



CERF/CERA REPORT

MEMBER UPDATE

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A Message from the Former Chair of CERA By Judy Bachmann

The Past – The Present and the Future

Hard to believe that it has been 15 years since a friend said to me *“Judy you are going to DC”*. When asked why, she said *“there are some great people there and you need to meet them”*. Little did I know how right she was. The people at Citizens Equal Rights Alliance and Citizens Equal Rights Foundation (CERA/CERF) are among the finest that I shall ever get to work with. As a real greenhorn on Federal Indian Policy (FIP) I was overwhelmed yet intrigued as I listened to their knowledgeable conversations. The terms used were so familiar to them but totally lost from my vocabulary. Terms such as DOI, DOJ, BIA, ICWA, IRA etc. led first to a reference sheet and then to all of those acronyms now being an integral part of our great CERA/CERF handbook. The national conferences held in DC have given all who attend the great opportunity of meeting with, listening to and questioning some of the finest lawyers, authors and civil rights leaders such as Dr. William Allen from across the country. We also heard from tribal members, on both sides of the issues as well as representatives of our federal government, local municipalities and prominent think tanks. CERA/CERF also has two board members that are published authors with more books in the works. Coffee mugs, book marks, pens, note pads, handouts from presenters and our handbook were made available for attendees to take home and have as a reminder and reference. Meeting with people from all over the United States led us to put together an 81page spiral bound narrative illuminating their experiences with federal Indian Policy.

CERA/CERF’s *“Voices From Across America”* was distributed to the office of every member of the 112th United States Congress. A copy was hand delivered to the new DOI Secretary. We tried to send copies to the Supreme Court of the United States but the box was returned to us.

The board recognized the financial and time consuming burden of persons to attend a conference in DC. They then worked out a plan to present regional conferences in various areas of concern. Regional conferences where a local organization would host representatives of CERA/CERF to attend and help explain the facts of Federal Indian Policy. Those conferences in California, Washington State, Wyoming, Montana, Wisconsin, New York, Minnesota and Massachusetts have been able to address hundreds of citizens otherwise unable to travel to DC.

Our work in the courts has been an important part of the organization. Briefs in “Sherrill”, “Carciere”, “Baby Veronica”, “Nebraska” are just a few that have supported important wins in limiting the overreach of the federal government and defense of the United States Constitution. What a thrill to sit in the court room of the United States Supreme Court (at our own expense) and hear the attorneys present and the Supreme Court Justices question the very briefing we submitted. Our handbook also includes a listing of many of the court cases and acts of congress that affect our lives. We could not have been a force on these issues without Lana, our legal advisor and Jim an attorney who have been working on these issues for many years. Even though legal fees are pro-bono or bare bones minimum there are still printing and filing costs that your dues defray. The printing and filing of our latest writ to SCOTUS cost the local group \$2,180. If you have ever wondered where your \$35.00 a year goes perhaps now you know. CERA/CERF stretches your dollars a long way. If you haven’t paid your dues yet for 2017 why not send now and

include the 2018 ones with it. This is the time of year when taxes become a forefront in many minds. CERF accepts tax exempt donations which help with all of their educational work. CERF also accepts stock donations, a deduction to you and a plus to CERF.

The board members, each of which serve at their own expense, is set up with Carol watching the federal register, and Carol and Elaine watching the bills in congress and alerting us to what needs to be taken into consideration on our frequent conference calls. Rich formerly from NY now weighs in from Tennessee with fantastic analysis of court briefs and bills in congress. Curt serves diligently as our treasurer and time keeper and Clare sends out the thank you letters, maintains the mailing list, helps us walk through our insurance and handles the editorial duties of the Reports. Board member Jim, a member of the Gideons blesses us with devotionals at our retreats. Darrel, an editor of the journals, and Charlotte, as founding members have always been patient in explaining that the founding principles of the US Constitution apply equally to ALL CITIZENS.

Federal Indian Policy is unaccountable, destructive, racist and unconstitutional. It is, therefore CERF and CERA's mission to ensure the equal protection of the law as guaranteed to all citizens by the Constitution of the United States.

Naomi keeps us on the right track with parliamentary procedures. Jerry and Carol members of the Salamanca sixteen who lost their homes at the hands of FIP stay loyal and help with some great insight. Jackie gives us support and understanding of the issues from the Northwest.

