

Supreme Court Clerk's Office - Keller, Heather

From: Adam Logan <adamlogan@gmail.com>
Sent: Saturday, December 24, 2016 9:09 PM
To: (SUP) Clerk of Court Office
Subject: RE Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I am taking this time during the holiday to write in support of the Standing Rock Sioux tribe and lend my support to their request to use the legal aid available to them from out of state.

Considering that Access Pipeline will have some of the best lawyers as oil tycoons, I think Standing Rock should be allowed to receive any help available to them to even the playing field a touch.

Thank you for your time,

Regards.

Adam Logan of Salem Oregon

Supreme Court Clerk's Office - Keller, Heather

From: Alan Sarfati <alansarfati@yahoo.com>
Sent: Saturday, December 24, 2016 12:19 AM
To: (SUP) Clerk of Court Office
Subject: To Penny Miller

Penny Miller, Clerk
North Dakota Supreme Court

The follow is a comment in support of the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

There is an emergency affecting the North Dakota legal system resulting from the high number of arrests related to anti-Dakota Access pipeline matters. There are an insufficient number of qualified and interested criminal defense lawyers in North Dakota currently licensed to represent the over 500 people arrested. Many criminal defense lawyers have already maxed out their public defender allotments. Many others have declined to take on these cases, often due work load capacity, time constraints or conflicts of interest related to the pipeline industry. Furthermore, any requests for change of venue have been denied.

These defendants, self-identified as Water Protectors, deserve fair trials and I am concerned that due to the reasons stated above, the North Dakota court system is currently strained in its capacity to ensure that defendants receive these fair trials.

As such, I request that the North Dakota Supreme Court accept and approve the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please help all parties ensure that defendants are able to obtain the legal counsel they need to be given their fair day in court.

Thank you.

Alan Sarfati
Scottsdale, AZ

Supreme Court Clerk's Office - Keller, Heather

From: alexandragsmith94@gmail.com
Sent: Saturday, December 24, 2016 9:36 AM
To: (SUP) Clerk of Court Office
Subject: Standing Rock

Ms. Penny Miller, Clerk
North Dakota Supreme Court
600 E. Boulevard Ave.
Bismarck, ND 58505-0530

Re: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota – Supreme Court No. 20160436

Dear Ms. Miller:

I am writing in full and unqualified support of the *Petition to Permit Temporary Provision of Legal Services* that was filed on December 14, 2016. It makes a compelling argument for the need for, and the Court's ability to permit, qualified out-of-state defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and U.S. federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process, and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Sincerely,

Alexandra Smith

Sent from my iPhone

Supreme Court Clerk's Office - Keller, Heather

From: Ben Tamarin <tamarin.ben@gmail.com>
Sent: Saturday, December 24, 2016 12:40 AM
To: (SUP) Clerk of Court Office
Subject: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota – Supreme Court No. 20160436

Dear Ms. Miller:

I am writing in full and unqualified support of the *Petition to Permit Temporary Provision of Legal Services* that was filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

-Benjamin Tamarin

Supreme Court Clerk's Office - Keller, Heather

From: Cecily Corazón <cecilyk@hotmail.com>
Sent: Saturday, December 24, 2016 7:13 PM
To: (SUP) Clerk of Court Office
Subject: Comment letter

Dear Sir or Ma'am:

I am writing to comment on the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please grant this petition so that the Water Protectors can receive full representation, and to relieve the burden on the North Dakota public defenders.

Thank you,

Cecily Corazón

Supreme Court Clerk's Office - Keller, Heather

From: Cynthia Crouse <cynthia.crouse57@gmail.com>
Sent: Saturday, December 24, 2016 4:28 AM
To: (SUP) Clerk of Court Office
Subject: Attny for Water Protectors

Dear Ms. Miller: I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your kind attention and consideration. Sincerely,
Cynthia Crouse

Supreme Court Clerk's Office - Keller, Heather

From: DEAN BUSHELL <dinosanramon@yahoo.com>
Sent: Saturday, December 24, 2016 10:18 AM
To: (SUP) Clerk of Court Office
Subject: DENIED RIGHTS TO REPRESENTATION

HELLO ,PENNY MILLER,I HAVE HEARD THAT THE WATER PROTECTORS ARE BEING DENIED REPRESENTATION OR COUNCIL IN COURT .SINCE WHEN THE FEDERAL LAW SAYS WE DON'T HAVE THE RIGHT TO A FAIR TRIAL AND NO REPRESENTATION IN COURT.SINCE WHEN THE STATE OF NORTH DAKOTA HAS THE RIGHT TO CHANGE THE FEDERAL LAW TO IMPOSE OR CHANGE THE LAWS TO SERVE THEMSELVES FOR WHAT EVER REASON .IS THE UNITED STATES BEGINNING TO BECOME A DICTATORSHIP TO IMPOSE UNJUST AND IMMORAL ACTIONS AGAINST ITS PEOPLE, YOU THINK THAT THE AMERICAN CITIZENS ARE GOING TO LIE DOWN TO THIS UNJUST SYSTEM THAT DESTROYS THE EARTH WATER AND AIR AND ITS PEOPLE .THE SYSTEM MUST STOP AND OPEN THE EYES TO THE TRUTH ,THE TRUTH IS NOT GOING TO HIDE, IT IS BEFORE US ALL TO SEE,IF THE GOVERNMENT CONTINUES IN ITS PATH AND NOT SURRENDER TO THE TRUTH IT WILL CEASE TO BE THE MOTHER EARTH WILL NOT ALLOW THE GOVERNMENT TO SURVIVE THE GOVERNMENT WILL DESTROY ITSELF.WE AS THE HUMAN RACE WILL FLOURISH IN THE NEW ERA THOSE WHO SEEK THE TRUTH.SO PENNY MILLER YOU MUST ADVISE YOUR SUPERIORS TO ALLOW EVERY WATER PROTECTOR THEIR RIGHTS TO REPRESENTATION AND COUNCIL AND A FAIR TRIAL FOR YOUR OWN SPIRITUAL GROWTH AND AWARENESS DO THE RIGHT THING.THANK YOU ONE OF YOUR BROTHERS

Supreme Court Clerk's Office - Keller, Heather

From: Deb Wolf <debulae@gmail.com>
Sent: Saturday, December 24, 2016 9:02 AM
To: (SUP) Clerk of Court Office
Subject: NEED for Out of State Attys for Water Protectors

Ms. Penny Miller, Clerk of the Supreme Court of ND

Due to the following facts I REQUEST YOU GRANT PERMISSION FOR OUTSIDE LEGAL AID TO THE - Thank you for your Much NEEDED Consideration~

Sincerely,

Debra A. Wolf
2117 Falcons Cove
Stevens Point, WI 54482
715.240.0652

- Right to representation/counsel.

