

ELIZABETH HIDALGO REESE

Yunpoví (Tewa: Willow Flower) · Pueblo of Nambé (tribally enrolled)
Stanford Law School · 559 Nathan Abbott Way · Stanford, CA 94305

ACADEMIC APPOINTMENTS

Stanford Law School

Assistant Professor of Law

2021-Present

University of Chicago Law School

Bigelow Fellow & Lecturer in Law

2019-2021

EDUCATION

Harvard Law School, J.D., 2016

Honors:

cum laude

Gary Bellow Public Service Award Finalist

University of Cambridge, M.Phil, Political Thought & Intellectual History, 2013

Honors:

Santander Cambridge Trust Scholarship

Ruth Landes Memorial Foundation Research Fellowship

Centre for History & Economics Prize Scholar

Dissertation:

Sovereignty, Christianity, & the Philosophy of Vine Deloria Jr.

Yale University, B.A., Political Science with distinction, 2011

Honors:

Class of 2011 Nakanishi Prize

PROFESSIONAL EXPERIENCE

National Congress of American Indians

2017–2018

Attorney & Project Manager

Managed a program providing comprehensive assistance to tribal governments implementing expanded criminal jurisdiction under the 2013 Violence Against Women Act. Educated tribal judges, leaders, attorneys, prosecutors, defense counsel, staff, and victim advocates on legal requirements and steps involved with exercising criminal jurisdiction over non-Indians. Authored legal guidance documents. Reviewed tribal codes. Wrote a comprehensive five-year report. Conducted site visits to assess tribal governments' needs and help develop implementation plans.

NAACP Legal Defense and Educational Fund

2016–2017

Harvard Public Interest Litigation Fellow

Maintained a portfolio of eight different voting rights, school desegregation, and economic justice cases. Authored federal district and appellate court briefs. Defended depositions. Negotiated discovery matters, drafted subpoenas, and reviewed discovery documents and data. Coordinated expert witnesses and their reports. Performed client outreach. Advocated for clients during mediation. Organized community forums. Monitored school quality by visiting schools, meeting with staff, and reviewing data.

**United States Department of Justice
Civil Rights Division—Appellate Section**

Summer 2015

Legal Intern

Wrote legal memoranda on LGBTQ rights, timely appeal following judicial error, derivative sovereign immunity, and causation. Drafted portions of appellate briefs.

Senate Judiciary Committee, Staff of Senator Blumenthal

Summer 2014

Judiciary Committee Fellow

Advised on firearms, immigration, domestic violence, and religious freedom policy. Drafted legislation, policy memos, and speeches. Negotiated with interest groups and other Senate staff. Staffed the Senator at hearings.

JUDICIAL CLERKSHIPS

The Honorable Diane P. Wood

2018–2019

United States Court of Appeals for the Seventh Circuit

The Honorable Amul R. Thapar

2016

United States District Court for the Eastern District of Kentucky

PUBLICATIONS

Articles

The Other American Law, 73 STAN. L. REV. 555 (2021).

The Inexplicable Absence of the Voters in the Campaign Finance Debate, 56 HOUS. L. REV. 123 (2018).

Or to the People: Popular Sovereignty & the Power to Choose a Government, 39 CARDOZO L. REV. 2051 (2018).

Shorter Solicited Pieces

*Welcome to the Maze: Race, Justice, & Jurisdiction in *McGirt v. Oklahoma**, 87 U. CHI. L. REV. ONLINE (2020).

What Judge Wood Taught Me About Glass Cages, 87 U. CHI. L. REV. ONLINE (2020).

Essays, Op-Eds, and Commentary

Conquest in the Courts, THE NATION, July 6, 2022.

The Supreme Court Strikes Again — This Time at Tribal Sovereignty, THE WASHINGTON POST, July 1, 2022 (with Gregory Ablavsky).

Unsteady Ground, Solicited Essay on the End of *Roe v. Wade*, NEW YORK REVIEW OF BOOKS, May 14, 2022.

