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William A.

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Philip N. Hogen

John E. Jacobson

Kasey W. Kincaid

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ATTORNEY



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Andrew Adams III joined the firm in 2010 after serving as Associate General Counsel and then three years as General Counsel for the St. Croix Chippewa Indians of Wisconsin.

Andrew is a citizen of the Muscogee (Creek) Nation of Oklahoma, and a graduate of the University of Wisconsin Law School.

Andrew represented the St Croix Tribe in tribal, state, and federal venues. Andrew has experience in the areas of federal Indian law, tribal constitutional law, tribal governance, gaming law, complex financial transactions, tax issues related to Tribal governments and individual tribal members, business law, employment law, treaty hunting, fishing, and gathering law, and government relations.

Andrew currently serves as the Vice-President of the Minnesota American Indian Bar Association, the Secretary of the Federal Bar Association Indian Law Section, and the Midwest Regional Editor for the Federal Bar Association's Indian Law Newsletter. He is past Vice-Chair of the Indian Law Section of the State Bar of Wisconsin, a member of the State of Wisconsin Legislative Special Committee on State-Tribal Relations, Treasurer of the National Native American Law Student Association, and Vice-Chair of the University of Wisconsin Law School Indigenous Law Students Association. Andrew has regularly lectured on Indian-law issues at seminars and conferences nationally. He is a 2009 recipient of the University of Wisconsin Alumni Association Forward Under 40 Award, awarded to UW grads under age 40 who are making an impact on the world by living the Wisconsin Idea.

Areas of

Practice:

- Business Law
- Civil Litigation
- Gaming Law
- Indian/Tribal Law

Education:

- J.D. University of Wisconsin School of Law, Madison, Wisconsin, 2006
- M.A. University of Michigan, Ann Arbor, Michigan, 1999
- B.A. University of Michigan, Ann Arbor, Michigan, 1996

Bar Admissions:

- Wisconsin
- U.S. District Court for the Western District of Wisconsin
- Muscogee (Creek) Nation Bar Association

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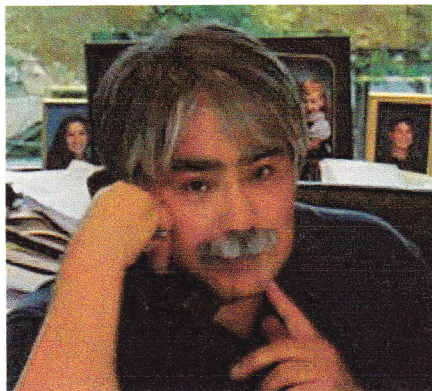
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Areas of Practice:

- Contracts
- Environmental Law
- Indian/Tribal Law
- Real Estate & Land Use Law

Education:

- J.D. University of Minnesota Law School, Minneapolis, Minnesota, 1974
- B.A. Gustavus Adolphus College, Saint Peter, Minnesota, 1971

Bar Admissions:

- Minnesota
- U.S. District Court for the District of Minnesota
- Bois Forte Tribal Court
- Fond du Lac Tribal Court

For 20 years, Mr. Anderson advised and represented the United States Department of the Interior at the Office of the Solicitor in Minnesota. Mark is a member of the Bois Forte Band of Lake Superior Chippewa, and has acquired a national reputation for his work in the areas of Indian tribal authority and rights, natural resources protection and development, and land tenure in Indian Country.

While in the Office of the Solicitor, Mark gained substantial experience in advising the agency on Indian land-claims issues and tribal rights. Mr. Anderson joined the Firm in 1994 and since that time has advised Indian tribes and non-tribal entities on issues involving the development and financing of Indian tribal institutions, both governmental and commercial.

Mark also has extensive experience advising tribal business on a daily basis regarding management and personnel issues. He has been the principal advisor to a tribal enterprise client that has realized asset growth of over \$25 million over a six-year period and has negotiated contracts for financing, construction, infrastructure, and provision of services to the enterprise and tribe. He has further represented tribal employers in administrative and judicial proceedings involving grievances and complaints arising under tribal and federal law, represented tribal employees in grievances and Merit Systems Protection Board matters arising under federal law,

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Mr. Buffalo joined the Firm in 1991, bringing extensive experience representing Indian tribal governments and non-

tribal entities doing business with tribal governments throughout the United States. He is an enrolled member of the Red Cliff Band of Lake Superior Chippewa Indians.



