

Professor Lorie M. Graham

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Suffolk University Law School  
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**PROFESSIONAL EXPERIENCE**

***Professor of Law***

***Co-Director, International Law Concentration***

***Suffolk University Law School***

Boston, MA  
1999-Present

*Courses:* Property I and Property II, Constitutional Law, International Law: Human Rights Law, Human Rights Project (Law Lab), Federal Indian Law, Indigenous Peoples Rights

*Awards:* Dean's Faculty Fellowship Recipient

*Law School Committee Chairs:* Co-Director, International Law Concentration (2007-present); Co-Chair, Appointments Committee (2017-2018; 2018-2019); Co-Chair, Diversity Committee (2016-2017); Chair, Tenure Committee (2015-2016); Co-Chair, Tenure Committee (2014-2015); Chair, Professional Development Committee (2011-2013); Co-Chair, Curriculum Committee, Subcommittee on Legal Writing (2010-2011)

***Visiting Professor of Law***

***Harvard Law School***

Cambridge, MA  
Spring 2019, 2015, 2014

*Courses:* International Law & Human Rights (first year 4-credit course), Indigenous Peoples in International Law, Federal Indian Law (Spring 1998, Lecturer)

***Visiting Professor***

***Legal Studies Department***

***University of Massachusetts-Amherst***

Amherst, MA  
1998-1999

*Courses:* Environmental Justice & Human Rights, International Children's Rights; Indigenous Peoples Rights.

***Director***

***Harvard University Native American Program***

Cambridge, MA  
1995-1998

Hired as Interim Director following my LL.M. at Harvard to create and implement an interdisciplinary program, focused on research, policy and student/faculty involvement. Under my leadership, the Program implemented a comprehensive community-based outreach project, created an active university-wide faculty advisory board, improved its academic and research output, tripled its staff, operated under a balanced budget, raised over \$1 million dollars in current use and endowment funds, and worked to secure funding for an endowed Chair in federal Indian law at Harvard Law.

*Course:* Native Americans in the Twenty-First Century: Nation Building (co-lecturer and co-creator of interdisciplinary course, 1996-1997).

***Attorney***

***Office of the General Counsel, EPA Region 1***

Boston, MA  
Summer 1995

Summer consulting position, working on environmental issues relating to New England Tribes

**Public Interest Advocate**  
**Hale & Dorr Legal Services**

Jamaica Plain, MA

January 1995 to June 1995 (while completing my LL.M. degree at Harvard Law)

**Litigation Associate**  
**Kramer, Levin, Naftalis & Frankel**

New York, NY

1992 - 1994

Client representation involving real estate, product liability, and securities; pro bono work in housing, criminal appeals, and discrimination cases.

**Law Clerk**  
**Judge Richard D. Simons**

New York State Court of Appeals

Albany, New York

1990 - 1992

Researched, analyzed, and provided written reports on cases pending before the Court; drafted opinions and memoranda; reviewed criminal leave applications and civil motions for leave to appeal.

**Summer Associate**  
**Sherman & Sterling**, New York, New York, Summer 1989  
**Bond, Schoneck & King**, Syracuse, NY, Summer 1988

**Legislative Aide**  
**New York State Senate**

Senator Tarky Lombardi, Jr.

Albany, NY

1984 - 1987

Researched, analyzed and drafted legislative proposals relating to agriculture, children & education, energy, environmental conservation, and American Indian Affairs; performed extensive constituent work in these areas; served as legislative representative at meetings and on advisory boards and participated in formation of various community-based interest groups.

## RECENT APPOINTMENTS

**Appellate Judge, Penobscot Nation Appeals Court** (2021-present)  
**Commissioner, Cambridge Conservation Commission** (2024-present)  
**Board Member, Trust for Public Land** (2024-present)

## EDUCATION

**Harvard Law School**, LL.M., June 1995

**Syracuse University College of Law**, J.D., *summa cum laude*, May 1990  
Class Rank: Second; Law Review: Associate Editor; Justinian Honorary Law Society;  
Scholastic Excellence Award; Graduate Scholarship; Order of the Coif

**S.I. Newhouse School of Public Communications**, Syracuse University  
Bachelor of Science, Broadcast Journalism, May 1985; University Scholarship