If there aren't enough defense attorneys in ND willing to represent our water protectors, or sources to draw from, then it is their duty to draw from outside sources. Especially as we have the information of many attorneys willing to come represent them. It is in the court's best interest to follow the Constitution over local law.

- Right to a speedy trial.

When the defense attorneys are limited they cannot physically handle all the cases, thus resulting in the action taken December 19, 2016, postponing the hearing until January. This means all the protectors must travel back home and to ND again for this hearing, and lack of adequate counsel prolongs the trial process.

- Right to a fair trial and due process.

Under the Constitution and under the power of the US Justice Department, the court must provide a non-bias and neutral jury, or change venue to do so. There must be adequate counsel to take part in jury selection and due process. On a side note, should prosecution choose to "add charges after the fact", the court has obligation to A. Consider whether prosecution has adequate evidence to do so. B. Provide defense with enough notice to prepare for these additional charges. C. Ensure that defense has counsel to do so.

Supreme Court Clerk's Office - Keller, Heather

From: Debbie Sherr <dgshe2016@gmail.com>
Sent: Saturday, December 24, 2016 11:25 AM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No. 20160436

Dear Ms Miller:

RE: Supreme Court No. 20160436 - Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I am writing to ask that you permit temporary practice by qualified out-of-state lawyers to fulfill North Dakota's obligation imposed under the Fifth and Sixth Amendments to the United States Constitution.

According to reports, the public defender system in North Dakota is struggling to handle the case load stemming from the more than 500 arrests related to protests of the DAPL. It is reported that private attorneys in the state either cannot or will not be able to fill the needs of those seeking representation. Other public defenders within the state may be limited from taking on more of these cases due to the conspiracy charges that were filed in several of these cases.

Everyone deprived of their liberty or facing a possible criminal charge has the right to the assistance of a lawyer to protect their rights and to help in their defense. Not only would this violate international standards on the right to a fair trial, but it could also be construed as being unconstitutional. The situation in North Dakota is a Fifth and Sixth Amendment crisis in the making.

Please permit this temporary practice.

Regards,

Deborah Sherr
Severna Park, MD 21146

Supreme Court Clerk's Office - Keller, Heather

From: Denise Mauldin <deniseeabbott@hotmail.com>
Sent: Saturday, December 24, 2016 4:19 PM
To: (SUP) Clerk of Court Office
Subject: DAPL Representation

To Whomever it may concern,

Being tried without representation is unfair to anyone. Please solve this situation in whatever way is best for the courts, whether that's delaying trials until representation can be arranged or allowing out of state lawyers to more easily practice and represent people that ND cannot provide representation for.

Best,
Denise

Supreme Court Clerk's Office - Keller, Heather

From: Diana Starke <djstarke@gmail.com>
Sent: Saturday, December 24, 2016 8:45 AM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No. 20160436

Ms. Penny Miller, Clerk
North Dakota Supreme Court
600 E. Boulevard Ave.
Bismarck, ND 58505-0530
supclerkofcourt@ndcourts.gov

Re: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota – Supreme Court No. 20160436

Dear Ms. Miller:

I am writing in full and unqualified support of the *Petition to Permit Temporary Provision of Legal Services* that was filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Thank you.

Diana Starke

Supreme Court Clerk's Office - Keller, Heather

From: diane angelino <peacepony@gmail.com>
Sent: Saturday, December 24, 2016 2:01 PM
To: (SUP) Clerk of Court Office
Subject: Water Protectors

Dear Ms. Miller,

I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your kind attention and consideration.

Sincerely,
Diane Angelino
peacepony@gmail.com

Supreme Court Clerk's Office - Keller, Heather

From: dianne hammons <sunalee2004@yahoo.com>
Sent: Saturday, December 24, 2016 11:52 AM
To: (SUP) Clerk of Court Office
Subject: Standing Rock

To whom it concerns,

Please, allow Standing Rock to use out of state attorneys. This is for my daughter, students, and former students whom I represent. Please, help protect their future.

Respectfully,
Dee Hammons
Jefferson Community School
Port Townsend, WA

Supreme Court Clerk's Office - Keller, Heather

From: D'lynn McCarthy <dlynnmccarthy@yahoo.com>
Sent: Saturday, December 24, 2016 1:21 PM
To: (SUP) Clerk of Court Office
Subject: Out of state atty

I urge ND to allow out of state attorneys to represent WATER PROTECTORS in court proceedings.

Sent from my iPad

Supreme Court Clerk's Office - Keller, Heather

From: Donna Henry <donnahenry1950@gmail.com>
Sent: Saturday, December 24, 2016 10:17 AM
To: (SUP) Clerk of Court Office
Subject: Out of state attorneys.

If it is within your jurisdiction to allow out of state attorneys to aid in the defense of the Water Protectors now facing charges in your county, please allow the defendants to have the representation.

This action could enable the court to dispense with these cases and not cause the defendants to pursue any remedial or post trial action.

Allowing proper representation in good faith and without malice or discrimination would show the world that your legal system is exemplary.

Thank you for your time.