Before entering private practice, Henry served as in-house tribal counsel for the Red Cliff Band of Lake Superior Chippewa, and later for the Fond du Lac Band of Lake Superior Chippewa. Henry founded and served as the first Executive Director of the Great Lakes Indian Fish and Wildlife Commission, a body composed of Indian tribes and bands with reserved rights to hunt, fish, and gather in territories ceded by treaty to the United States in Wisconsin, Minnesota and Eastern Michigan.

During his tenure with the Fond du Lac Band, Henry had primary legal responsibility for obtaining federal approval of the only Indian-gaming operation located in a metropolitan area, away from a reservation, before the passage of the Indian Gaming Regulatory Act. Mr. Buffalo served as the lead attorney responsible for the first tribal governmental revenue bond issue, secured by gaming revenues, issued under the Tribal Government Tax Status Act. As counsel to the Fond du Lac Band, Henry served as lead counsel to the National Indian Gaming Association from its inception through the passage and adoption of the Indian Gaming Regulatory Act.

Mr. Buffalo has extensive litigation experience on behalf of tribal clients. Some representative cases include *Fond du Lac Band of Chippewa Indians v. Carlson*, 63 F. 3d 253 (8th Cir.

Areas of

Practice:

- Administrative Law
- Civil Litigation
- Gaming Law
- Government Relations & Regulatory Compliance
- Indian/Tribal Law

Education:

- J.D. University of Wisconsin, Madison, Wisconsin, 1981
- Honors:* Joseph Davies Award
- Honors:* Outstanding Member of 2nd Year Class, 1980
- B.S. University of Wisconsin, Milwaukee, Wisconsin, 1978
- Major:* Criminal Justice

Bar Admissions:

- Minnesota
- Wisconsin
- U.S. Supreme Court
- U.S. Court of Appeals
- District of Columbia Circuit
- Federal Circuit
- Sixth Circuit
- Seventh Circuit
- Eighth Circuit
- U.S. District Court

1995) (affirming the rights of the Fond du Lac Band to hunt fish and gather free from State regulation on lands ceded by the Band to the United States in the Treaty of 1854); *EEOC v. Fond du Lac Heavy Equipment*, 986 F. 2d 246 (8th Cir. 1993) (the Age Discrimination in Employment Act, 29 U.S.C. 629 et. seq. is inapplicable to tribal employer); and *Bruce H. Lien Company v. Three Affiliated Tribes*, 93 F. 3d 1412 (8th Cir. 1995). The IGRA does not overcome the doctrine of comity, and mandatory reference to tribal courts.

Henry speaks regularly at lawyers' seminars and gaming trade conferences on the subjects of gaming development, Federal law, and tribal sovereignty. From 1988 to the present, he has served as a Judge on the Tribal Court of the Shakopee Mdewakanton Sioux (Dakota) Community in Minnesota.

- District of Minnesota
- Eastern District of Wisconsin
- Western District of Michigan
- Western District of Wisconsin
- Fort Berthold District Court
- Prairie Island Indian Community Tribal Court
- Red Cliff Chippewa Tribal Court
- Tribal Court of the Saginaw Chippewa Indian Tribe of Michigan

New address in effect October 30, 2009

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Mr. Frank joined the Firm in 2002, bringing substantial experience representing Indian tribes, tribal organizations, and entities doing business with

tribes. Mr. Frank became a shareholder in 2003. Shawn is an enrolled member of the Seneca Nation of Indians from the Allegany Territory.

Shawn's practice remains varied with a strong focus on gaming regulation and licensing. Mr. Frank also provides general corporate and business counsel services to tribes, tribal organizations, and those doing business in Indian Country. In addition to advising clients on corporate contracts and agreements, Mr. Frank continues his work with tribal clients in the areas of tribal natural resource protection and regulation, administrative agency proceedings, and tribal governance issues-particularly membership issues.