Affirmation of Inherent Tribal Power to Police Blurs Civil and Criminal Indian Law Tests, SCOTUSBLOG (June 7, 2021) (opinion analysis of *United States v. Cooley*).

Court Struggles With the “Indefensible Morass” It’s Made in Indian Law, SCOTUSBLOG (Mar. 26, 2021) (argument analysis of *United States v. Cooley*).

[Tribal Police Drag Messy Indian Sovereignty Cases Back to the Court](#), SCOTUSBLOG (Mar. 22, 2021) (argument preview of *United States v. Cooley*).

Overdue Justice: DV Jurisdiction in Indian Country, 23 DOMESTIC VIOLENCE REP. 81 (2018) (with Virginia Davis).

Coauthored Reports

NATIONAL CONGRESS OF AMERICAN INDIANS, [VAWA 2013'S SPECIAL DOMESTIC VIOLENCE CRIMINAL JURISDICTION FIVE-YEAR REPORT](#) (2018) (institutional author) (report collecting data and documenting nationwide tribal government criminal prosecutions of non-Indians and major findings; cited by U.S. Congress on multiple occasions; the petitioner and amici in support of respondent in *Carpenter v. Murphy*, 138 S.Ct. 2026 (2018), *relisted sub nom.*, *Sharp v. Murphy*, 591 U. S. ____ (2020); and the respondent and amici in support of petitioner in *McGirt v. Oklahoma*, 591 U. S. ____ (2020)).

Works in Progress

The Durability and Dynamism of American Indian Constitutional Reform, in *The Constitutional Law of Democracy Around the World: How Elections, Parties, and the Right to Vote are Enshrined Globally* (book chapter).

White States: The Influence of Racial Gatekeeping on America's Democratic Structure (article).

Tribal Laws of Civil Procedure (article with Zachary Clopton).

CONGRESSIONAL AND OTHER EXPERT TESTIMONY

United States Senate

[Restoring Justice: Addressing Violence in Native Communities through VAWA Title IX Special Jurisdiction](#), Senate Committee on Indian Affairs Oversight Hearing, Dec. 8, 2021 ([hearing transcript](#)) ([video](#)) ([written testimony](#)).

TEACHING & LECTURES

Stanford Law School, Assistant Professor

Federal Indian Law	Fall 2022
Tribal Law	Spring 2022, 2023
American Indian Children: Boarding Schools to <i>Brackeen</i> *	Fall 2022
Policy Practicum: Tribal Legal Assistance	Fall 2021
Reflecting on Red Power: 50 Years After Alcatraz*	Fall 2021
	*1L Discussion Group

University of Southern California Law School, Guest Instructor

The Taking of Native American Lands*	Fall 2021
	*Module of Race, Racism, & The Law

The University of Chicago Law School, Lecturer

Legal Research & Writing	Fall–Winter 2019–2020, 2020–2021
Lawyering: Brief Writing & Oral Advocacy	Spring 2020, 2021
Examining America in 2020 with James Baldwin*	Fall 2020
American Indian Tribal Law	Spring 2021

*1L Discussion Group

Harvard University, Department of Government, Teaching Fellow
Introduction to American Constitutional Law (Professor Richard Fallon) Fall 2015

Harvard Law School, Teaching Assistant
Civil Procedure (Professor James Greiner) Fall 2014
Problem Solving Workshop (Professor Joseph Singer) Winter 2015

Academic Guest Lectures

Tribal Law and Public Safety in Federal Indian Law, Indigenous Student Seminar, Project on Renewing Indigenous Economies at Stanford University's Hoover Institution, Aug. 2022.

Tribal Constitutional Law, State Constitutional Law, Stanford Law School, Nov. 2021.

Federal Indian Law, Violence Against Native American Women, Stanford Law School, Nov. 2021.

Tribal Jurisdiction and Civil Procedure, Civil Procedure – All Sections, Stanford Law School, Oct. 2021.