The Present

This is however, the past and now we view the present. One of my favorite passages from the bible is Ecclesiastes 3 from the King James Version. The first verse ***“To every thing there is a season, and a time to every purpose under the heaven”***. For the past 10 years I have had the privilege of

serving CERA members at large and the finest board I have ever worked with. “Butch” has served with me for ten years as my vice chair. Butch has been a sounding board for me and a fantastic traveling ambassador for CERA. He has attended ALL of the regional conferences held across the country (at his own expense) and acted as an exemplary spokesman for our organization.

As the present it is well beyond time for Butch to become our new leader. I am a firm believer in term limits and 10 years is a long time over that limit. At the annual retreat in Wisconsin Butch agreed and was unanimously voted to act as the next chair with the very capable Jerry as his vice chair. Butch will continue CERA'S pursuit of the bills in congress and the necessary court cases while bringing new ideas to the board and the set-up of our new advisory board. That is the present.

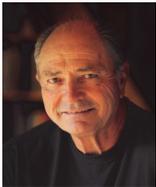
The Future

The future finds me remaining an active board member and supporter of the new leaders. My prayer is that you will give Butch the same great support that I have received and support CERA/CERF in its continued force for knowledge and truth about “Federal Indian Policy” Thank you to all of the members at large and past and present board members for their support. May God Bless CERA/CERF and the United States of America.

Be a Sponsor

CERA will be sending a team of three or four board members and our legal counsel to Washington, D.C. in the coming months to promote changes regarding Federal Indian policy. The presence of CERA in Washington is critical to our continued successes. The estimated cost for each board member is approximately \$1,700 for a 5 day trip. Perhaps you would consider being a sponsor and totally funding one of our team members. Or consider \$1,000, \$500, \$250 or \$100. Any amount would be most appreciated.

Sponsor funds should be sent to CERA treasurer, Curt Knoke, P.O. Box 0379, Gresham, WI 54128, and designated as sponsor funds.



Notes from the New Chair of CERA *By Butch Cranford*

After ten years as CERA Chair, Judy Bachman decided to step down. I, on behalf of the CERA Board and our many members, thank Judy for her dedication and service to the CERA Board and our many supporters. The Board recently elected me to serve as their Chair with Jerry Titus to serve as Vice Chair.

Federal Indian Policy as administered by the BIA continues to present CERA with challenges on a multitude of issues and CERA will continue to focus on fee to trust, Indian gaming, the Indian Child Welfare Act (ICWA), equal protection for all citizens, and Constitutional issues related to Federal Indian Policy.

CERA, under Judy's leadership, is well positioned to move forward in what I believe is an environment of opportunity resulting from a number of Federal Court decisions, a change in leadership in Washington D.C., changes at the Department of the Interior (DOI) and the Bureau of Indian Affairs (BIA), and a renewed interest in the Indian Reorganization Act and Indian affairs by the Congress.

The leadership changes in Washington D.C. have resulted in immediate changes to some Federal Indian policies related to the issues which CERA has been focused on for a number of years. Secretary Zinke officially delegated his fee to trust authority for Indian gaming to Deputy Secretary David Bernhardt and non gaming fee to trust to the Assistant Secretary of Indian Affairs which eliminated the ability for BIA Regional Directors to take off reservation lands into trust.

Review of fee to trust policies and practices is in process by both the DOI and Congress with opportunity for the public to comment and recommend changes to the Indian Reorganization Act, the Indian Gaming Regulatory Act, as well as the 25 C.F.R. 151 fee to trust regulations.

Voter fraud on Indian reservations was recently added to the list of issues that the Congress is seeking input on prior to an investigation into past

elections and the impact that ballots from unmonitored tribal polling places have had on federal elections in States like Montana and Washington.

President Trump and Secretary of Interior Zinke are committed to looking into the massive federal set asides of land and the size of the Bear Paws Monument will be rolled back to its original size. The Trump administration is keeping its promise to review and eliminate oppressive regulations that are of no benefit to the Nation and has created a website (regulations.gov) where citizens can comment on and provide input on any regulation.

The House Subcommittee on Indian, Insular and Alaska Native Affairs has requested comment on the Indian Reorganization Act (IRA) as part of an update of the IRA which has not been amended since its enactment in 1934. CERA believes review of the IRA is long overdue. The IRA is a racist, archaic, unnecessary, law which is unConstitutional.