Prior to joining the firm, Shawn was a corporate associate at a large Minneapolis law firm. From 1996-2000, Shawn practiced with an Albuquerque, New Mexico law firm practicing Indian law exclusively, working in the area of on-and off-reservation Indian economic development initiatives and general tribal employment matters. Mr. Frank previously served as the Assistant Attorney General for the Seneca Nation of Indians, advising and representing the tribal council and its Boards and committees. While in house counsel, he worked extensively in the areas of federal self-determination contracts, federal grant administration, employment law, and tribal economic development.

Mr. Frank speaks regularly at lawyers' seminars on the subjects of tribal sovereignty, doing business in Indian Country, the Freedom of Information Act, and the administrative appeals through the Department of the Interior.

Areas of

Practice:

- Civil Litigation
- Employment Law
- Indian/Tribal Law

Education:

- J.D. American University, Washington College of Law, Washington, District of Columbia, 1994
Honors: Cum Laude
- B.S. Cornell University, Ithaca, New York, 1991

Bar Admissions:

- New York
- Minnesota
- New Mexico
- U.S. Court of Appeals for the Tenth Circuit
- U.S. District Court for the District of New Mexico
- Ho-Chunk Tribal Court
- Lower Sioux Tribal Court
- Menominee Tribal Court
- Oneida Appeals Commission
- Prairie Island Indian Community Tribal Court
- Pueblo of Laguna Tribal

1995) (affirming the rights of the Fond du Lac Band to hunt fish and gather free from State regulation on lands ceded by the Band to the United States in the Treaty of 1854); *EEOC v. Fond du Lac Heavy Equipment*, 986 F. 2d 246 (8th Cir. 1993) (the Age Discrimination in Employment Act, 29 U.S.C. 629 et. seq. is inapplicable to tribal employer); and *Bruce H. Lien Company v. Three Affiliated Tribes*, 93 F. 3d 1412 (8th Cir. 1995). The IGRA does not overcome the doctrine of comity, and mandatory reference to tribal courts.

Henry speaks regularly at lawyers' seminars and gaming trade conferences on the subjects of gaming development, Federal law, and tribal sovereignty. From 1988 to the present, he has served as a Judge on the Tribal Court of the Shakopee Mdewakanton Sioux (Dakota) Community in Minnesota.

- District of Minnesota
- Eastern District of Wisconsin
- Western District of Michigan
- Western District of Wisconsin
- Fort Berthold District Court
- Prairie Island Indian Community Tribal Court
- Red Cliff Chippewa Tribal Court
- Tribal Court of the Saginaw Chippewa Indian Tribe of Michigan

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Joe represents the Firm's clients in a broad array of matters including real property, intellectual property, legislative affairs and lobbying, general business and finance, tribal

regulation and Indian child welfare. He also has served as in-house tribal general counsel. He practices in the areas of general litigation in tribal, federal and state courts as well administrative forums on behalf of tribal governments and officials.

Joe represents tribes in all aspects of tribal gaming regulation, including internal governance and regulatory structure, compliance and enforcement efforts as well as litigation and administrative proceedings relating to those activities. He also assists clients in land acquisition and trust transfer efforts and has assisted a client in securing federal legislation directing an interagency transfer of nearly 1300 acres of land, restoring it to tribal ownership after it was lost over 70 years ago. Joe also assist clients in clearing and protecting intellectual property, including service and trademarks, and has been active in enforcing his client's rights against infringing users, including litigation.

Throughout his career, Joe has represented his tribal clients in Indian child welfare proceedings at the tribal, state and federal trial and appellate levels, both as parties and as amici curiae, and continues that practice presently.

Joe has taught Indian law at the William Mitchell College of Law and has presented and lectured at numerous continuing legal education courses. He is a special member of the Minnesota American Indian Bar Association.