Tribal Law and Peacemaking Courts, Indigenous Peacemaking, Stanford University, Sept. 2021.

Native Women & The Violence Against Women Act, George Washington University Center for Indigenous Politics & Policy, American Indian Political Leadership, Summer 2018.

SELECTED PRESENTATIONS

Legal Academic Workshops

White States: The Influence of Racial Gatekeeping on America's Democratic Structure

University of California, Berkeley School of Law, Faculty Workshop, Nov. 2022.

University of California at Los Angeles School of Law, Advanced Critical Race Theory Workshop, April 2022.

University of Illinois College of Law, Faculty Workshop, March 2022.

Sandra Day O'Connor College of Law at Arizona State University, Faculty Colloquium, March 2022.

Off the Reservation Voting: Dynamic Responses to Diaspora

The Constitutional Law of Democracy Around the World: How Elections, Parties, and the Right to Vote are Enshrined Globally, University of Chicago Law School, May 2022.

The Other American Law

Michigan State University College of Law, Faculty Workshop, Fall 2020.

University of Chicago Law School, Works-in-Progress Workshop, Fall 2020.

Presentations & Panels – Educational Institutions

Indian Child Welfare Act Panel, 34th Annual Indian Law Symposium: Restatement of the Law of American Indians, University of Washington School of Law, April 2022.

Decentralized Autonomous Organizations & Tribal Governments, Arthur and Toni Rembe Rock Center for Corporate Governance at Stanford Law School, March 2022.

Discussant for Faculty Research Fellow Chautauqua with Gregory Ablavsky on Federal Ground: Governing Property & Violence in the U.S. Territories, Stanford Center for Comparative Studies on Race and Ethnicity, Jan. 2022.

Imagining Justice: American Indian Tribal Laws of Criminal Responsibility, Stanford Center for Comparative Studies in Race & Ethnicity, Stanford University, Nov. 2021.

Supreme Court OT 2021 Term Update, Stanford Law Faculty Workshop, Fall 2021.

Insights on Teaching Race in Business Law, University of Chicago & University of Virginia Law Schools, Spring 2021.

Panel Discussion of McGirt v. Oklahoma, Northwestern Pritzker School of Law, Fall 2021.

Welcome to the Maze: Identity, & Scholarship, University of Chicago Diversity & Inclusion Office and D'Angelo Law Library, Spring 2021.

Roundtable on Politics, Indian Law, and the Constitution, California Law Review, University of California at Berkeley School of Law, Spring 2021.

Inequity in Protecting Civil Liberties, Washington & Lee Journal of Civil Rights and Social Justice, 2020 Symposium: Race & The Pandemic, Fall 2020.

Criminal Jurisdiction in Indian Country: Current Status and Prospects for Change, University of Oklahoma Law School, Indigenous Peoples, Law, and Power Symposium, Spring 2018.

Presentations & Panels – Academic Conferences

Commentator on Public Fiduciaries and the History of Article II, Stanford Constitutional Law Center Spring Conference on Presidential Power, May 2022.

Critical Perspectives on Congress, Association of American Law Schools, Annual Meeting, Jan. 2022.

Navigating the Academic Job Market, Gathering of Indigenous Legal Scholars, Arizona State University, Dec. 2021.

Special Domestic Violence Criminal Jurisdiction: The First Five Years, Women are Sacred Conference, National Indigenous Women's Resource Center, Summer 2018.

Violence Against Women Act Overview, Domestic Violence Conference, Yurok Tribe, Fall 2017.

Pueblo Women & Activism, Native American Indigenous Studies Association Conference, University of Minnesota, 2009.

Presentations & Panels – Professional Associations, Government, & Misc.