Supreme Court Clerk's Office - Keller, Heather

From: dpanasuk . <dpanasuk@gmail.com>
Sent: Saturday, December 24, 2016 1:00 AM
To: (SUP) Clerk of Court Office
Subject: out-of-state attorneys for Water Protectors - YES from Minot, ND

Dear Ms. Miller,

I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your kind attention and consideration.

Sincerely,
Debra Panasuk
from Minot, ND

Supreme Court Clerk's Office - Keller, Heather

From: Ellen Lewis <ellen.lewis1@gmail.com>
Sent: Saturday, December 24, 2016 8:53 AM
To: (SUP) Clerk of Court Office
Subject: Comment re: Petition

Dear Penny Miller, Clerk:

The following is a comment in support of the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

There is an emergency affecting the North Dakota legal system resulting from the high number of arrests related to anti-Dakota Access pipeline matters. There are an insufficient number of qualified and interested criminal defense lawyers in North Dakota currently licensed to represent the over 500 people arrested. Many criminal defense lawyers have already maxed out their public defender allotments. Many others have declined to take on these cases, often due work load capacity, time constraints or conflicts of interest related to the pipeline industry. Furthermore, any requests for change of venue have been denied.

These defendants, self-identified as Water Protectors, deserve fair trials and I am concerned that due to the reasons stated above, the North Dakota court system is currently strained in its capacity to ensure that defendants receive these fair trials.

As such, I request that the North Dakota Supreme Court accept and approve the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please help all parties ensure that defendants are able to obtain the legal counsel they need to be given their fair day in court.

Thank you.

Ellen Lewis
791 Jasmine St.
Denver, CO 80220

Supreme Court Clerk's Office - Keller, Heather

From: EMC McGhee <emcmcghee@gmail.com>
Sent: Saturday, December 24, 2016 12:05 PM
To: (SUP) Clerk of Court Office
Subject: Subject: Supreme Court No. 20160436

Re: In the Matter of a Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I urge that the petition be granted so that all defendants charged for any NoDAPL actions be granted due process.

Thank you.

Eloise M. McGhee

2490 S Winslow Ct.

Bloomington IN 47401

812-219-3447

Supreme Court Clerk's Office - Keller, Heather

From: empressnaka9@gmail.com
Sent: Saturday, December 24, 2016 8:24 PM
To: (SUP) Clerk of Court Office
Attachments: Petition.docx

To Penny Miller,

I don't know which is easier for you, having the comment in the body of the email or attached so I did both.

Sincerely,
Tammie Saiki

To: Chief Justice and Honorable Judge Sandstorm, Honorable VandeWalle, Honorable Kapsner, Honorable Crothers, Honorable McEvers.

I am highly in favor of allowing the defendants, known as water protectors, to have out-of-state attorneys represent them. There are five points I will address.

First, this should be most favorable for North Dakota, it will be less of a financial burden on the state and its Judicial system. The attorneys will bill their clients directly or *pro bono*, not to the state's public defenders. **Second**, it would alleviate the burden on the public defenders who can't handle the number of cases as it is now. Which if the defendants go to trial without adequate "assistance of council" violates their sixth amendment rights. If they go to trial without adequate council, it also violates the fourteenth amendment of "equal protection under the law".

Third, having attorneys from out of state would speed up the process and allow them to have their rights under the sixth amendment; "right to a speedy trial... and the right to the assistance of council".

Fourth, under the fourteenth amendment not only the Federal government but States are bound by the Constitution "nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws." Forcing the defendants to use only the attorneys in North Dakota violates the fourteenth amendment.

Fifth, exhibit one through three show the number and type of charges filed against the defendants; it also listed their attorney. It indicates at the time of the compilation of the data there were ninety persons with Felony class C charges against them with no attorney assigned, furthermore these defendants listed court appearances scheduled in December 2016. As I'm sure you know Felonies class C charges can carry up to five years in prison, if not longer. If these people have no "assistance of council" this is a serious breach of their rights. If they had no help in filling out the forms or in navigating the judicial system and were rejected council on that basis; this is also a serious and egregious breach of their constitutional rights in the sixth, ninth, and fourteenth amendment. How can we as a Nation justify locking up people for years when we did not give them every benefit of their rights under our Constitution that we are all protected by?

Conclusion, these five points show good reason, for both North Dakota and the defendants, why the attorneys, who are willing to work with the defendants now, from out of state should be allowed to help. If not, I'm sad to say, it will just show the world once gain prejudiced view that North Dakota, specifically Morton County has against the water protectors, and will do nothing to de-escalate the tension that has grown in the area. It will highlight for the World to see, how indigenous people and their rights to protect their water and their sacred sites are still being trampled on in the twenty-first century.

Respectfully,
Tammie Saiki

Supreme Court Clerk's Office - Keller, Heather

From: Glenn Szalay <glenn.szalay@gmail.com>
Sent: Saturday, December 24, 2016 6:05 PM
To: (SUP) Clerk of Court Office
Subject: ATTN: PENNY MILLER / RE: Water Protector Trial Defendants

"Supreme Court" of North Dakota. Had the court an actual history of establishing justice, the Water Protectors wouldn't have faced abuse, and abusive incarceration, under this system which is the sum total of the high court's historical decision making thus far. Asking you for out-of-state attorneys, like a condemned Human Being asking for a last cigarette. Upon its snuff, so goes (S)he. As goes the guaranteed outcome of these Protector Defendant trials in a state quite apparently populated (with notable exception of the Sioux Reservation) by toxic, euro-trash trailer park denizens. Already, your residents should never plan on parking again with registered plates at Disneyland California, Universal Studios, or even Knotts Berry Farm. Our "Left Coast" not as passive as you'd wish to think, and we've certainly taken notice. Oh, in a similar vein, best of luck with any North Dakota tourist trade whatsoever once you succeed in shoo-ing out us "enemies," Enlightened folks...you know, others with the big bucks...shall sooner visit North Carolina instead as those brown shirted goose-steppers not as practiced as yours. Protector Allys from outside your precious border, again, "enemies" as Dalrymple described us, not even afforded Equal Protection under the 13th Amendment by your system. Justices..."justice" here begins only with CHANGE OF VENUE, so you've already blown it and shall continue blowing if History any judge.