Joe's Indian-law experience includes:

Areas of Practice:

- Civil Litigation
- Gaming Law
- Indian Child Welfare
- Intellectual Property
- Real Estate & Land Use Law

Education:

- J.D. William Mitchell College of Law, St Paul, Minnesota, 1994
Honors: Cum Laude
- Honors:* Warren E. Burger Scholar
- B.A. Saint John's University, Collegeville, Minnesota, 1989
Honors: Siehl Scholar

Bar Admissions:

- Minnesota
- Supreme Court of the United States
- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the Sixth Circuit
- U.S. Court of Appeals for the Eighth Circuit

Klammer v. The Lower Sioux Convenience Store, 535 N.W.2d 379 (Minn.Ct.App. 1995). Established that Minnesota state courts must defer to tribal courts in cases arising on a reservation where the tribe has established a court that has jurisdiction over the matter.

Bruce H. Lien Company v. The Three Affiliated Tribes of the Fort Berthold Reservation, 93 F.3d 1412 (8th Cir. 1995). Established that the Indian Gaming Regulatory Act does not overcome the doctrine of comity and mandatory deference to tribal courts, and where there is a tribal law challenge to a gaming management agreement that matter must be first litigated in the tribal court.

Prairie Island Indian Community v. Treasure Island Corporation, Cancellation Nos. 92028171, 92028379 (TTAB May 15, 2008). Ordering cancellation of seventeen federal trademarks held by the Corporation that infringe on the Community's intellectual property rights.

Johnson v. Child Welfare Office of the Prairie Island Indian Community, CA-06-05 (Prairie Island Ct. App. Feb. 15, 2006). Established Community's extraterritorial jurisdiction over its members in need of protection or services, confirming the Community's jurisdiction over two tribal member children residing in the state of Florida.

Webster, et al. v. The Oneida Gaming Commission, Docket No. 02-AC-025,9 O.N.R. 3-35 (2003). Affirmed tribal gaming commission's revocation of four individual's gaming licenses for malfeasance.

- U.S. Court of Appeals for the Tenth Circuit
- U.S. Court of Federal Claims
- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the District of Minnesota
- U.S. District Court for the District of North Dakota
- U.S. District Court for the Western District of Wisconsin
- Fort Berthold District Court
- Oneida Appeals Commission
- Prairie Island Indian Community Tribal Court
- Tribal Court of the Saginaw Chippewa Indian Tribe of Michigan

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Vanya S. Hogen

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An enrolled member of the Oglala Sioux Tribe, Vanya Hogen has practiced Indian law for more than 15 years, representing tribal governments and their business partners. Vanya is an experienced litigator in federal, state, and tribal courts. She

won an important victory in the South Dakota Supreme Court that stopped South Dakota from imposing its motor-fuel taxes on Indian reservations in the state. And she has successfully handled significant litigation and arbitration matters over key aspects of the Indian Gaming Regulatory Act. Meanwhile, she maintains an active transactional practice, focusing primarily on Indian gaming and tribal financing.

Vanya has been named as a "Super Lawyer" in Minnesota eight times, as a "Best Lawyer" in Native American law for 2009-2011, and is AV-rated by Martindale Hubbell. She is a frequent speaker at Indian-law seminars around the country. Vanya is also a judge for the Shakopee Mdewakanton Sioux Community Tribal Court. In addition, Vanya is a member of the Board of Trustees for The Nature Conservancy (Minnesota, South Dakota, and North Dakota Chapter), and serves on the Board of Governors for the University of St. Thomas School of Law.

Vanya's Indian-law experience includes:

City of Duluth v. Fond du Lac Band of Chippewa.

Representing tribe in dispute over casino revenue-sharing agreements with City of Duluth. (Federal District Court, District of Minnesota, ongoing).

