INHERENT POWERS (NOT AN EXHAUSTIVE LIST):
* FORM GOVERNMENT + MAKE LAWS
* DETERMINE TRIBAL CITIZENSHIP
* POWER TO ENFORCE CIVIL AND CRIMINAL LAWS
* POWER TO EXCLUDE
* POWER TO TAX
* POWER TO REGULATE NONMEMBERS ON TRIBAL LANDS
COMPETING CONSTITUTIONAL PHILOSOPHIES

American Constitutional Theory of the Consent of the Governed or Social Contract:
- Assumes nasty, brutish, and short state of nature
- Privileges wealth, whiteness, and maleness
- Encourages domination of nature by humans
- Protects property rights of the privileged
- Enables punishment of the under-privileged

Anishinaabe Constitutional Theory of Mino-Bimaadiziwin:
- Assumes harmony and equality
- Places humans as inferior creatures
- Seven Grandmother Teachings (love, truth, honesty, wisdom, respect, bravery, and humility)
FEDERAL COURTS INVENT LEGAL DOCTRINES TO DENY ACCESS TO JUSTICE:
* SOVEREIGN IMMUNITY
* STANDING
* EXHAUSTION DOCTRINES
* WAIVER

TRIBAL COURTS INCORPORATE CUSTOMARY AND TRADITIONAL PRINCIPLES TO ALLOW ACCESS TO JUSTICE:
* RIGHT TO COUNSEL
* SIMPLIFIED PROCEDURAL AND EVIDENTIARY RULES
* SEVEN GRANDMOTHER TEACHINGS
* CHOICE OF LAW PROVISIONS PRIVILEGING INTER-TRIBAL COURT DECISIONS
A NISHINAABE CONSTITUTIONAL INTERPRETATION

EQUAL PROTECTION CLAUSE:
* INTERPRETED THROUGH LENS OF ZAAGI’DIWIN, OR LOVE
* WRIGHT V. NOTTAWASEPPI HURON BAND OF THE POTAWATOMI

JUDICIAL REMOVAL:
* ANALYZED THROUGH LENS OF DBAADENDIZIWIN, OR HUMILITY
* IN RE KERN

SOVEREIGN IMMUNITY DEFENSE:
* INTERPRETED THROUGH LENS OF DEBWEWIN, OR TRUTH
* WRIGHT, SUPRA

PERSONAL PROTECTION ORDER:
* ANALOGIZED TO AADIZOOKAAN CALLED “BLUE GARTER”
* SPURR V. SPURR

EMBEZZLEMENT CONVICTION:
* ANALOGIZED TO AADIZOOKAAN CALLED “THE DUCK DINNER”
* LITTLE RIVER BAND OF OTTAWA INDIANS V. CHAMPAGNE

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