These are just a few of the changes taking place and each of them provides CERA and our members and supporters with an unprecedented opportunity to have our voices heard. You will find the information you need to reach out and let our elected and unelected officials know what we believe needs to change on a broad variety of issues in this and past issues of the CERA Report.

In past Reports you may have noticed a request to provide CERA with your email address if you use email. That request is repeated again in this Report. CERA would like to be able to quickly contact supporters with breaking news related to Federal Indian Policy and mobilize supporters to provide input to the Congress, the Department of Interior, the Bureau of Indian Affairs, or other Federal agencies as needed. You need only send your email address to CERA Board Member, Curt Knoke to be included in future updates from CERA.

curtknoke@icloud.com. CERA could then in the future provide the CERA Report via email which would reduce our printing and mailing costs. Reducing these costs leaves more funding for preparation of amicus briefs in selected Federal Court cases, funding CERA Conferences, and for research in National Archives and Presidential libraries.

Welcome CERA Chair, Butch Cranford

Funding for CERA's activities continues to be a concern and you can make a tax deductible contribution through Citizens Equal Rights Foundation. Your contribution should be made payable to CERF or Citizens Equal Rights Foundation and mailed to CERF Treasurer **Curt Knoke at P.O. Box 0379, Gresham, WI 54128.**

It is my desire that the transition to new leadership in CERA be seamless and that CERA continues to be effective organization with a strong voice which is instrumental in bringing about very necessary and long overdue changes in Federal Indian Policy. To that end every one of us needs to get busy and take advantage of the opportunities that the changes in Washington now afford and provide comments to regulation.gov, to the House Subcommittee on Indian, Insular and Alaska Native Affairs, and to the BIA on fee to trust regulations at the address below.

It is my hope that you will ask a neighbor or friend to join CERA and support our mission which is; Federal Indian Policy is unaccountable, destructive, racist, and unconstitutional. It is, therefore CERF and CERA's mission to ensure the equal protection of the law as guaranteed to all citizens by the Constitution of the United States.

Lastly, on behalf of the CERA Board, have a Merry Christmas, celebrate the New Year we will see on the other side in 2018.

CERA Chairman
Butch Cranford

*Attn: Fee To Trust Consultation
Office of Regulatory Affairs & Collaborative Action
Office of the Assistant Secretary – Indian Affairs
1849 C Street NW, Mail Stop 4660-MIB
Washington, DC 20240*

CERA Membership Dues-\$35

Send to: CERA
PO Box 0379
Gresham, WI 54128
We need your support!

CERA is very grateful for the ten years of dedicated and effective services of Judy Bachman, of Vernon, New York who recently retired as Chair but will remain active on the CERA Board. In CERA's Annual meeting in November in Wisconsin, the CERA Board elected Butch Cranford, Plymouth, California, to serve as CERA's new Chair going forward.

Butch grew up in Plymouth, graduated Amador County High in 1966, and served in the U.S. Air Force from 1969 – 79. He married his best friend, Jeanette in 1969 and they have three great children.

In the Air Force, Butch was a test equipment repair and calibration technician, serving in five duty stations (Lowry AFB, Castle AFB, Rhein-Main AB, Wiesbaden AB, and Travis AFB). After the Air Force in 1979 Butch worked for the premier semiconductor manufacturer, Intel in Chandler, AZ. In Chandler he designed and owner-built their home, and in 1989 Butch transferred to the Intel facility in Folsom, CA, allowing the family to move to Plymouth. There too, he designed and owner-built a home, settling in Burke Ranch.

Butch retired in May 2002 and now keeps busy with honey do's, travel, golf, fishing, cutting wood, and the hands on building of a new sanctuary for their Church. With three granddaughters born since 2003, Butch added a tree house, a chicken coop and who knows what else to his list of things to do.

In 2003 the "Modern Ione Band" of Indians proposed to take 228 acres of land in to federal trust for a large Vegas-style casino; land that is adjacent to the small, bucolic town of Plymouth. Butch was part of a group of citizens who came together to organize No Casino in Plymouth (NCIP) to oppose the casino. The group's mission statement is its name.

The proposed casino and opposition was very newsworthy and in early 2004 NCIP was contacted by CERA with an invite to attend the CERA Conference in Washington D.C. in 2004. Butch attended the conference and the rest is now history. He accepted an invitation to serve on the CERA Board

and after many CERA conferences, retreats, and with the ongoing assistance of other Board members he is very knowledgeable on matters related to fee to trust, Indian gaming, and federal Indian policy.