- Next on the Docket: A Supreme Court Preview*, Congressional Progressive Caucus Action Fund and Indivisible, Oct. 2022.
- Challenges in Researching Tribal Law*, 40th Annual Course for the International Association of Law Librarians, Oct. 2022.
- Indian Law at the Supreme Court and Oklahoma v. Castro-Huerta*, O'Connell Continuing Legal Education Conference at the University of Oregon School of Law, Sept. 2022.
- Capstone Address: Indigenous Justice- Moving from The Box Into The Circle*, 2022 National Peacemaking Colloquium, Sept. 2022.
- McGirt v. Oklahoma and Oklahoma v. Castro-Huerta's Impact on Indian Country*, Indigenous Student Seminar, Project on Renewing Indigenous Economies at Stanford University's Hoover Institution, Aug. 2022.
- Access to Reproductive Healthcare Services for Indigenous Populations in the United States*, Planned Parenthood of Metropolitan Washington's Developing Leaders Program, July 2022.
- Roundtable on Oklahoma v. Castro-Huerta*, National Congress of American Indians and The Native American Rights Fund, July 2022.
- Discussion of Oklahoma v. Castro-Huerta*, Cherokee Nation of Oklahoma and Oklahoma State University, July 2022.
- Update on Oklahoma v. Castro-Huerta*, Inter-Tribal Technical Assistance Working Group on VAWA 2013/2022, Implementing Tribes Call, National Congress of American Indians and Tribal Law and Policy Institute, July 2022.
- Keynote Address: Federal Humility and Tribal Sovereignty*, California Indian Law Association Virtual Gathering, Oct. 2021.
- U.S. v. Cooley: Implications for Law Doctrine and Policing in Indian Country*, Arizona State Bar Association's Indian Law Section & Tribal In-House Counsel Association, Sept. 2021.
- Power, Access, & Representation in America's Tribal, State, & Federal Sovereigns*, Santa Fe League of Women Voters, Sept. 2021.
- Founding Failures: Indian Country's Sovereignty and Subordination*, Constitution Day Series, American Constitution Society, Sept. 2021.
- Supreme Court Indian Law Decisions Update*, 2021 Annual Indian Law Institute, New Mexico State Bar Foundation, Nov. 2021.
- McGirt v. Oklahoma*, American Bar Association Business Law Section Annual Conference, Subcommittee on Tribal Litigation, Summer 2020.
- Five Years Later: An Update on VAWA 2013 Special Domestic Violence Criminal Jurisdiction (Over Non-Indians)*, American Bar Association Section of Civil Rights and Social Justice, Summer 2018.
- Voting Rights: A Public Conversation (Moderated by the Reverend Jesse Jackson)*, Selma 52nd Annual Bridge Crossing Jubilee, Spring 2017.

Presentations & Panels – Law School Student Groups

Brackeen and Its Implications, Stanford American Constitution Society and Stanford Native American Law Students Association, Nov. 2021.

The Other American Law, Yale Native American Law Students Association, Yale Law School, Nov. 2021.

Tribal Law as the Other American Law, University of Virginia School of Law National Lawyer’s Guild Student Chapter, DisOrientation Lunch Series, Spring 2020.

Native Women, Domestic Violence, and VAWA 2013’s Criminal Jurisdiction Expansion in Indian Country, University of Chicago Law School Law Women’s Caucus, Winter 2020.

American Indian Tribal Law, University of Chicago Law School Native American Law Students Association, Diversity Month Speaker Series, Winter 2020.

SELECTED MEDIA APPEARANCES

Media Profiles

HARVARD LAW TODAY

[The Making of a Modern Warrior](#), May 23, 2016.

HIGH COUNTY NEWS

[How the U.S. Legal System Ignores Tribal Law](#), Oct. 7, 2021.

INDIAN COUNTRY TODAY

[Stanford Law’s First Native Faculty Member](#), Feb. 2, 2022.

[The Balance of New Indigenous Leadership](#), Feb. 4, 2022.

[Tribal Law Scholar Joins Stanford Law Faculty](#), April 26, 2021.