Areas of

Practice:

- Civil Litigation
- Environmental Law
- Finance
- Gaming Law
- Indian/Tribal Law

Education:

- J.D. University of Minnesota Law School, Minneapolis, Minnesota, 1993
Honors: Cum Laude
- B.A. University of Minnesota, 1990
Honors: Phi Beta Kappa

Bar Admissions:

- Minnesota
- South Dakota
- Supreme Court of the United States
- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the Seventh Circuit
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Appeals for the Ninth Circuit

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Eric O. Haugen

Philip N. Hogen

John E. Jacobson

Kasey W. Kincaid

Colette Routel

Wells Fargo v. Lake of the Torches Economic Development Corporation. Successfully urged federal court to find that tribal corporation's bond indenture was void under the Indian Gaming Regulatory Act. (Federal District Court, Eastern District of Wisconsin, 2010)

Saginaw Chippewa Tribe v. Granholm. Successfully represented tribe in federal-court dispute over reservation boundaries and tribal jurisdiction. (Federal District Court, Eastern District of Michigan, 2010)

Wichita Tribal Casino. Represented The Alan Wayne Company in successful negotiations for casino financing and development agreements with the Wichita and Affiliated Tribes. (2008)

K&D Gaming v. Osage Nation. Successfully represented casino developer in dispute with tribe over validity of casino agreements in arbitration proceedings. Also successfully enforced the arbitration clause, preventing the tribe from litigating the dispute in tribal or federal court after agreeing to arbitrate disputes. (2007)

Tunica-Biloxi Tribe v. Bridges. Represented tribal government in suit challenging Louisiana's imposition of sales taxes on vehicles purchased by the tribe on its reservation. (Federal District Court, Middle District of Louisiana, 2006)

Ottawa Tribal Casino. Represented developer and lender in agreements with the Ottawa Tribe of Oklahoma for construction of a new casino, including obtaining a favorable decision from the National Indian Gaming Commission on the status and validity of the agreements. (2006)

Pourier v. South Dakota Dept. of Revenue. Successfully represented tribal-member-gas-station-owner challenging application of South Dakota's motor fuel tax on the Pine Ridge reservation. (South Dakota Supreme Court, 2003 and 2004)

Augustine Casino Development and Financing. Advised casino developer in agreements with the Augustine Band of Cahuilla Indians to develop, manage and finance new casino facility and achieve approval of the client's management agreement at the National Indian Gaming Commission. (2002)

- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the District of Minnesota
- U.S. District Court for the District of Nebraska
- U.S. District Court for the District of South Dakota
- Ho-Chunk Tribal Court
- Mille Lacs Tribal Court
- Northern Cheyenne Tribal Court
- Northern Plains Intertribal Court of Appeals

Honors and Awards:

- Best Lawyers in America in Native American Law for 2009-2011 Editions of *Best Lawyers in America*
- Super Lawyer in Native American Law, *Minnesota Super Lawyers*, 2003-2004, 2006-2011
- AV rated - Martindale Hubbell
- Top 100 Women Super Lawyers, 2008

Vanya has taught the following classes and seminars:

Lake of the Torches: Lessons Learned for Tribes and Lenders, Minnesota CLE and Minnesota American Indian Bar Association, 2011

Doing Business in Indian Country, South Dakota Bar Association, 2009

Tax Management for Tribes, Conference Co-Chair and Presenter on Legal Incidence of Tax Issues, Law Seminars International, 2009

Federal Review of Tribal Economic Decisions in the Gaming Context: Paternalism or Protection, Harvard Law School 2008

Construction on Tribal lands, American Bar Association Forum on the Construction Industry, 2006

Policing Indian Casinos: The Role of Tribal Gaming Commissions, Minnesota American Indian Bar Association, 2006

Construction on Tribal Lands: Indian Tribes, Tribal Sovereignty, and Tribal Business Organizations, American Bar Association Forum on the Construction Industry, 2005

Taxes Levied by and on Tribes and Tribal Peoples, Federal Bar Association 30th Annual Indian Law Conference, 2005

Tribal Environmental Issues, Minnesota American Indian Bar Association Indian Law CLE, 2005

The Pitfalls of Practicing Construction Law in Indian Country, Minnesota Bar Association Construction Law Section, 2004

Financing Tribal Utilities, Law Seminars International, 2004

Update of Indian Tax Litigation, National Intertribal Tax Alliance, 2003

Air Quality in Indian Country, Fond du Lac Band of Chippewa, 2003

Working Together With States on Environmental Enforcement, Federal Bar Association, 2003

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John E. Jacobson

Kasey W. Kincaid

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Jessica Intermill

ASSOCIATE

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Jessica Intermill represents Indian tribes, tribal members, and businesses in matters involving sovereign immunity, taxation, reservation boundaries, and tribal

jurisdiction. She also advises tribes regarding governance issues, including assisting in the drafting of tribal laws. Jessica joined the firm in 2008, after practicing agribusiness and complex-case litigation and environmental law.

