, Tulalip Tribe, Tulalip, WA</i> Chief Beverly Cook, <i>Saint Regis Mohawk Council</i>	
<b>2:15 PM</b>	<b>BREAK</b>	
<b>2:30 PM</b>	<b>AFTERNOON CONCURRENT SESSIONS</b>	
<b>SESSION B1</b>	<b>FEDERAL LAW ISSUES: TLOA, DOMESTIC VIOLENCE AND VAWA</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>Program Chairs</b>	Elizabeth Horsman, <i>Assistant United States Attorney, Northern District of New York</i>	
<b>Topic</b>	1. Tribal Law and Order Act of 2010: Updates and Topical Issues	
<b>Speakers</b>	Tracy Toulou, <i>Director, Office of Tribal Justice, United States Department of Justice</i> Joshua Ederheimer, <i>Senior Law Enforcement Advisor to the Office of Tribal Justice</i> Grant C. Jaquith, <i>First Assistant United States Attorney, Northern District of New York</i>	
<b>Topic</b>	2. Addressing Domestic Violence in Indian Country, Orders of Protection, Identifying Habitual Offenders	
<b>Speaker</b>	Professor Sarah Deer, <i>2014 MacArthur Fellow and Co-Director, Indian Law Program, Mitchell Hamline School of Law</i>	
<b>SESSION B2</b>	<b>RECOGNITION OF TRIBAL NATION JUDGMENTS, ORDERS AND OFFICIAL ACTIONS</b>	<b>Stonehenge Rooms A &amp; D</b>
<b>Program Chairs</b>	Hon. Patricia Maxwell, <i>Former Erie County Family Court Judge</i> ; Hon. Marcy L. Kahn	
<b>Topics</b>	1. New York Comity Rule (22 NYCRR § 202.71) 2. Reciprocal Recognition of State Orders 3. NYS Department of Motor Vehicle Policy	
<b>Speakers</b>	Hon. Marcy L. Kahn Hon. Patricia Maxwell Hon. Esther Maybee, <i>Seneca Indian Nation Surrogate Judge</i> Hon. Robert Hurlbutt, <i>Oneida Nation Court Judge</i> Pamela Starsia, <i>Oneida Nation Staff Attorney</i> Christine Todd, <i>Oneida Nation Court Clerk</i>	
<b>3:45 PM</b>	<b>Break</b>	
<b>4:00 PM</b>	<b>CONCURRENT REGIONAL BREAKOUT SESSIONS: WHAT'S WORKING, WHAT IS NOT</b>	
<b>SESSION C1</b>	<b>LI/NYC REGIONAL GROUP</b>	<b>Stonehenge Room A</b>
<b>Facilitators</b>	Hon. Lizbeth Gonzalez, <i>Justice, New York Supreme Court, Appellate Term, Bronx County</i> Chief Harry Wallace, <i>Unkechaug Nation</i>	
<b>Topic</b>	1. Law Enforcement	
<b>Speaker</b>	Timothy D. Sini, <i>Suffolk County Police Commissioner</i>	
<b>Topic</b>	2. Native American Graves Protection and Repatriation Act (NAGPRA)	
<b>Speaker</b>	Melanie O'Brien, <i>Program Manager, National NAGPRA Program</i>	

<b>SESSION C2</b>	<b>NORTHERN REGIONAL GROUP</b>	<b>Stonehenge Room B</b>
<b>Facilitators</b>	Micaelee Horn, <i>Coordinator, Saint Regis Mohawk Tribal Healing to Wellness Court</i> Elizabeth Horsman	
<b>Topics</b>	1. Exclusion Orders 2. Children's Advocacy Center 3. Human Trafficking and Indian Country 4. Roundtable Discussion	
<b>SESSION C3</b>	<b>WESTERN REGIONAL GROUP</b>	<b>Stonehenge Room C</b>
<b>Facilitators</b>	Hon. Sharon Townsend, <i>Justice, New York Supreme Court, Erie County, and Vice-Chair of the New York Tribal Courts Committee</i> Hon. Julie Snow, <i>Seneca Nation Court of Appeals</i>	
<b>Topic</b>	Environmental Issues	
<b>Speakers</b>	Sylvia Patterson, <i>Seneca Nation Environmental Protection Director</i>	
<b>SESSION C4</b>	<b>CENTRAL REGIONAL GROUP</b>	<b>Stonehenge Room D</b>
<b>Facilitators</b>	Hon. Carrie Garrow Leah A. Russell, <i>Senior Associate, Tribal Justice Exchange, Center for Court Innovation</i>	
<b>Topic</b>	Domestic Violence and Assault in Indian Country	
<b>Speaker</b>	Amie Barnes, <i>Executive Director, Seven Dancers Coalition</i>	
<b>5:45 PM</b>	<b>BREAK</b>	
<b>6:30 PM</b>	<b>DINNER</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>Coordinator</b>	Hon. Marcy L. Kahn	
<b>Introduction</b>	Hon. Glenn T. Suddaby, <i>Chief Judge, United States District Court for the Northern District of New York</i>	
<b>Dinner Speaker</b>	Denise E. O'Donnell, <i>Director, Bureau of Justice Assistance, United States Department of Justice</i>	
<b>Native Dancers</b>	Shako:wi Dance Troop led by Singer Wes Halsey, <i>Oneida - Wolf Clan</i> Appearing courtesy of the Oneida Indian Nation of New York	