Have a nice day :-)

Supreme Court Clerk's Office - Keller, Heather

From: grafe <grafe@teleport.com>
Sent: Saturday, December 24, 2016 8:03 PM
To: (SUP) Clerk of Court Office
Subject: Granting temporary law license for attorneys for Standing Rock defendants

December 24, 2016

From Rosalie V. Grafe
4819 SE 70
Portland, OR 97206
503 777-5166
grafe@teleport.com

To Ms. Penny Miller,
Clerk, North Dakota Supreme Court,

Ms. Miller,

It has come to my attention that your state has fewer attorneys and fewer public defenders than are required to properly prepare and present a defense to the many Water Protectors charged with offenses since April, 2016.

So that the rights of all may be protected and justice served I request and petition that defendants be permitted counsel by out-of-state attorneys and that those litigators may be granted temporary license to practice law in North Dakota.

Rosalie V. Grafe, Quaker Abbey Press, LLC

Supreme Court Clerk's Office - Keller, Heather

From: J.C. <jlconrad@protonmail.com>
Sent: Saturday, December 24, 2016 4:36 PM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No. 20160436

Re: In the Matter of a Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I ask that this petition be granted in order that all defendants charged in the #NoDAPL actions be granted due process. Thank you for your attention to this matter.

Jennifer L. Conrad
59 Oxford Street #1
Somerville, MA 02143
(617) 230-5213

Supreme Court Clerk's Office - Keller, Heather

From: jani0607@yahoo.com
Sent: Saturday, December 24, 2016 2:36 AM
To: (SUP) Clerk of Court Office
Subject: request per your notice

dear clerk,

I am expressing my support and request to allow out of state attorneys to defend and represent the water protectors in any and all legal proceedings and related issues.

sincerely,

jani kandy, US citizen
nashville Tennessee

Sent from my iPhone

Supreme Court Clerk's Office - Keller, Heather

From: Jay Jay <jomellio@ucsc.edu>
Sent: Saturday, December 24, 2016 7:08 PM
To: (SUP) Clerk of Court Office
Subject: Pipeline Protester Representation

Hello,
Since Christmas is a few hours away, I will make this very brief.

The Oxford dictionary of the English language defines terrorism as government by force. Outlets know this so media publicity of the pipeline was limited. This means that experienced and dedicated lawyers especially ones outside of North Dakota were limited from receiving full access to the information regarding the actual occurrences over the last three months at Standing Rock. Out of State Representation should not be limited by the government for the North Dakota Supreme Courts' sake as well as the people of Standing Rock's sake. Limiting any sort of access to the truest people of this nation, and any other denizen for that matter, is an attack against humanity at large.

Sincerely,

A Concerned Citizen

Supreme Court Clerk's Office - Keller, Heather

From: joan schwartz <joanspider@gmail.com>
Sent: Saturday, December 24, 2016 10:37 AM
To: (SUP) Clerk of Court Office
Subject: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota – Supreme Court No. 20160436

Ms. Penny Miller, Clerk
North Dakota Supreme Court
600 E. Boulevard Ave.
Bismarck, ND 58505-0530

Dear Ms. Miller:

I am writing to support the *Petition to Permit Temporary Provision of Legal Services* filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

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joan
joanspider.wordpress.com
[the tea bowl project](#)
[the goddess project](#)

Our journey is about being more deeply involved in life and yet less attached to it. -Ram Dass

Supreme Court Clerk's Office - Keller, Heather

From: Joan Svetik <JSvetik@yahoo.com>
Sent: Saturday, December 24, 2016 11:52 AM
To: (SUP) Clerk of Court Office
Subject: Petition to Permit Temporary Provision of Legal Services that was filed on December 14, 2016

Ms. Penny Miller,

I am writing in full and unqualified support of the Petition to Permit Temporary Provision of Legal Services that was filed on December 14, 2016.

It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

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Joan Svetik
jsvetik@yahoo.com
Sent from my iPhone

Supreme Court Clerk's Office - Keller, Heather

From: Jodi Leonarczyk <joleonarczyk@gmail.com>
Sent: Saturday, December 24, 2016 7:59 AM
To: (SUP) Clerk of Court Office
Cc: volunteer4water@gmail.com
Subject: Court Permit for Out of State Attorneys at Standing Rock

Dear Ms. Miller,

Please ensure that the Water Protectors at Standing Rock are given the right to bring their own attorneys from out of State. The lawyers in North Dakota are very limited in number, some of them hostile towards the cause. Please help support the fight against the Dakota Access Pipeline and grant the Water Protectors legal representation by lawyers of their choosing.

Thank you for your consideration,
Jodi Leonarczyk

Supreme Court Clerk's Office - Keller, Heather

From: Jonathan Bernstein <jon.bernstein@wap.org>
Sent: Saturday, December 24, 2016 11:36 AM
To: (SUP) Clerk of Court Office
Subject: Petition for out of state counsel

I support this petition to allow outside counsel to come from out of state. Thank you for soliciting input on this important question.

Cordially,

Jonathan Bernstein
Silver Spring, Maryland

Supreme Court Clerk's Office - Keller, Heather

From: Joseph Lubasz <lubaszj@gmail.com>
Sent: Saturday, December 24, 2016 2:05 PM
To: (SUP) Clerk of Court Office
Subject: Out of State Legal Representation for DAPL Protestors - Request

Dear Ms. Penny Miller:

I am writing to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors (DAPL protestors) who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and many private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your time and consideration.

Sincerely,

Joe Lubasz
5394 Section Line Rd., Dodgeville, WI 53533
(920)-691-6878

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*****Legal Disclaimer*****

The information contained in this message may be privileged and confidential, and is intended solely for the use of the named addressee. No other person is authorized to access, copy, or re-use this message (or any information contained herein). If you are not the intended recipient, please notify me immediately by replying to this message and promptly delete it from your computer.

