

JOHN J. KELLY  
1011 Laurel Dr SE  
Albuquerque, New Mexico 87108  
(505) 235-5084  
[johnjkellynm@gmail.com](mailto:johnjkellynm@gmail.com)

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John Kelly is a retired public and private sector New Mexico attorney. He practiced law in New Mexico from 1977 until granted inactive status in 2020. Throughout his career, he has also been active in civic, public, and community affairs.

## PROFESSIONAL EXPERIENCE

### A. UNITED STATES DEPARTMENT OF JUSTICE

#### *United States Attorney, District of New Mexico (1993 - 2000)*

- Prosecuted the state's first "racketeering", "three strikes" and "carjacking" cases.
- Established a violent crime section and victim/witness outreach program to support New Mexico's Native American communities.
- Expanded the white-collar crime section to include high dollar health-care fraud.
- Litigated the country's early precedent-setting "Indian Gaming" cases for non-compliance with applicable federal law.
- Investigated the unauthorized removal & possession of classified information at the National Laboratories.

#### *U.S. Attorney General's Southwest Border Representative, Appointed by Attorney General Janet Reno (1998-2000)*

#### *Attorney General's Advisory Committee, Member (1998-2000)*

#### *Member/Chair of the AG's Native American and Border Subcommittees (1993-2000)*

### B. PRIVATE LAW PRACTICE

#### *Bauman & Dow, Of Counsel (2016-2018)*

#### *Modrall, Sperling, Roehl, Harris & Sisk, P.A., Shareholder (2001-2016)*

#### *Hinkle, Hensley, Shanor, and Martin, Partner in Charge, Albuquerque Office (1988-1993), Executive Committee Member (1988-1993)*

#### *Dickerson, Hamel, Early, and Pennock, Partner in Charge, Albuquerque office (1984-1987)*

#### *Luebben, Hughes, and Kelly, Partner, Albuquerque (1979 - 1984)*

- Represented New Mexico and Oklahoma tribes in litigation against the Dept. of Interior.
- Represented Newport Beach, California in a California Environmental Policy Act to reduce noise pollution from the John Wayne Airport.
- Outside counsel for Sandoval, Torrance, and Catron counties – providing representation on environmental and land-use issues.

***National Indian Youth Council, Director of Litigation, Albuquerque (1977-1978)***

- Litigated environmental cases for New Mexico pueblos and the Navajo Nation.
- Lobbied Congress and testified for Oklahoma tribes in connection with oil and gas development along the Arkansas River.
- Litigated precedent-setting tribal self-governance cases for the Creek, Choctaw, and Chickasaw Nations of Oklahoma in the federal courts for the District of Columbia.

***Mid-Hudson Valley Legal Services, Poughkeepsie and Newburgh, New York, Staff Attorney (1974), Managing Attorney (1975 -1976)***

- Represented minority and low-income families in poverty law and civil rights cases.

**CIVIC AND POLITICAL EXPERIENCE**

***National Hispanic Cultural Center, Board Member (2010-2015)***

***Catholic Foundation of the Archdiocese of Santa Fe, Trustee (2005)***

***Amy Biehl High School Foundation, Board Member (2002-2006)***

***Albuquerque City Council Redistricting Committee, Chairman (2001)***

- Established four majority-minority council seats out of nine city-wide.

***Candidate for Congress, New Mexico Democratic Party Nominee, First Cong. District (2000)***

***Clinton for President Committee, New Mexico Chair (1992)***

***New Mexico State Personnel Board Member and Chairman (1991 - 1993)***

***Middle Rio Grande Council of Governments Urban Transportation Planning Policy, Board Member (1981-1984) Chairman (1982-1984)***

***Board of County Commissioners of Sandoval County, New Mexico Elected Member (1980-1982) Chairman (1982)***

***Rotary Club, Bernalillo, New Mexico, Member (1981-1989) President (1988-1989)***

***New Mexico Democratic Party, State Central Committee, Member (1981-1989)***

## EDUCATION AND PROFESSIONAL PUBLICATIONS

*Cornell University Law School*, Ithaca, New York, Juris Doctor, 1974

*Georgetown University School of Foreign Service*, B.S.F.S., 1969

*The Offensive Use of Collateral Estoppel in Suits Against Public Agencies*, 12 University of Michigan Journal of Law Reform 303 (Winter 1980)) (co-authored with David Rothenberg)

*Federal Jurisdiction Over Federal Welfare Claims*, 60 Cornell Law Review 800 (June 1975) (co-authored with David Rothenberg)

## OTHER CREDENTIALS

"AV" rated Martindale Hubbell

"Top Secret" and "Q" security clearances, U.S. Departments of Justice and Energy

Licensed N.Y. (1974), N.M. (1977); Admitted Tenth, Second and D.C. Circuits

Member, Tenth Circuit Advisory Committee, (1994-1996)

Member, Civil Justice Reform Act Advisory Committee & Management Committee for U.S. District of New Mexico, *circa* 1994-2005

Former member, Albuquerque Bar Association, American Bar Association