Butch has served for the past several years as CERA's Vice-Chair and is now the new Chair following the resignation of Judy Bachman. Judy served CERA faithfully with great effect for the past 10 years and Butch wants to continue to move CERA forward.

Butch is a vigilant researcher and analyst with strong project management skills. He holds CERA in highest regard and has on several occasions confessed that if he and NCIP had not found CERA there would have been a Vegas-style casino in Plymouth long ago. Fifteen years later, there is still *No Casino in Plymouth* due to the efforts of NCIP, CERA, the CERA Board and the dedicated citizens of Amador County.

Butch says that without doubt, his involvement with CERA is among the very best things to happen in his life. He considers his other Board members among the very best of friends and is blessed to have known each and every one.



Federal Indian Policy:

“Mom always liked you best!”

By Elaine Willman

It's eighty-three years late in coming, but at long last the Indian Reorganization Act of 1934 (IRA) is finally getting its first-ever review, and hopefully serious reform. IRA (48 stat. 984) forms the backbone of federal Indian policy across the country and has been extended, expanded and abused far beyond the original intent of Congress.

In order to understand IRA and its major impacts on America, let me share an analogy. Imagine an American household with a single mom and a couple of sons, Johnny and Jimmy. One day Mom calls the family together to make an announcement.

“Johnny, you were here first; Jimmy you were here second. Therefore, Johnny, you are more valuable and important than your brother. And Jimmy, you have intruded upon Johnny's room, his life and his world, so a big chunk of everything you earn from now on and forever will be given to me, Mom, and I will redirect your earnings to Johnny. You really don't belong here, Jimmy, because you were here second.”

This is exactly what has been happening in our country for eighty-three years. Since the Tribes (Johnny) tell the government (Mom) that they were here first, the non-tribal Americans (Jimmy) have become second-class citizens. Few parents would prioritize a preference for one child over another. Our federal government, however, is doing exactly that: assigning preference for one American over another.

The mantra foisted upon Americans for decades is, “We were here first; you stole our land.” Neither is true. But even if it were true, the response as of 1789 should have been, “So what?” That was the way of the world in the 1600's under the Doctrine of Discovery. Life changed on this continent in September 1789.

One could hardly call the poor souls arriving on the Mayflower and other ships to establish a new life on this continent, conquerors. They had fled religious oppression under a tyrannical King, and were seeking liberty, religious and individual freedom. These were the seeds that became the Great American Experiment. But for that “transgression,” apparently, Americans are to be forever damned.

In my analogy, Mom is our Mother Country. Imagine that Mom's folks come to visit their grandsons and discover the new household rules. Mom's folks, representing our Founders, would be astonished. The seeds planted in the early 1600s by arrivals from Europe gave birth to the Framers of our Constitution, and our Republic form of government. Regardless of historical decisions, some right, some wrong, the reality is that the United States of America, as of September 1789, is our government, inclusive of the now fifty separate and sovereign states.

Mom continued on pg. 9

Patchak V. Zinke Stresses Need For Separation Of Powers

By James Marino



Law360, New York (August 28, 2017, 5:51 PM EDT) -- The public is often baffled by the cases that the U.S. Supreme Court decides to hear out of the hundreds presented yearly. So are many lawyers and legal scholars. This term, for example, the question of who a baker must bake a cake for has arisen to the level of constitutional importance. On the other hand, the relatively unknown case of *Patchak v. Zinke* gets none of the notoriety in the media or the public eye, yet it is probably one of the more important cases that have been decided by the court since *Marbury v. Madison* defined the parameters of the three branches of our government over 210 years ago. That landmark decision established the law of the land, making clear the critical need for maintaining the system of checks and balances and separation of powers between the executive, legislative and judicial branches, as well as the rights and protections for the people of the United States for whom the Constitution was written.

In the current case, David Patchak challenged the intrusion of an Indian gambling casino into his neighborhood in rural Michigan with all the negative impacts that would follow and alleged it violated an earlier Supreme Court decision defining what tribes had a right to do so. That 2009 case, *Carcieri v. Salazar* (555 U.S. 579), held that the only Indian

tribes that could bring land into trust under the Indian Reorganization Act (25 USC 465-480) were those tribes in existence on or before June 18, 1934, and who were under the jurisdiction of the federal government at that time, interpreting the plain congressional meaning of that language in the act when it was written. Patchak alleged in his complaint this newfound Gun Lake Tribe (the Match-E--Be-Nash-She-Wish band of Pottawatomi Indian tribe) was not entitled to do so.