Supreme Court Clerk's Office - Keller, Heather

From: kaligraph@verizon.net
Sent: Saturday, December 24, 2016 10:17 AM
To: (SUP) Clerk of Court Office
Subject: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

To:
Penny Miller, Clerk
North Dakota Supreme Court

Dear Ms. Miller,

It is my understanding that th court is accepting comments re: the use of out of state lawyers to help relieve the burden on the resources of ND lawyers to defend the Water Protectors who've been arrested. I would like to ask that the court considers allowing additional lawyers to help with these cases. There are an insufficient number of qualified and interested criminal defense lawyers in North Dakota currently licensed to represent the over 500 people arrested. Many criminal defense lawyers have already maxed out their public defender allotments. Many others have declined to take on these cases, often due work load capacity, time constraints or conflicts of interest related to the pipeline industry.

I request that the North Dakota Supreme Court accept and approve the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please help all parties ensure that defendants are able to obtain the legal counsel they need to be given their fair day in court.

Sincerely,
Andrea P. McCluskey
Teacher, Frederick, MD

Supreme Court Clerk's Office - Keller, Heather

From: Karen M Gagne <gagne361@gmail.com>
Sent: Saturday, December 24, 2016 12:04 PM
To: (SUP) Clerk of Court Office
Subject: Attn: Penny Miller

I am writing in full and unqualified support of the Petition to Permit Temporary Provision of Legal Services that was filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Supreme Court Clerk's Office - Keller, Heather

From: Kristen Nielsen <kristen.h.nielsen@gmail.com>
Sent: Saturday, December 24, 2016 7:49 PM
To: (SUP) Clerk of Court Office
Subject: Please read NoDapl petition

Hello,

Hope your holiday has been great.

Please allow out of state attorneys to represent Water Protectors in North Dakota courts. Help us be on the right side of history.

Full Petition: <http://www.ndcourts.gov/Court/Notices/Notices.htm>

Kristen Nielsen

Supreme Court Clerk's Office - Keller, Heather

From: Lane Keller <lanekellerwriter@gmail.com>
Sent: Saturday, December 24, 2016 5:37 AM
To: (SUP) Clerk of Court Office
Subject: DAPL

Dear Ms. Miller: I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your kind attention and consideration.

Sincerely,

Lane Keller

Supreme Court Clerk's Office - Keller, Heather

From: Lisa Carlson <lisacarlson1966@gmail.com>
Sent: Saturday, December 24, 2016 4:42 PM
To: (SUP) Clerk of Court Office
Subject: Public comment on Water Protectors Legal Counsel amendment

To: Penny Miller, Clerk North Dakota Supreme Court

Supreme Justices of North Dakota,

Thank you for allowing the public commentary on this petition and for offering to hear our perspectives, I believe it's a valid element in this decision and it should be allowed to weigh in on the important amendment of temporarily allowing out of state legal representation for those who are facing trials on charges from Standing Rock Water Protectors.

I understand that the lower court denied the requests for a change in venue, and to that let me first say that, I realize this is not pertinent to your ruling or this pending decision, but should be said to you anyway as the highest court justices in your state, because I believe we all should speak for truth and justice when and wherever we can; so I ask the court to please forgive me for taking your time to assert my liberty, I mean no disrespect when I say I think this denial to change of venue was detrimental to justice in every single arrest from North Dakota and to our entire country, because I personally witnessed LIVE what happened for weeks during the times of the arrests that involve most of the upcoming trials which your decision will affect, and I am very, very concerned for every person that is charged with a crime by any officer in North Dakota now, particularly those from Morton County Sheriff's Officers.

The amount of corruption that I have witnessed and blatant disregard for following the law by these states own sworn officers was heartbreaking to me, and I had never witnessed such disrespect for this in my life by those who are sworn to protect and to serve. I am from Iowa, and county sheriff's here are the most professional and ethical officers of all L.E. in Iowa, so I was naive to think this was the case all over our country. We all should hope that seeing the Standing Rock situation unfold as it has doesn't lead to more officers in this country, who also watched this, begin to believe they can get away with this type of brutality toward our citizens. This goes on at some level already, but having it blasted to the world on social media and see no one stop them or come to help the public be protected from this immediately, was disturbing. It will erode our justice system quickly if that continues to be allowed to happen. It appears that the officers in the area of Morton County, from what I personally witnessed, most have no training, nor moral compasses, nor direction from their c.o.'s and do not have to answer for any type of misconduct nor face anyone for accountability and I wondered if the even have a written code of conduct in North Dakota for the county officers, surely there must be? Whatever the case, something is dangerously broken up there and I think this needs to change immediately from the top down.

That being said, thank you for listening and allow me now to weigh in on your pending decision on this amendment petition.

I am in support of the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota, to do otherwise would further burden those who have already suffered through many things and we are in desperate need of relief on this important petition to provide this due process that the amendment would give .

There is an emergency affecting the North Dakota legal system resulting from the high number of arrests related to anti-Dakota Access pipeline matters. There is an insufficient number of qualified and interested criminal defense lawyers in North Dakota currently licensed to represent the over 500 people arrested. Many criminal defense lawyers have already maxed out their public defender allotments. Many others have declined to take on these cases, often due work load capacity, time constraints or conflicts of interest related to the pipeline industry. Furthermore, any requests for change of venue have been denied.

These defendants, self-identified as Water Protectors, deserve fair trials and I am concerned that due to the reasons stated above, the North Dakota court system is currently strained in its capacity to ensure that defendants receive these fair trials.

As such, I request that the North Dakota Supreme Court accept and approve the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please help all parties ensure that defendants are able to obtain the legal counsel they need to be given their fair day in court.

Thank you for your consideration.