### SELECTED PUBLICATIONS

#### Recent Books:

- *International Law: Examples and Explanations* (with Valerie Epps, Daniel Rietiker, Amy Van Zyl-Chavarro) (Wolters Kluwer, 3rd ed, 2024)
- *Education, Media, and UN Declaration on the Rights of Indigenous Peoples* (with Amy Van Zyl-Chavarro) (Carolina Academic Press)
- *Fundamentals of Intellectual Property* (with Stephen McJohn) (American Bar Association Publishing)

#### Selected Articles, Book Chapters, Editorials, Essays and Podcast:

- *Property, Indigenous Peoples and More*, Prof. Lorie Graham at <https://open.spotify.com/episode/4YtS686C1w23fOefuE16UR>
- *The Uniform Commercial Code Embraces Blockchain*, Uniform Commercial Code Law Journal (2023-24) (with Stephen McJohn)
- *Unmarked: Geography and Intellectual Property*, 24 *Minnesota J. of Law and Technology* 181, (2023) (with Stephen McJohn)
- Expert Testimony Before the Inter-American Court of Human Rights, CASO PUEBLOS INDÍGENAS MAYA KAQCHIKEL DE SUMPANGO Y OTROS VS. GUATEMALA, at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3904881](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3904881) cited in [Case of Maya Kaqchikel indigenous community of Sumpango, et al. v. Guatemala](#) (2022/23)
- *Resale Restrictions on Artworks*, Virginia Sports and Entertainment L.J. (2021) (with Stephen McJohn)
- *Intellectual Property's First Sale Doctrine and the Policy Against Restraints On Alienation*, Texas A&M Law Review (2020) (with Stephen McJohn)
- *Indigenous Education and the UNDRIP: Article 14*, in [The UN Declaration on the Rights of Indigenous Peoples: A Commentary](#), Oxford University Press (2018).
- *A Human Rights Perspective on Education and the Rights of Indigenous Peoples*, 8 *Northeastern Univ. L. J.* (Winter 2016) (with Amy Chavarro)
- *If Truth be Told*, Editorial, The Hill, June 25, 2015 at <http://thehill.com/blogs/congress-blog/civil-rights/245996-if-truth-be-told>
- *The UN has an Obligation to Act in Syria*, Op-Ed, LA Times, March 4, 2014 at <http://articles.latimes.com/2014/mar/04/opinion/la-oe-graham-un-security-council-syria-20140304>
- *Human Rights to Culture, Family, and Self-Determination: The Case of Adoptive Couple v. Baby Girl* (2014) [http://papers.ssrn.com/sol3/Papers.cfm?abstract\\_id=2401886](http://papers.ssrn.com/sol3/Papers.cfm?abstract_id=2401886)
- *Review - Intellectual Liberty: Natural Rights and Intellectual Property*, Law & Politics Book Review, Vol. 23, No. 12 (2013) (with Stephen McJohn)