Seeking to dispose of Patchak's lawsuit early on, the agency and the tribe, as real party in interest, attacked Patchak's standing to challenge the Bureau of Indian Affairs and U.S. Department of Interior decisions even though they were obviously engaged in a not very subtle attempt to evade the application of the *Carcieri* holding, which would prevent taking the rural land next door to Patchak's property into trust in order for the tribe to build and operate a gambling casino.

By the provisions of the Indian Gaming and Regulatory Act [25 USC 2703 (4) and (5)] (hereafter the IGRA) to engage in class III casino gambling the Indian group must not only be a federally acknowledged tribe but it must have land on which to site the casino that is either a recognized and lawful established Indian reservation, is land owned by the tribe but subject to federal prohibition against any alienation or it must be land held by the federal government in trust for that tribe pursuant to 25 USC 465. Therefor the *Carcieri* decision became a hurdle for the numbers of small tribes who obtained federal

acknowledgment after June 18, 1934, and in particular after Congress enacted the IGRA in October 1988. Therefore these newly acknowledged groups could not get land into trust for a casino even though they were entitled by law to federal tribal status and acknowledgment, entitled to get welfare, grant monies and federal benefits and services provided to Indian tribes.

The federal agencies were initially successful in alleging that Patchak had no standing to challenge the introduction of a gambling casino next door. He persisted in the litigation and in the interim the Bureau of Indian Affairs authorized the creation of trust land and the casino construction began almost immediately. Then, in the court case, these defendant agencies further attacked Patchak's suit on the basis the federal Quiet Title Act barred any challenge to land the title of which was now held by the United States in trust.

Ultimately the Supreme Court found Patchak did have prudential standing to contest the intrusion of a gambling casino in his neighborhood and also to litigate the legitimacy of the newly acknowledged Michigan Gun Lake Tribe, for which the Secretary of Interior had transferred the land into federal trust to allow construction of the casino, given the apparent violation of the court's earlier *Carcieri* decision. The Supreme Court also found that the Quiet Title Act was not applicable because Patchak's suit did not assert any interest in the land held by the U.S. in trust for the tribe and remitted the case back to the lower courts to hear Patchak's suit on its merits.

Undaunted, the tribe and the agencies went to their friends in Congress and had Sen. Debbie Stabenow, D-Mich., introduce a bill (S 1603) which retroactively "affirmed" or ratified the illegal creation of federal trust land for the casino by the Secretary of Interior. Despite the obvious question of legalizing prior unlawful, arbitrary and capricious actions in violation of the Administrative Procedures Act (APA 5 USC 702-706) the bill did not stop there. It purported to order the district court in which

Patchak's current case was pending to dismiss his case and forever bar him from any future judicial relief notwithstanding his right to that judicial relief as expressly set out in the APA. Rather remarkably, the circuit court sustained the dismissal of his case and he filed his present writ of certiorari.

The question of whether the legislative branch can intrude on the prerogatives of the judicial and executive branches in the manner the Michigan Reaffirmation Act (S 1603) has done may not be as glitzy as who has to bake a cake for whom, but it is fundamentally far more important when Congress has attempted to aggrandize its own power, and declare that which was an illegal administrative fiat can then somehow make it legal by affirmation in a congressional bill and then deny citizens the right to challenge such actions under the letter and spirit of the Administrative Procedures Act.

That act was expressly enacted to give those affected citizens, who are impacted by quasi-judicial decisions of federal agencies, the right to a judicial challenge and their day in a court of law.

Nor does this usurping of power seem at all consistent with any view of the historic balance of powers which would, if permitted to stand, allow any federal administrative agency to maneuver around the clear meaning of any Supreme Court precedent, like that established in the *Carcieri* case, *supra*. Then when caught in the act and challenged in court, run to Congress to pass a specific bill to cover up or excuse their earlier illegal actions. Such an abuse of power also implicates the constitutional prohibition against *ex post facto* laws and bills of attainder.

The same kind of retroactive affirmation of illegal administrative actions approving a transfer of a massive parcel of fee owned land into federal Indian trust status was written into another bill just recently passed out of the House Natural Resources Committee (H.R. 1491 LaMalfa) and is also being challenged in district court under the express authority of the APA, guaranteeing citizens, local governments and communities the legal right to challenge arbitrary, capricious and illegal actions by administrative agencies of the executive branch of government and do so by filing a lawsuit in the federal district courts.