Jessica is a member of the Minnesota State Bar Association and the Indian-law section of the Federal Bar Association. She has presented and published articles on a variety of topics, including taxation in Indian country and constitutional law. Jessica is a past President of the Board of Directors of the nonprofit Family Tree Clinic.

Jessica's Indian-law experience includes:

Saginaw Chippewa Indian Tribe of Michigan v.

Granholm. Represented the Tribe in five-government settlement of reservation-boundary dispute to recognize the treaty boundaries of the Tribe's reservation

Pourier v. South Dakota Dept. of Revenue. Obtained award of costs and attorney fees for tribal-member gas-station owner who sued to stop the State from imposing a motor-fuel-tax on Indians on the Pine Ridge reservation. (South Dakota Circuit Court 2010)

Wells Fargo v. Lake of the Torches Economic Development Corporation. Successfully urged federal court to find that tribal corporation's bond indenture was void under the Indian Gaming Regulatory Act, and that the court lacked jurisdiction to enforce the bond. 677 F.

Areas of

Practice:

- Civil Litigation
- Environmental Law
- Indian/Tribal Law

Education:

- J.D. Hamline University School of Law, St. Paul, Minnesota, 2005
- Honors:* Summa Cum Laude
- Law Review:* Hamline University School of Law Law Review, Notes and Comments Editor
- B.A. University of Nebraska, 2002
- Honors:* Phi Beta Kappa

Bar Admissions:

- Minnesota
- U.S. Court of Appeals for the Eighth Circuit
- U.S. District Court for the District of Colorado
- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the District of Minnesota

Supp. 2d 1056 (W.D. Wis. 2010), motion to reconsider denied at 2010 WL 1687877 (W.D. Wis. April 23, 2010) *Saginaw Chippewa Indian Tribe of Michigan v. Granholm*. Successfully argued that Rosebud Sioux statutory-diminishment defense did not apply to treaty-based reservation-boundary case as a matter of law. 2009 WL 1285846 (E.D. Mich. April 29, 2009) *Saginaw Chippewa Indian Tribe of Michigan v. Granholm*. Successfully argued that Sherrill laches defense did not apply to treaty-based reservation-boundary case as a matter of law. 2008 WL 4808823 (E.D. Mich. October 22, 2008)

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R. Reid LeBeau II is an attorney and lobbyist having represented tribes in Minnesota and South Dakota. Reid is an enrolled member of the Cheyenne River Sioux Tribe and grew up in Pierre, South Dakota. Reid graduated from the University of Minnesota-Morris in 2002 and is a 2005 *cum laude* graduate of the University of Minnesota Law School. He is the 2001 Truman Scholar from the State of South Dakota.

As a litigator Reid practices in the areas of Indian Law and Campaign Finance and Election Law. He is experienced in advising tribes on a variety of state and federal regulatory issues. Additionally, Reid has extensive experience in the area of campaign finance and election law. Reid successfully defended members of the Minnesota House of Representatives in election law disputes and has appeared before the Minnesota Supreme Court. Reid has also authored articles and given numerous presentations on Minnesota and federal election law, and notably, the applicability of state and federal election law to Indian tribes.