Lisa A. Carlson

6750 School Street #644

Windsor Heights, IA 50324

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Supreme Court Clerk's Office - Keller, Heather

From: Lorrie Welch <lorrielou82@gmail.com>
Sent: Saturday, December 24, 2016 8:57 AM
To: (SUP) Clerk of Court Office
Subject: Out Of State Legal Representation for Standing Rock Water Protectors

Please allow all defendants facing all ranges of charges, to obtain out of state legal representation in the battle against eminent domain and desecration of the land and water, sacred land and treaty rights for the Sioux Nation, and all indigenous people, against the Dakota Access Pipeline entities; including Energy Transfer Partners and their privately contracted security forces, Morton County, and other deployed police forces.

Supreme Court Clerk's Office - Keller, Heather

From: Luz Rule <luzrule@gmail.com>
Sent: Saturday, December 24, 2016 11:47 PM
To: (SUP) Clerk of Court Office
Subject: Request to Authorize use of out-of-state attorneys for Water Protectors

December 24, 2016

Penny Miller
Clerk
North Dakota Supreme Court

Dear Ms. Miller:

I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court.

Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases.

Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota.

Thank you very much for your kind attention and consideration.

Sincerely,

Luz Rule
Hood River, Oregon

Supreme Court Clerk's Office - Keller, Heather

From: Mary Alexandra Agner <marymary@suberic.net>
Sent: Saturday, December 24, 2016 9:27 AM
To: (SUP) Clerk of Court Office
Cc: Mary Alexandra Agner
Subject: please allow out-of-state lawyers to represent Water Protectors

Dear Ms. Penny Miller, Clerk of the Supreme Court,

I am writing to ask you to allow out-of-state lawyers to represent Water Protectors during their trials.

While I am not a resident of North Dakota, I am a U.S. citizen, a voter, and a lover of our country, including its land, rocks, water, and air. By allowing the Water Protectors access to out-of-state lawyers I believe you are protecting freedom and reinforcing that all people are valued and welcome here.

Thank you for taking the time to read this note.

Sincerely,
Mary Alexandra Agner

Supreme Court Clerk's Office - Keller, Heather

From: Michael Yares <michaelyares@myurbanfarm.net>
Sent: Saturday, December 24, 2016 8:53 AM
To: (SUP) Clerk of Court Office
Subject: Out of state attorneys for the DAPL case

I urge the court to allow out of state representation in this case.

<http://www.ndcourts.gov/Court/Notices/20160436/notice.htm>

Michael Yares
Petsluma, CA
Sent from my iGizmo

Supreme Court Clerk's Office - Keller, Heather

From: Monica Ramos <monica.t.ramos@gmail.com>
Sent: Saturday, December 24, 2016 8:24 PM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No. 20160436

Re: In the Matter of a Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I urge that the petition be granted so that all defendants charged for any NoDAPL actions be granted due process.

Thank you.

Monica Ramos
803 Onderdonk Ave. Ridgewood, NY 11385
415 361 0585

Supreme Court Clerk's Office - Keller, Heather

From: Morgan Griffith <morgangriffith115@gmail.com>
Sent: Saturday, December 24, 2016 2:14 PM
To: (SUP) Clerk of Court Office
Subject: Petition for Outside Attorneys for Water Protectors

Dear Penny Miller:

I wish to comment in support of the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

The high amount of arrests, 500 or more, have taxed the available legal resources. The available South Dakota licensed attorneys have reached their limit of public defender cases. Other attorneys are either refusing to take on these cases or have a conflict of interest. Those arrested deserve a fair trial being represented by quality attorneys. There are many such bar members that could step in to fill the gaps in coverage. This is an emergency situation and I sincerely request that this petition be granted.

Sincerely,

Morgan Griffith
17531 Lyons Valley Rd
Jamul, CA 91935

Supreme Court Clerk's Office - Keller, Heather

From: Ms. Gina <pocahontas4now@gmail.com>
Sent: Saturday, December 24, 2016 9:19 PM
To: (SUP) Clerk of Court Office
Subject: No DAPL representatives needed

Dear Honorable Judge,

I am Native American and live in WA State and unable to be in ND at the moment. I am requesting Out of State Representatives to be allowed to represent my people involved in the NO DAPL situation.

Thank you,

Gina Jarrett

Sent from my T-Mobile 4G LTE Device

Supreme Court Clerk's Office - Keller, Heather

From: Nathan Martin <nathancmartin@gmail.com>
Sent: Saturday, December 24, 2016 12:12 PM
To: (SUP) Clerk of Court Office
Subject: Please allow out-of-state public defenders

Dear Ms. Miller,

My name is Nathan Martin, proud son of three generations of North Dakotans (Bismark, New Rockford, Dickinson). The people arrested during the Dakota Access Pipeline Protests, whether you agree with their actions or not, deserve a fair trial just like every American. They cannot receive a fair trial without representation. Since North Dakota lacks the resources to provide them representation, I respectfully urge you to allow public defenders from other states to help out. Doing so is the only way to ensure justice.

Thank you.

Sincerely,
Nathan C. Martin

Supreme Court Clerk's Office - Keller, Heather

From: Odom,Stephen <sodom@bidmc.harvard.edu>
Sent: Saturday, December 24, 2016 10:28 AM
To: (SUP) Clerk of Court Office
Subject: Standing Rock

Ms. Penny Miller, Clerk
North Dakota Supreme Court
600 E. Boulevard Ave.
Bismarck, ND 58505-0530

Re: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota – Supreme Court No. 20160436

Dear Ms. Miller:

I am writing in full and unqualified support of the *Petition to Permit Temporary Provision of Legal Services* that was filed on December 14, 2016. It makes a compelling argument for the need for, and the Court's ability to permit, qualified out-of-state defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and U.S. federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process, and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Sincerely,

Stephen Odom

Supreme Court Clerk's Office - Keller, Heather

From: Parsa Nowruzi <pnowruzi@stanford.edu>
Sent: Saturday, December 24, 2016 2:27 AM
To: (SUP) Clerk of Court Office
Subject: Please allow out-of-state lawyers to represent water protectors

To whom it may concern,

I am writing to you to express my support for the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

As you know, there is an emergency resulting from the high number of arrests related to the Anti-Dakota Access Pipeline matters, and therefore a high demand for public attorneys. Many North Dakota attorneys are already at capacity in the cases that they have taken. Therefore, it is very crucial for the defendants, self-identified as Water Protectors, to be able choose qualified attorney as they wish, in this case may possibly from outside the state of North Dakota, to get a fair trial.