These important issues question what right does Congress have to retroactively declare that what was and remains illegal nevertheless be "made legal" by legislative dispensation, thus rendering the protections and provisions of the APA and the judicial relief provided in that law for redress essentially vapid and illusory.

James R. Marino is an attorney in Santa Barbara, California. He has practiced law for over 40 years and represents groups and communities who have opposed Indian gambling casinos in their neighborhood or the expansion of existing casinos in their communities.

The opinions expressed are those of the author(s) and do not necessarily reflect the views of the firm, its clients, or Portfolio Media Inc., or any of its or their respective affiliates. This article is for general information purposes and is not intended to be and should not be taken as legal advice.

Arrow to the Heart

Amazon pre-sales coming soon

Arrow to the Heart is the fascinating story of how Christopher Kortlander, a CERA advisory board member and the owner of the historic town of Garryowen, Montana, located within the exterior boundaries of the Crow Indian Reservation, fought off the federal government and exposed a vast conspiracy of corruption and espionage.

In the spring of 2005 a federally orchestrated raid took place at the small Montana town of Garryowen. Chris Kortlander, the private owner of Garryowen and the focus of the raid, was illegally entrapped and falsely accused of selling valuable historical artifacts with false provenance. The federal agents even attempted to frame him for the murder of a fictitious little girl.

Like a scene coming to life out of the dystopian future described in George Orwell's *1984*, a host of black-clad federal agents in hiked up jackboots, masked in riot helmets, with the letters FBI and BLM scrawled across the backs of their flak jackets swarmed the town of Garryowen. It was total chaos in the town sitting on the historic Little Big Horn Battlefield. Storm troopers run amok sent by an all-

Arrow continued on pg. 10

Mom continued from pg.5

Revisionist history has been common practice for far too long, but the actual reversal of history occurring today is the slumbering thunder creeping across this country.

There is no tribal sovereignty recognized in the U.S. Constitution, but such sovereignty (just like Jimmy paying perpetual debt to Johnny) has acquired a power beyond the Constitution's declared sovereign authority of individual citizens and states. States like Washington, Montana, Idaho and some Mid-western states have continually relinquished their state authority in deference to all tribal whims. Many states have created *de facto* "trust" relationships with tribes where none existed; only the federal government has a court ordered (but not constitutional) "trust" relationship with their "dependent wards—Indian tribes."

Johnny's governments (tribes) may directly finance political parties, incumbents or candidate election officials. Jimmy's government may not. Johnny's businesses are all tax-exempt and growing enormously. Jimmy's businesses are taxed to the max. Johnny's government members can hold elected office anywhere across the country, passing land use and taxation laws upon Jimmy that do not apply to Johnny. Johnny has priority over most of the river and water systems throughout the Western states because Johnny was here first, and Jimmy's needs don't matter...he shouldn't exist.

There is a wondrous Statue of Liberty in New York harbor that welcomes all to come, as the early Jamestown settlers, legally to the United States. We are a country forged and thriving by "intruders" from all over the world. Our republic form of government does not classify those who were here first as superior, nor does it distinguish a priority between the person naturalized yesterday as a full American citizen and the child born here five minutes ago. But federal Indian policy requires perpetual debt and shame for all who came second.

And now we take a deeper look at the Indian Reorganization Act and its impact on the lives of American citizens. In 2009, the U.S. Supreme Court ruled in *Carcieri v Salazar* that IRA was intended to **reorganize only those tribes on existing**

reservations and "now under federal jurisdiction" in June, 1934." There were only some 65-70 actual Indian reservations in the United States in 1934. Therefore, the IRA was to reorganize only those 65-70 tribes, and no more. The *Carcieri* ruling was a political earthquake.

The Department of Interior and Bureau of Indian Affairs have not just reorganized reservations in existence in 1934; they have federally recognized a current total of **567** tribal governments, each acquiring and expanding their reservations, each receiving tax exemptions, and each receiving money from Jimmy ("second-class" citizens).

The response to *Carcieri* under the Obama administration was to utterly ignore it, along with other Supreme Court rulings where the High Court rolled back tribal governing authority, replacing state sovereign authority.