- *Reconciling Individual and Collective Rights*, 15.1 UCLA J. of Int'l & Foreign L. 101 (2012).
- *Final and Interim Reports*, International Law Association, Committee on the Rights of Indigenous Peoples, Sofia 2012 (contributing author), found at <http://www.ila-hq.org/en/committees/index.cfm/cid/1024>.
- *Indigenous Sovereignty, Culture, and Human Rights*, 110 South Atlantic Quarterly 2 (2011) (with Siegfried Wiessner) (CELJ Award for best special issue)
- *Indigenous Peoples, Human Rights and the Environment*, Yale Human Rights and Environment Dialogues, at [http://environment.yale.edu/uploads/ejay/Indigenous\\_Peoples\\_Human\\_Rights\\_and\\_the\\_Environment.pdf](http://environment.yale.edu/uploads/ejay/Indigenous_Peoples_Human_Rights_and_the_Environment.pdf) (2011) (with Nicole Friederichs)
- *Thirty-Two Short Stories*, 3 Hastings Science & Technology L.J. 1 (2011) (with Stephen McJohn)
- *A Right to Media?*, 42.1 Colum. Hum. Rights. L. Rev. 101 (2010)
- *Reparations, Self-Determination, and the Seventh Generation*, in The Indian Child Welfare Act at 30: Facing the Future, Michigan Press (2009).
- *Cognition, Law, Stories*, 10 Minn. J. L. Sci. & Tech. 255 (2009) (with Prof. Stephen McJohn)
- *Reparations, Self-Determination, and the Seventh Generation*, 21 Harv. H. Rights J. 47(2008). *The Racial Discourse of Federal Indian Law: A Review Essay of 'Like a Loaded Weapon': The Rehnquist Court, Indian Rights and the Legal History of Racism in America*", 42 Tulsa L. Rev. 1003 (2007).
- *Indigenous Peoples and Intellectual Property, in Traditional and Indigenous Knowledge: IP Perspective*, Amicus Books, (2007) (with Stephen McJohn).
- *Indigenous Peoples and Intellectual Property*, 19 Wash. U.J. of L. & Pol'y 313 (2006) (with Prof. Stephen McJohn).
- *An Interdisciplinary Approach to American Indian Economic Development*, 80. N.D. L Rev. 598 (2005).
- *Economic Development*, in Felix Cohen's Handbook of Federal Indian Law, Michie Publishing (2005) (participating author).
- *Resolving Indigenous Claims to Self-Determination*, 10 Int'l & Comp. L. 383 (2004).
- *Duane Champagne and Ismael Abu-Saad's The Future of Indigenous Peoples: Strategies for Survival and Development*, 3 Holy Land Studies 120 (2004) (book review).
- *Securing Economic Sovereignty through Agreement*, 37 N.E. L. Rev. 523 [2003].
- "The Past Never Vanishes:" *A Contextual Critique of the Existing Indian Family Doctrine in Mixed Race America and the Law: A Reader*, Kevin R. Johnson ed., N.Y.U. Press (2003).
- "The Past Never Vanishes" in Feminist Legal Theory: An Anti-Essentialist Reader, Nancy Dowd and Michelle S. Jacobs eds., N.Y.U. Press (2003).

- *Aristotle's Ethics and the Virtuous Lawyer* in Aristotle and Modern Law, Richard Brooks and James B. Murphy eds., Ashgate Publishing Limited (2003).
- *In Caleb's Footsteps: Harvard University Native American Program* in Native American Studies in Higher Education: Models for Collaboration between Universities and Indigenous Nations, AltaMira Press (2002) (with Peter Golia).
- *Reparations and the Indian Child Welfare Act*, 25 Legal Stud. F. 619 (2001).
- *Self-determination for Indigenous Peoples after Kosovo: Translating Self-determination "Into Practice" and "Into Peace"*, 6 J. of Int'l & Comp. L. 455 (Spring 2000).
- "The Past Never Vanishes:" A Contextual Critique of the Existing Indian Family Doctrine, 23 Am. Indian L. Rev. 1 (1998-1999)
- *The Indian College at Harvard*, Harvard College News, Vol. IX, No. 3 (Spring 1997).
- *Aristotle's Ethics and the Virtuous Lawyer: A Study on Legal Ethics and Clinical Legal Education*, 20 J. L. Prof. 5 (Spring 1996)

#### **SELECTED CONFERENCES, EVENTS, ROUNDTABLES, & PRESENTATIONS**

- ILSA Conference, *International Law: Practice and Engagement*, Speaker, September 2023.
- Conference, *What will be the Future of Federal Indian Law?*, Speaker, Spring 2023.
- Roundtable, *Practicing in the Fields of Federal Indian Law & Policy*, April 2022.
- Roundtable, *Tribal Justice in New England*, March 2022.
- Biennial Conference of the International Law Association, *Committee on the Implementation of Indigenous Rights*, Participant, December 2020.
- *Lawyering and Native American Nations*, Moderator, April 2019.
- *Tribal Courts in New England (faculty initiative grant)*, Suffolk University, Conference Organizer & Chair, April, 2018.
- *Careers in Federal Indian Law*, Moderator, Suffolk University April 2017.
- *The Indigenous Rights Movement: Tribal, Domestic, International Dimensions*, Harvard Law School, Conference Organizer & Chair of the International Panel, October 2016.
- *Listening Sessions with Massachusetts Native Peoples*, Moderator for the Working Group on Youth, Children and Families, May 2016.
- *Model UN Conference*, Harvard University, Speaker, February 2016.
- *Careers in Federal Indian Law*, Moderator and Chair, Suffolk University, November 2015.
- *Negotiation Simulation on Tribal/State Compacts*, Harvard Law School, Problem Solving Workshop,

January 2015.