As a lobbyist Reid joins the firm with a decade of lobbying experience. Reid's experience includes lobbying on behalf of tribes in Minnesota and South Dakota before both the state legislature and Congress. Reid has also lobbied on a variety of client-issues ranging from alcohol policy to government data privacy. Reid's lobbying talents are enhanced by his previous experiences working at numerous levels of

Areas of

Practice:

- Campaign Finance
- Election Law
- Indian/Tribal Law

Education:

- J.D. University of Minnesota Law School, Minneapolis, Minnesota, 2005
Honors: Cum Laude
- B.A. University of Minnesota-Morris, Morris, Minnesota, 2002
Honors: 2001 Truman Scholar from the State of South Dakota

Bar Admissions:

- Minnesota
- Federal District Court of Minnesota
- Cheyenne River Sioux Tribe
- Mille Lacs Band of Ojibwe

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government. Reid has interned for the Department of Health and Human Services in Washington DC, authoring a study on Fatherhood in Indian Country, interning for the Governor of South Dakota, and working as a law clerk for the Hennepin County Attorney's Office.

Reid has served in a variety of leadership positions, most notably, as the Chairman of the University of Minnesota Student Senate and ABA Lt. Governor for Legislative Affairs for the 8th Circuit. Reid currently serves as the Treasurer of the Indian Health Board of Minneapolis and is the founder of the Congressman Ben Reifel Memorial Scholarship.

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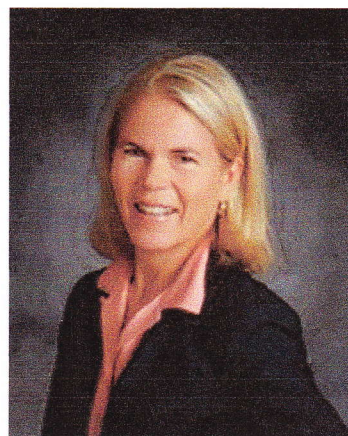
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- Administrative Law
- Gaming Law
- Government Relations & Regulatory Compliance
- Indian/Tribal Law

Education:

- J.D. William Mitchell College of Law, St Paul, Minnesota, 1984
- Honors:* Magna Cum Laude
- B.A. College of Saint Benedict, Saint Joseph, Minnesota, 1980
- Honors:* Cum Laude
- Honors:* Delta Epsilon Sigma Honors Program

Bar Admissions:

- Minnesota
- U.S. District Court for the District of Minnesota

ATTORNEYS

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Ms. Magnuson has extensive legal experience in both the public and private sector. Before joining the Firm in 1992, Mary was the managing attorney for the Gambling Division of the Minnesota Attorney General's Office. In that capacity, she provided legal representation to all of Minnesota state agencies responsible for the regulation of gambling. She was a member of the Governor's Advisory Committee on Gambling, Chair of the Indian Gaming Committee of the North American Gaming Regulator's Association, and reporter for the Canterbury Downs Commission.

Ms. Magnuson represented the State in compact negotiations as legal counsel to the Compact Negotiating Committees appointed by Governors Perpich and Carlson. Because of the leadership the State of Minnesota provided in the negotiation of gaming compacts, Ms. Magnuson has been sought after to provide consultation and advice to several state governments and organizations on the issue.

Mary represents Indian and non-Indian entities involved in the development and operation of gaming activities throughout the United States and Canada. She also represents a number of multi-national corporations that manufacture or supply gaming equipment to Indian and non-Indian facilities. Mary is an experienced litigator in state and federal court, having handled such cases as *Leonard v. Jackpot Travel*, (D. Minn. 1993) (the first case in Minnesota to recognize the

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requirement of the exhaustion of tribal court remedies); *State v. Lower Sioux Community*, Civ. No. 4-89-936 (D. Minn., filed July, 1991) (by stipulated settlement affirmed the legal structure under which Minnesota Indian tribes were permitted to offer high-stakes Blackjack at their casinos); and *Fleury v. Minnesota Gambling Control Board and Allied Charities of Minnesota*, Court File C4-93-2568 (Dist. Ct., Jan. 1994) (holding that plaintiff restaurant and bar owners lacked standing to challenge the constitutionality of charitable gaming in Minnesota).

Her work throughout the United States has resulted in appearances before legislative and regulatory bodies in most of the states that permit gaming. As a result, she is familiar with the types of gaming permitted around the country and with many of the individuals responsible for the regulation of gaming activity and the development of gaming policy. In 1993, Ms. Magnuson was appointed to serve on the Minnesota Racing Commission, a position she held until her term expired in 1999. Mary currently serves as President of the Northstar Problem Gambling Alliance, the Minnesota affiliate to the National Council on Problem Gambling, which is dedicated to raising public awareness of and education on the issue of problem gambling. She is the author of several reports and articles on gaming issues in Minnesota and a frequent speaker on gaming-related topics at conferences throughout the country.