The good news is that on June 22, 2017, the Department of Interior published a "Notice of Regulatory Reform" with an open public comment period on the Indian Reorganization Act (IRA) and four other major federal statutes. The Notice reads:

"This document also provides an overview of Interior's approach for implementing the regulatory reform initiative **to alleviate unnecessary burdens placed on the American people...**"

No doubt Johnny's 567 tribal governments and the entire Indian industry will be weighing in with their comments to legitimize and further expand decades of IRA unauthorized overreach.

This is our very first opportunity to truly confront the erroneous and detrimental policies that one ethnicity that was here "first" is superior to all others in this country because all other ethnicities are intruders on this continent, and that communalism, socialism and tribalism is preferable to individual liberty.

CERA Membership Dues-\$35

Send to: CERA

PO Box 0379

Gresham, WI 54128

We need your support!

It is imperative that states, counties, towns, and Jimmy—who lives within an Indian reservation—describe their “burden” at this time. If Jimmy stays silent, Jimmy’s wallet will continue to be annually poached for the expansion of tribalism as a governing system, replacing our Constitutional republic form of government.

Please get your comments on the record to the Department of Interior in one of two ways:

Submit comments to the federal “**eRulemaking Portal**,” www.regulations.gov. In the Search box, enter the appropriate document number (**DOI-2017-0003-0002**). Or,

2) Mail a hard-copy of your comments to: Office of the Executive Secretariat, ATTN: Reg. Reform; U.S. Department of Interior; 1859 C Street NW. MailStop 7328; Washington, DC 20240.

All other Americans are up against 567 tribal governments with 400 more waiting in the wings for their recognition (*not* “reorganization”). How long must Jimmy owe his older brother who was here “first” and who seldom says “thank you,” and never says “enough”?

I am not a secondary American citizen. Are you?

*Elaine Willman is the author of *Going To Pieces...the dismantling of the United States of America*, and *Slumbering Thunder...a primer for confronting the spread of federal Indian policy and tribalism overwhelming America*.
Contact: toppin@aol.com

Arrow continued from pg. 8
powerful central government. The Deep State entrenched. These militant officers gripped steel-black M-16 automatic rifles and barricaded the town in black vans. They were prepared for war, and I was ready to fight. The last battle at the Little Big Horn.
This book promises to be a fascinating, and unfortunately true, read. Pre-sales on Amazon will start just before Christmas with publication soon after the first of the year.

Planning for your year end giving.

While we have made progress regarding Federal Indian Policy it is doubtful that there will be a “quick fix” in the near future. For that reason, the funding requirements for our efforts will go well into the future.

You can be part of that funding by considering Citizens Equal Rights Foundation (CERF) in your year-end giving.

A check to CERF would be very much appreciated, but instead perhaps you might consider one of the following giving ideas.

- **Appreciated Stock:** When gifting appreciated stock held one year or more, the deduction can equal the stock’s fair market value on the day of the gift. You may avoid the capital gains tax you would owe if you sold the stock yourself. Please contact us before donating stock to ensure a prompt and accurate transfer of your gift.
- **IRA:** People 70 1/2 or older can transfer up to \$100,000 from their IRA to a qualified charity like the CERF. Your gift can qualify for your required minimum distribution (RMD) and you may not have to pay federal income tax on the amount given.
- **Cash:** A gift via check is the easiest and most direct method to make a gift and generally you receive a charitable deduction for the full cash value.

Tax laws change, so contact your professional advisor when contemplating a gift.
For inquiries contact CERF treasurer, Curt Knoke.
curtknoke@icloud.com or 715-853-3888.



Citizens Equal Rights Alliance Board of Directors 2017

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**For questions regarding Federal Indian Policy, feel free to
contact the board member closest to your area.**

Federal Indian policy in unaccountable, destructive, racist and unconstitutional. It is therefore CERF and CERA's mission to ensure the equal protection of the law as guaranteed to all citizens by the Constitution of the United States

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www.regulations.gov
2. Pay your yearly dues. Most of the year is gone and there are still dues outstanding. We prefer to spend our money on pursuing the goal of every citizen being treated equally and fairly than to send out past due notices.
3. Make a tax deductible donation to CERF
4. Consider a donation of stock. You get the benefit of a deduction and CERF gets the benefit of the stock value.
5. Put us in your will. Your family may not know your wishes unless to make sure they know.

Mail to: PO Box 0379, Gresham, WI., 54128