This is an important matter for our democracy and rule of justice. Please consider this temporary permission.

Sincerely,

Parsa Nowruzi

Supreme Court Clerk's Office - Keller, Heather

From: pomai stone <pomaistone@gmail.com>
Sent: Saturday, December 24, 2016 7:26 PM
To: (SUP) Clerk of Court Office
Subject: Out of State Attorneys

Aloha mai kāua e Penny Miller,

My name is Johanna Kapōmaika'i Stone and I am writing to you in urgent support of the 571 charged water protectors to have the option of out of state attorneys to be able to represent them.

We need to be given the right to bring our own attorneys from out of State. ND Public defenders are in short supply. The handful of attorneys in private practice supportive of this cause are maxed capacity.

We have a slew of out-of-state Native attorneys (and allied attorneys) willing to help, but need to be allowed to.

I am a native Hawaiian woman from the sacred land of Hawai'i and I am a wahine aloha 'āina, a Hawaiian patriot and protector of the land. I also enjoy and hold to the utmost value our clean water. Perhaps you and your family enjoy clean water as well.

You are in my prayers that you make the right decision. This is a crucial time as humanity is at a crossroads. Whether we will come together upon the Rainbow Path, or we will destroy each other fighting for the illusion of scarcity.

I urge you to be on the right side of history and you need clean water just as much as I do. Do know that the world is watching and no kind deed goes unanswered. Quite on the contrary, it is reciprocated ten fold.

Remember that water is life, ua ola kākou a pau i ka wai, ka wai ola a Kāne.

--

na-u me ke aloha
na Johanna Kapōmaika'i Stone
.:me he lau no ke Ko'olau ke aloha:.

Supreme Court Clerk's Office - Keller, Heather

From: Robert Nichols <rev_nichols@yahoo.com>
Sent: Saturday, December 24, 2016 10:13 PM
To: (SUP) Clerk of Court Office
Subject: I Support the Petition for Outside Legal Services

Dear Justices of the North Dakota Supreme Court,

I am writing to support the petition (#20160436) to temporarily allow legal services from attorneys outside of ND in the matter of the DAPL protesters. The sheer number of defendants in those cases far exceed the capacity of the ND public defender system. In order for justice to be properly afforded to those individuals, they must have access to proper, qualified legal representation so that they can mount a competent defense. Anything less would be a violation of basic civil liberties. I urge you to approve the petition and grant access to additional legal representation.

Thank You,

John Nichols
529 E. High St.
Jefferson City, MO 65101

Supreme Court Clerk's Office - Keller, Heather

From: Rose Schlappi <rodeyrode@gmail.com>
Sent: Saturday, December 24, 2016 9:00 AM
To: (SUP) Clerk of Court Office
Subject: Out of state lawyers in North Dakota

I am writing with a comment regarding the out of state lawyers in North Dakota to handle the protesters at DAPL.

I believe that North Dakota SHOULD allow out of state lawyers to represent the protesters. Here is why:

- with over 500 people arrested, there isn't even close to enough public defenders in the state of North Dakota
- media coverage in North Dakota has skewed lawyers' and jury's perception of the protest
- Regardless of how any one person feels about the pipeline or the protesters, they deserve to be represented by people that understand their culture

I implore you to allow out of state lawyers to represent the protesters in North Dakota. This is the only way to ensure a fair trial for the people. All people have a constitutional right to a fair and speedy trial and if out of state lawyers are not allowed, this right will be in serious jeopardy. North Dakota can change the world's perception by simply allowing out of state lawyers to help take the burden off the state of North Dakota, in the same way they brought in out of state police to help Morton County Sheriff's Department.

Please do the right thing. Please uphold the Constitution of the United States and allow out of state lawyers to represent protesters.

Sincerely
Rose Schlappi

Supreme Court Clerk's Office - Keller, Heather

From: Sara Driscoll <sara.driscoll2@gmail.com>
Sent: Saturday, December 24, 2016 11:44 AM
To: (SUP) Clerk of Court Office
Subject: Re: Petition Re: Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota- Supreme Court No. 20160436

Ms. Penny Miller, Clerk

North Dakota Supreme Court

600 E. Boulevard Ave.

Bismarck, ND 58505-0530

December 24, 2016

Dear Ms. Miller,

I write this letter in total support of the *Petition to Permit Temporary Provision of Legal Services* that was filed on December 14, 2016. The argument the petition makes for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota is strong and compelling. I understand that the North Dakota judicial system is taxed unduly due to the hundreds of criminal cases stemming from the events at Standing Rock. It is consistent with the governor's declaration of a state of emergency and the activation of the Emergency Management Assistance Compact (EMAC) in order to utilize personnel from other states so it is consistent for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. It is urgent that the Court intervenes swiftly to utilize lawyers from other states.

I am informed that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel is the cornerstone of our legal system and therefore guarantees of a fair and speedy trial, due process and equal protection are due to those defendants in North Dakota. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Sincerely,
Sara Driscoll
8 Lester Place
Jamaica Plain, MA 02130

Supreme Court Clerk's Office - Keller, Heather

From: savaja3 <savaja3@yahoo.com>
Sent: Saturday, December 24, 2016 12:04 PM
To: (SUP) Clerk of Court Office
Subject: Legal Counsel Request

I am writing in full and unqualified support of the Petition to Permit Temporary Provision of Legal Services that was filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed beyond what is reasonable due to the hundreds of criminal cases stemming from the events at Standing Rock. The governor has already declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota. The right of all defendants to adequate and effective counsel undergirds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Sincerely FW Dustin

Reply savaja3@yahoo.com

Supreme Court Clerk's Office - Keller, Heather

From: Steve Oizumi <steve.oizumi@hotmail.com>
Sent: Saturday, December 24, 2016 11:04 PM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No.20160436
Attachments: 15723792_10154898076439485_7504017896246534743_o.jpg

Greetings,

Please accept this message in support of allowing qualified attorneys from outside North Dakota to represent water protectors.