STANFORD DAILY

[“A Monumental Milestone”: Elizabeth Reese, Yunpovi, joins SLS as first Native American faculty member](#), April 29, 2021.

STANFORD NEWS

[Meet Our Faculty](#), Jan.10, 2022.

[Meet Our Faculty: Elizabeth Reese \(video\)](#), Jan. 11, 2022.

STANFORD REPORT

[“It is Incredibly Powerful When We See Each Other”](#), Jan. 11, 2022.

Radio & Podcasts

Briefly, UNIVERSITY OF CHICAGO LAW REVIEW

[Episode 3.10: Is Half of Oklahoma Tribal Land?](#), Jan. 15, 2020.

Fronteras, KJZZ ARIZONA

[Congress Considers VAWA Reauthorization](#), March 20, 2018.

Marketplace, MINNESOTA PUBLIC RADIO

Supreme Court to Hear Challenge to Indian Child Welfare Act — and a Lot is at Stake,
Nov. 7, 2022.

Tesla's Move to Sell Cars on Tribal Lands Highlights Sovereignty, Oct. 19, 2022.

Morning Edition, NATIONAL PUBLIC RADIO

Supreme Court Rules Tribal Police Can Detain Non-Natives, But Problems Remain, June 9, 2021.

Native America Calling, KOAHNIC BROADCAST CORPORATION

What's next After the U.S. Supreme Court's Castro-Huerta Ruling, July 11, 2022.

VAWA: Five Years Later, June 27, 2018.

SOUTH DAKOTA PUBLIC BROADCASTING

After U.S. Supreme Court Ruling, Tribal Leaders Fear Loss of Sovereignty, July 22, 2022.

Strict Scrutiny, CROOKED MEDIA

Courts of the Conqueror, Sept. 7, 2020.

Film & Television

Newscast, INDIAN COUNTRY TODAY

Stanford Law's First Native Faculty Member, Feb. 2, 2022.

Denezpi v. the United States and Ysleta del Sur Pueblo v. Texas, Feb. 24, 2022.

Media Interviews

ASSOCIATED PRESS

Experts: US Court Fractures Decades of Native American Law, July 1, 2022.

Tribes See Improvements, Hurdles as They Charge Non-Natives, April 2, 2018.

BLOOMBERG LAW

Oklahoma Wins Second High Court Round on Tribal Prosecutions, June 29, 2022.

CNN

Why Tribal Lands Are Unlikely to Become Abortion Sanctuaries, June 26, 2022.

CRONKITE NEWS

Court Says States Can Try Some Tribal Crimes; Critics Call It a 'Disaster', June 29, 2022.

E&E NEWS

Supreme Court Reins in Landmark Tribal Lands Ruling, June 30, 2022.

HIGH COUNTRY NEWS

Can Indian Country Withstand the New Supreme Court?, Oct. 1, 2022.

The Supreme Court's Attack on Tribal Sovereignty, Explained, July 1, 2022.

INDIAN COUNTRY TODAY

Supreme Court Takes Up the Indian Child Welfare Act, Nov. 7, 2022.

Supreme Court Limits Historic McGirt Ruling, June 29, 2022.

Supreme Court Could Halt Access to Safe Abortions, Indigenous Activists Say, May 3, 2022.

High Court Hears Native Law Cases, March 4, 2022.

Child Welfare Law Is Battered by Court. Still Standing, April 7, 2021.

INDIANZ.COM

Court Says States Can Try Some Tribal Crimes; Critics Call It a 'Disaster,' June 30, 2022.

Supreme Court Confirms Leak as 'Authentic' Amid Uncertainty for Indian Country, May 3, 2022.

Tribes See Progress with Violence Against Women Act and More Funding, March 14, 2022.

Supreme Court Backs Tribal Sovereignty in Law Enforcement Case, June 1, 2021.

Court Strikes Key Provision of Indian Child Welfare Law, April 7, 2021.

