

Analyzing the Intersection of Litigation and the Business of Law

By Ross Todd

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First up we have a team at **Jenner & Block** led by **Keith Harper**, **Ian Gershengorn** and **Lenny Powell** that represented Cherokee Nation, Morongo Band of Mission Indians, and Oneida Nation in a landmark case at the U.S. Supreme Court dealing with the constitutionality of the Indian Child Welfare Act. In a 7-2 decision that has implications for a wide swath of federal Indian law and policy, the court last week affirmed Congress's power to make laws about Native American tribes and child welfare. "Congress's power to legislate with respect to Indians is well established and broad," wrote Justice Amy Coney Barrett for the majority. Harper and Powell are members of the Cherokee Nation and the Hopland Band of Pomo Indians, respectively. Powell decided to forego the typical two-month break following his federal clerkships to return to the firm to represent the tribes in the matter. Gershengorn's argument in the case was the former Acting U.S. Solicitor General's 17th before the court. The Jenner & Block team also included **Victoria Hall-Palerm**, **Ilyana Green**, **Matt Hellman** and former partner **Zach Schauf**.