New address in effect October 30, 2009

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Mr. Schoessler has extensive experience in tax, land tenure, gaming, tribal rights, and general tribal governmental matters. From 1977 to 1992, Jim was the lead attorney in

the Office of the Minnesota Attorney General responsible for Indian-law issues. In that capacity, he advised all Minnesota state agencies, the Minnesota Legislature, and four Minnesota Governors on Indian-law issues, including issues relating to the establishment and regulation of gaming. He directed the Natural Resources Division of the Minnesota Attorney General's Office from 1982 to 1992, and had principal responsibility for the litigation of major cases involving Indian law and Indian lands, and the development and protection of natural resources.

Since 1992, as a member of the firm, Jim has served as special counsel to several tribes within and outside Minnesota on a wide range of matters, including gaming, elections, taxation, tribal courts, tribal law enforcement, construction and development agreements, tribal corporations, federal regulation, and state and tribal jurisdiction. Mr. Schoessler has extensive tax expertise -- he successfully negotiated tax agreements between Minnesota tribes and the state of Minnesota and was involved in a similar effort involving Michigan tribes and the state of Michigan. He also settled tax disputes between Minnesota tribes and the Minnesota Department of Revenue and has secured private letter rulings for tribal clients from the Internal Revenue Service.

Mr. Schoessler has litigated Indian law cases at every level of the federal court system, including the United States Supreme Court, Minnesota State Court system, and numerous tribal courts in Minnesota and elsewhere. Jim was the attorney of record and lead negotiator in a land claims case brought by

Areas of

Practice:

- Civil Litigation
- Gaming Law
- Indian/Tribal Law
- Tax Law

Education:

- J.D. Harvard University Law School, Cambridge, Massachusetts, 1973
- B.A. Princeton University, Princeton, New Jersey, 1970
- Honors:* Phi Beta Kappa
- Honors:* Woodrow Wilson Scholar
- Honors:* Outstanding Performance Award Winner

Bar Admissions:

- Minnesota
- Supreme Court of the United States
- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Federal Claims
- U.S. District Court for the Eastern District of Michigan

the Minnesota Chippewa Tribe against the United States in the Court of Federal Claims, which case yielded a \$20 million judgment for his clients.

A frequent lecturer on Indian law issues, Mr. Schoessler organized and directed the first statewide continuing legal education seminar to be held in Minnesota on the subject of Indian law and gaming. He has lectured on Indian law issues at the William Mitchell College of Law, the University of Minnesota, continuing legal education courses, and various conferences within Minnesota and elsewhere.

Jim's representative cases include:

Leech Lake Band of Chippewa v. Cass County,
Minnesota, 908 F. Supp. 689 (D. Minn 1995)

Leech Lake Band of Chippewa v. Cass County,
Minnesota, 108 F. 3d 820 (8th Cir. 1997)

Leech Lake Band of Chippewa v. Cass County,
Minnesota, 524 U.S. 103 (U.S. Supreme Ct. 1998)

United States v. Reserve Mining Company, 412 F.
Supp. 705 (D. Minn. 1976)

United States v. Reserve Mining Company, 514 F. 2d
492 (8th Cir. 1975)

United States v. Reserve Mining Company, 543 F. 2d
1210 (8th Cir. 1976)

United States v. Reserve Mining Company, 419 U.S.
802 (1974)

Maxam v. Lower Sioux Indian Community, 829 F. Supp
277 (D. Minn. 1993)

McCarthy & Associates v. Jackpot Junction, 490 N.W.
2d 156 (Minn. Ct. App. 1992)

- U.S. District Court for the District of Minnesota
- U.S. District Court for the Western District of Wisconsin
- Tribal Court of the Saginaw Chippewa Indian Tribe of Michigan

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