- *Indigenous Rights to Culture, Family and Self-Determination*, Speaker, U-MASS Boston, December 2014.
- “*Rethinking Education Reform: A Human Rights Perspective*,” Northeastern University School of Law, Conference Roundtable Participant, November 2014.
- *United Nations World Conference on Indigenous Issues*, NYC, prepared remarks for *Roundtable 2: Implementing the Rights of Indigenous Peoples at the National and Local Level*, September 2014.
- *Universal Periodic Review: A Discussion with Indigenous Representatives*, Participant, Harvard University Native American Program, June 2014.
- *Reflections on Baby Veronica*, Roundtable Discussion, Moderator, Harvard Law School, April 2014.
- *Risks of Engagement: Indigenous Rights, State-Centric Legality, and Possibilities for Justice*, Law & Society Conference, Boston, Panelist, May 2013.
- *Reflections on the Fifth Anniversary of the UN Declaration on the Rights of Indigenous Peoples with UN Special Rapporteur for the Rights of Indigenous Peoples*, Chair and Moderator, Suffolk University Law School and Harvard University Native American Program, April 2013.
- *Indigenous Peoples Movement and Human Rights: Linkages and Disconnects*, UMass-Boston, Keynote Speaker, April 2013.
- *Local Memory, Global Ethics, Justice: The Politics of Historical Dialogue in Contemporary Society*, Speaker, Columbia University, December 2012.
- *The Road to Engagement: Indigenous Justice and Sovereignty in New England*, Native American and Indigenous Studies Association, Panel Chair, Moderator& Panelist, June 2012.
- *The International Human Rights Framework: Opportunities for Attorneys and Social Justice Advocates*, Moderator, sponsored by the International Justice Resource Center, Physicians for Human Rights, and the ACLU of Massachusetts, May 2012.
- *The UN Declaration on the Rights of Indigenous Peoples*, Speaker, Boston Bar Association’s Committee on International Public Law, April 2012.
- *Resolving Indigenous Claims through International Human Rights Mechanisms*, Keynote Speaker, UMASS Boston, January 2012.
- *Cultural Protocol Workshop*, NYU Law School, Participant, August 2011.
- *Indigenous Peoples, International Human Rights Law, and the Environment*, Yale Law School, Presenter, April 2011.
- *Indigenous Peoples Rights and International Human Rights Law*, Boston University Law School, Presenter, BU NALSA, April 2011.
- *Sovereignty, Indigeneity, and the Law Conference*, Cornell University, Paper Presented, October 2010.



- *Gaining Acceptance, Retaining Identity: Tribal Court Jurisprudence in a Shrinking World*, Moderator, Suffolk Law School, November 2010.
- *Reconciling Individual and Collective Rights*, UCLA Law School, Presenter, January 2010.
- *Tribal Justice, the Supreme Court and the Future of Federal Indian Law*, Moderator/Commentator, Harvard Law School, April 2009.
- *Emerging Scholars Panel*, Commentator, Harvard Law School, October 2007.
- *350 Years of the Harvard Indian College: A Wampum Gifting Ceremony*, Planning Committee, Harvard University, October 2006.
- *Indian Tribes and Federal Courts: A Discussion on the Well-Pleaded Complaint Rule*, Moderator, Suffolk Law School, March 2005.
- *Interpreting New England Settlement Acts*, Moderator, “In the Tradition of Sovereignty: Past, Present and Future of Tribal Settlement Acts in New England,” Suffolk Law School, March 2004.
- *Resolving Indigenous Claims to Self-Determination*, Panelist, International Law Associations Annual Conference, October 2003.
- *Native Americans: A Conversation on Indigenous and Civil Rights*, Moderator, Greater Boston Civil Rights Coalition, Suffolk University, July 2003.
- *The Role of Jurisdiction in the Quest for Sovereignty*, Panelist, New England Law School, October 2002.
- *Native Americans and Reparations*, Co-Presenter, to the Fellows of “The Question of Reparations: The U.S. Context”, Kahn Liberal Arts Institute, Smith College, September 2002.
- *Bridging Self-determination and Territorial Integrity: Intermediate Sovereignty*, Roundtable Panelist, sponsored by Carnegie Corporation, October 2001.
- *Self-determination After Kosovo and East Timor*, Panelist, International Law Association’s Annual Conference, November 1999.
- *Environmental Conflict Resolution: Indigenous Peoples, Dispute Resolution, and the Net*; Participant, ADR Cyberweek, UMASS-Amherst, November 1998.
- *Indigenous Peoples and Legal Education at Harvard Law School*, Panelist, Harvard Law School, May 1998.
- *Conflict Resolution in Indian Country*, Program Chair, ABA-SONREEL’s Annual Conference on Environment and Development, November 1997.
- *A Model National Environmental Policy Act for Indian Tribal Governments*, Program Chair and Moderator, ABA-SONREEL 4th Annual Fall Meeting, Boston, MA, October 1996.
- *Federal Indian Trust Symposium*, Facilitator, U.S. EPA/New England, September 1996.
- *The Draft United Nations Declaration on the Rights of Indigenous Peoples: U.S. and Tribal Government Perspectives*, Conference Organizer and Facilitator, J.F.K. School of Government, Harvard