Respectfully,

Steve Oizumi

Santa Fe, New Mexico

505.446.8207

letter should be

sent to the letter

server of quality

outside North America

I urge that the

granted so that a

charged with one

granted a

signature

our

and to

Supreme Court Clerk's Office - Keller, Heather

From: Susan Gere <susangere@gmail.com>
Sent: Saturday, December 24, 2016 9:25 AM
To: (SUP) Clerk of Court Office
Subject: Public comment on temporary privileges

To: Supreme Court of North Dakota

In a law-based society, nothing can be more important than assuring proper legal representation to any person involved in a court case. If the system is overwhelmed, it seems you have no practical recourse other than to grant temporary counsel privilege to out of state attorneys. Or perhaps, to dismiss charges as warranted.

Please do what is needed!

Sincerely,

Susan M. Gere
9311 N Willamette Blvd
Portland OR 97203

Sent from my iPad

Supreme Court Clerk's Office - Keller, Heather

From: Susannah heller <sjdeforest@gmail.com>
Sent: Saturday, December 24, 2016 10:48 PM
To: (SUP) Clerk of Court Office
Subject: Representation of Water Protesters

Dear Clerk Miller,

I am writing concerning the Water Protesters representation in court. They all of the Water Protectors are US citizens and they deserve a fair chance of representation. Please allow them easy access to out of state representation by lawyers.

Thank you,
Concerned citizen,
Susannah Heller

Sent from my iPhone

Supreme Court Clerk's Office - Keller, Heather

From: tanya54@acsalaska.net
Sent: Saturday, December 24, 2016 5:08 PM
To: (SUP) Clerk of Court Office
Subject: Justice

Re: In the Matter of a Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota

I urge that the petition be granted so that all defendants charged for any NoDAPL actions be granted due process.

"The arc of the moral universe is long, but it bends towards justice."
— Martin Luther King Jr.

Thank you.
Tanya Birkeland
1470 Springwater Drive
Fairbanks, Alaska 99712
(907) 458-8802

Supreme Court Clerk's Office - Keller, Heather

From: Tris <tris.r.elliott@gmail.com>
Sent: Saturday, December 24, 2016 3:49 PM
To: (SUP) Clerk of Court Office
Subject: Attorneys

To:
Penny Miller, Clerk
North Dakota Supreme Court

The follow is a comment in support of the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

There is an emergency affecting the North Dakota legal system resulting from the high number of arrests related to anti-Dakota Access pipeline matters. There are an insufficient number of qualified and interested criminal defense lawyers in North Dakota currently licensed to represent the over 500 people arrested. Many criminal defense lawyers have already maxed out their public defender allotments. Many others have declined to take on these cases, often due work load capacity, time constraints or conflicts of interest related to the pipeline industry. Furthermore, any requests for change of venue have been denied.

These defendants, self-identified as Water Protectors, deserve fair trials and I am concerned that due to the reasons stated above, the North Dakota court system is currently strained in its capacity to ensure that defendants receive these fair trials.

As such, I request that the North Dakota Supreme Court accept and approve the Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys From Outside North Dakota.

Please help all parties ensure that defendants are able to obtain the legal counsel they need to be given their fair day in court.

Thank you.
Sent from my Boost Mobile phone.

Supreme Court Clerk's Office - Keller, Heather

From: Vati Sreiberg <hilltownacu@gmail.com>
Sent: Saturday, December 24, 2016 5:27 PM
To: (SUP) Clerk of Court Office

To: Ms. Penny Miller,

I am writing in total support of the Petition to Permit Temporary Provision of Legal Services that was filed on December 14, 2016. It makes a compelling argument for the need and the Court's ability to permit out of state, qualified defense attorneys to practice temporarily in North Dakota. The North Dakota judicial system is taxed due to the hundreds of criminal cases stemming from the events at Standing Rock.

The governor has declared a state of emergency to activate the Emergency Management Assistance Compact (EMAC) to utilize personnel from other states. It is consistent with his declaration for the North Dakota Supreme Court to take similar emergency measures to ensure that the rights guaranteed by the North Dakota state and US federal constitutions are upheld. This is not possible unless the Court intervenes swiftly and robustly to utilize lawyers from other states.

I understand that over forty cases are scheduled for January 5, 2017 and there are scores of defendants both indigent and not indigent who have been unable to obtain legal counsel in North Dakota.

The right of all defendants to effective counsel under-girds the guarantees of a fair and speedy trial, due process and equal protection that constitute the cornerstones of the rule of law. I urge the Court to grant permission for legal services to be provided by qualified attorneys from outside North Dakota as soon as possible.

Thank you, Cheryl Sreiberg

Supreme Court Clerk's Office - Keller, Heather

From: Vlaiko Manojlovski <vlaikoman@gmail.com>
Sent: Saturday, December 24, 2016 9:13 AM
To: (SUP) Clerk of Court Office
Subject: Pertaining to out of state attorneys for Water Protectors...

Dear Ms. Miller:

I write to request that the state of North Dakota authorize the use of out-of-state attorneys for Water Protectors who have pending or upcoming trials in your Court. Please consider that public defenders are in short supply and private practice attorneys in your state are unable to take on more cases. Please grant permission to allow Water Protectors to utilize legal counsel from outside the state of North Dakota. Thank you very much for your kind attention and consideration.

Sincerely,

Vlaiko Manojlovski

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Vlaiko Manojlovski
Craniosacral Therapist
phone:224-804-7005
<http://www.iahp.com/vlaiko>

"The secret something that is shared by all effective healing methods is the process of leading the patient to an honest and truthful self-discovery."

-John Upledger