# Friday, September 30, 2016

<b>7:30 AM</b>	<b>BREAKFAST</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>Coordinator</b>	Hon. Robert Main, <i>Acting Justice, New York Supreme Court, Franklin County</i>	
<b>Presentation</b>	Healing to Wellness Courts	
<b>Presenters</b>	Micaelee Horn Aaron Arnold, <i>Director, Treatment Court Programs and Tribal Exchange, Center for Court Innovation</i>	
<b>8:30 AM</b>	<b>PLENARY SESSION</b>	
<b>SESSION D</b>	<b>FAMILY LAW ISSUES</b>	<b>Stonehenge Rooms A &amp; D</b>
<b>Program Chair</b>	Hon. Sharon Townsend	
<b>Topic</b>	1. The Best Interests of the Indian Child	
	A. ICWA Legislative Intent	
<b>Speakers</b>	Hon. Edwina Richardson-Mendelson, <i>Justice, New York Supreme Court, Criminal Term and Family Court Judge</i> Hon. Carrie E. Garrow Freida Jacques, <i>Home/School Liaison, Onondaga Nation</i> Veronica Treadwell, <i>Foster Care Family Team Conference Facilitator for Suffolk County Office of Family Services</i> Laverne Lyons, <i>Onondaga Nation</i>	
	B. Panel Discussion: What you need to know about the new ICWA Guidelines	
<b>Moderator</b>	Hon. Carrie E. Garrow	
<b>Topic</b>	2. New Frontiers in Native Child Support Enforcement	
<b>Speakers</b>	Eileen Stack, <i>Deputy Commissioner, Office of Temporary and Disability Assistance</i> Sandra Rourke, <i>CSEU Administrator, Saint Regis Mohawk Tribe</i> Jamie Bay, <i>Director, Saint Regis Mohawk Tribe Community and Family Services</i>	

<b>10:00 AM</b>	<b>BREAK</b>	
<b>10:15 AM</b>	<b>MORNING CONCURRENT SESSIONS</b>	
<b>SESSION E1</b>	<b>LOCAL JUSTICE COURT ISSUES ROUNDTABLE NATIVE PERSPECTIVES</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>Program Chair</b>	Hon. Marcy L. Kahn	
<b>Topic</b>	A. Panel Discussion: Bail Reform for Native Arrestees in Town Court	
<b>Moderator</b>	Hon. Michael Coccoma, <i>Deputy Chief Administrative Judge for the Courts Outside New York City</i>	
<b>Panelists</b>	Hon. Marcy L. Kahn Hon. Peter J. Herne, <i>Former Chief Judge, Saint Regis Mohawk Tribe</i> Hon. Robert Main Aaron Arnold Matthew Chivers, Esq., <i>Special Counsel, Town and Village Courts</i> Nancy Sunukjian, Esq., <i>Director, Office of Court Administration Justice Court Support and Special Counsel to Deputy Chief Administrative Judge for Courts Outside of New York City</i> Terrance Durant, <i>Justice, Bombay Town Court</i> Curtis Smith, <i>Justice, Bombay Town Court</i>	
<b>Topic</b>	B. Native Community Involvement at Sentencing and in Facilitating Re-entry	
<b>Speakers</b>	Robert Maccarone, <i>Director, Office of Probation and Correctional Alternatives, NYS Division of Criminal Justice Services</i> Brian Kauffman, Ph.D., <i>Director, Western Community Policing Institute</i> David Rogers, <i>CEO, Tribal Public Safety Innovations; Former Nez Perce Police Chief</i>	
<b>SESSION E2</b>	<b>GRAVE REPATRIATION</b>	<b>Stonehenge Rooms A &amp; D</b>
<b>Program Chairs</b>	Hon. Lisbeth Gonzalez Chief Harry Wallace	
<b>Speakers</b>	Melanie O'Brien Dr. Daniel Seinfeld, <i>Florida Bureau of Archaeological Research, Division of Historical Resources</i>	
<b>12:15 PM</b>	<b>BREAK</b>	
<b>12:30 PM</b>	<b>FINAL PLENARY SESSION</b>	<b>Stonehenge Rooms B &amp; C</b>
<b>SESSION F</b>	<b>PANEL DISCUSSION: WHERE DO WE GO FROM HERE? REPORTS FROM REGIONAL BREAK-OUT SESSIONS</b>	
<b>Coordinator</b>	Hon. Carrie E. Garrow	
<b>Moderators</b>	Hon. Hugh Gilbert, <i>Justice, New York Supreme Court, Jefferson County and Non-Native Co-facilitator NY Federal-State-Tribal Courts &amp; Indian Nations Justice Forum</i> Hon. Carrie E. Garrow	
<b>Panelists</b>	Designated reporters from each of the regional breakout sessions	
<b>1:15 PM</b>	<b>TRADITIONAL CLOSING</b>	
	Francine Patterson, <i>Tuscarora Nation</i>	
<b>1:30 PM</b>	<b>BOX LUNCH</b>	<b>Mezzanine</b>
<b>2:00 PM</b>	<b>LAW ENFORCEMENT LISTENING SESSION</b>	<b>Stonehenge Room B</b>
<b>Facilitators</b>	Brian Kauffman, Ph.D. David Rogers Eugene J. Conway, <i>Onondaga County Sheriff</i> Timothy D. Sini, <i>Suffolk County Police Commissioner</i> Matthew Rourke, <i>Chief of Police, Saint Regis Mohawk Tribal Police</i>	