"Endangers Everyone on Indian Reservations:" Supreme Court Urged to Respect Tribal Sovereignty, March 24, 2021.

LAW360

High Court to Hear Indian Child Welfare Act Case, Feb. 28, 2022.

Tribes Face Risk in Okla. Case Despite Justices Saving McGirt, Jan. 28, 2022.

Native American Cases to Watch In 2022, Jan. 3, 2022.

Tribal Police Case Gives Justices Chance to Thread Needle, March 25, 2021.

High Court No Longer a No-Go as Tribal Reservation OK'd, July 10, 2020.

MARKETPLACE

Supreme Court to Hear Challenge to Indian Child Welfare Act — and a Lot is at Stake, Nov. 7, 2022.

NBC NEWS

The Supreme Court Gave States More Power Over Tribal Land. Tribes Say That Undermines Their Autonomy, June 30, 2022.

NAVAJO-HOPI OBSERVER

Attack on Tribal Sovereignty, July 5, 2022.

THE NEW REPUBLIC

Congress Could Finally Bring Some Justice for Native Women, Feb. 21, 2022.

ACADEMIC ADVISING & CONSULTANT WORK

Consultant

National Congress of American Indians & Tribal Law and Policy Institute, VAWA

Intertribal Technical Assistance Working Group

2022-present

Student Project Supervisor

Stanford Law School student projects on the following topics:

Tribal Data Sovereignty, Tribal Government Development of Agrovoltaic Systems,

Stanford Graduate School student projects on the following topics:

The Role of State Utility Commissions in Supporting Tribal Energy Development,

Stanford University Undergraduate projects on the following topics:

Accountability in Tribal Peacemaking Courts, Sexual Stereotypes of Native American Women and Safety on College Campuses

COMPETITIVE RESEARCH GRANTS

The Ruth Landes Memorial Research Foundation

for Sovereignty, Christianity, & the Philosophy of Vine Deloria Jr.

2012–2013

The Cambridge Centre for History & Economics

for Sovereignty, Christianity, & the Philosophy of Vine Deloria Jr.

2012–2013

SERVICE

Reviewer

California Law Review, University of Chicago Law Review, New York University Law Review, Stanford Law Review, Yale Law Journal.

Stanford Law School

Committee Work

Clerkship Committee 2021–present.

Service Positions

Stanford Representative to Executive Committee of William A. Ingram Inn, American Inns of Court, 2022-2023.

Panels and Presentations

Women’s Law Association at Stanford, *Women in the Classroom*, 2022.

1L Orientation, *How to Brief a Case*, 2022.

Stanford University

Committee Work

Hiring and Search Committee for Native American Studies Assistant Director, 2021-2023.

University of Chicago Law School

Panels and Presentations

University of Chicago Urban Labs, *Law School Panel*, 2020.

University of Chicago Law School Pre-Orientation Program, *Intro to Legal Research and Writing*, September 2020.

University of Chicago Women in Law (undergraduate organization), *Women of Color in Law Panel*, February, 2020.

Harvard Law School

Committee and Organization Work

Coalition of Affinity Group Leaders, NALSA Representative, 2014–2015.

Extra-Curricular Group Leadership

Native American Law Students Association, Co-President.

Harvard Civil Rights-Civil Liberties Law Review, Exec. Board, Articles Committee.

Black Law Students Association, Freedom Seder Committee Chair.

Yale University

Service Positions

Native American Cultural Center, Community Development Consultant, 2011–2012.

University Chaplain's Office, Assistant Program Coordinator, 2008–2011.

Committee Work and Board Positions

Native American Cultural Center, Advisory Board Member, 2008–2012.

Intercultural Affairs Council, Student Representative, 2010–2011.

Inter-Religious Leadership Council, Executive Board, 2008–2011.

Multi-Faith Council, Executive Board, 2009–2010.

BAR ADMISSIONS

District of Columbia Bar, admitted 2017.

Illinois Bar, admitted 2016 (currently inactive).