University, May 1996.

- *Women of Color Collective*, Panelist, Women of Color and Legal Academy; Participant, Native American Women Legal Caucus. Harvard Law School, February 1996.
- *Tribal Courts and Self-Governance*, Conference Organizer with Harvard Law School & U.S. Department of Justice, Harvard University, December 1995.
- *Indian Environmental Law Roundtable*, Conference Facilitator and Organizer, July 1995.

#### **SELECTED PRO BONO ACTIVITIES**

- *Volunteers Lawyers Project, Civil Appeals Clinic*
- *Expert Witness, Cultural Survival, Inc. v. Republic of Guatemala, In relation to the prohibition on indigenous peoples community radio stations*, Inter-American Court of Human Rights
- *Amicus Brief, Kitras v. Town of Aquinnah, et al.*, MA Supreme Judicial Court (co-author)
- *Law Day in the Schools Program*, Boston Bar Association
- *Stakeholder Report on the Welfare and Best Interests of Indigenous Children in the United States*, Universal Periodic Review Process, U.N. Human Rights Council, (co-author)
- *Alternative Report on the Removal of Indigenous Children from Their Families and Communities and its Impact on the Right to Culture*, Submission to the UN Committee on the Elimination of Racial Discrimination for the National Indian Child Welfare Association on the Examination of the United States, (co-author)
- *Statement of Information on the Welfare and Best Interests of “Veronica” and similarly situated Indigenous Children in the United States*, UN Special Rapporteur on the Rights of Indigenous Peoples, (co-author)
- *Original Petition, Cultural Survival, Inc. v. Republic of Guatemala, In relation to the prohibition on indigenous peoples community radio stations*, Inter-American Commission on Human Rights, (co-author)
- *Amicus Brief, KG Urban Enterprises v. Deval Patrick*, First Circuit (co-author)
- Mashpee Tribal Court Project (co-participant)
- *Indigenous Peoples Rights and Federal Indian Law Clinic*, Suffolk University Law School (co-founder)



**SELECTED PROFESSIONAL ACTIVITIES**

- Appointed Member, Pleiades Network, 2023-present <https://www.pleiadesnetwork.org/>
- Co-Chair, Governance Committee, YWCA Cambridge (2018—2019)
- Appointed Member, Board of Trustees YWCA Cambridge (2016 – 2020)
- Appointed Member, Advisory Board, *Inter Gentes - McGill Journal of International Law & Legal Pluralism* (appointed 2014; reappointed 2018, 2021, 2023)
- Appointed Member, International Law Association, Committee on the Rights of Indigenous Peoples (2007-2012) and Committee on the Implementation of the Rights of Indigenous Peoples (2014)
- Appointed Member of the Leadership Circle, Harvard University Native American Program (appointed 2015)
- Member, American Branch of the International Law Association
- Member, American Society of International Law (Human Rights Group, Indigenous Peoples Rights Group, and International Law and Technology Group)
- Member, United Nations Association of Greater Boston
- Member, Boston Bar Association
- Faculty Advisor, Native American Law Student Association, Suffolk University Law School

**ATTORNEY BAR MEMBERSHIP**

- Massachusetts & New York