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Santa Clara Pueblo v. Martinez (1978) Trial  
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## 10: Florence Hawley Ellis-Recross.pdf (115.3Kb)

U.S. District Court for the District of New Mexico

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U.S. District Court Docket No. 9717 Civil; 436 U.S. 49 (1978)

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1 THE COURT: You may step down.

2 MR. COLLINS: Your Honor, pardon me, he acknowledged  
3 that this term patricultural was brought up for the first  
4 time on redirect. Could I ask a couple of questions about  
5 that?

6 THE COURT: You may. I think probably it was pretty  
7 clear what the discussion was, Mr. Collins, but you go  
8 ahead.

9 MR. COLLINS: It will be very brief.

10 RECROSS-EXAMINATION

11 BY MR. COLLINS:

12 Q Dr. Ellis, would you term the Anglo-American society as  
13 patricultural?

14 A Somewhat, but not as strongly so as the Tewa society.

15 Q Didn't you say earlier that the Tewa women had a higher  
16 status than the Anglo culture?

17 A No, I didn't say they had a higher status. Wait a minute,  
18 I think I know what you are referring to. The Anglo  
19 women in our society have, according to the women's lib  
20 persons, and some of the rest of us, rather, had second  
21 place in comparison to the men, we were somewhat second-  
22 rate citizens. I think that for the Tewa women they  
23 have perhaps a higher place, or have had, than we have had  
24 in the past. They had more freedom than we had. On the  
25 other hand, I think the Tewa men exerted more influence

1 over the whole society than the Tewa women did.

2 It's a little hard to separate these things because  
3 you have to evaluate them in different categories.  
4 The women in some categories and the men in others. But,  
5 there is no question but what the Tewa men ran the  
6 political and religious systems, both of which were of  
7 extreme importance in the Pueblo. Religion used to be the  
8 point on which all Pueblo society moved, it was the pivot.  
9 Religion is no longer quite as important in the Pueblos  
10 as we understand it, any more than it's quite as important  
11 in the overall White American society.

12 Q My second question and last is is this term patricultural  
13 a new term or has it been used in some other publications?

14 A It has not been used in any of the publications as far as  
15 I know. It looks to me as if it would be a very useful  
16 term.

17 Q Did you coin it yourself?

18 A No, he did (indicating), Mr. Prelo did, and I am very  
19 willing to accept it because it is a more exact term than  
20 patrilineal as we have been loosely using it in regard to  
21 patrilineal. Patrilineal should be only in regard to  
22 kinship systems and lineages as such.

23 MR. COLLINS: Thank you.

24 THE COURT: You may step down, Doctor.

25 MR. PRELO: If the Court please, the Defense has

1 nothing further to offer.

2 THE COURT: Do you have any rebuttal?

3 MR. COLLINS: Yes, we do, Your Honor. I wanted to  
4 first make sure that the two exhibits were in.

5 THE WITNESS: This is my copy, it has numbers on it,  
6 which is why I brought it back. Someone apparently took  
7 my bibliography and that copy away during the noon recess.

8 MR. COLLINS: Your Honor, as a first evidence on  
9 rebuttal --

10 THE COURT: Dr. Ellis' paper is your Exhibit 1;  
11 is that correct?

12 MR. COLLINS: Exhibit 1 was her paper she wrote for  
13 this case, and the Exhibit 2 is the older paper by Mr.  
14 Dozier.

15 THE COURT: It will be admitted.

16 (Whereupon, Plaintiff's Exhibit 1 was admitted into  
17 evidence.)

18 MR. COLLINS: Your Honor, our first rebuttal evidence,  
19 we would like to offer certain documents that were obtained  
20 on discovery from the files of the Pueblo. What I wanted  
21 to do is give a list to Mr. Prelo and give him time, while  
22 we go through other evidence, to worry over it and decide  
23 whether he is going to object to any particular items or  
24 not.

25 MR. PRELO: If the Court please, I can only do one

1 function at a time. I would be glad to look at them,  
2 but if they are going to be put into evidence --

3 THE COURT: I'll give you an opportunity a little  
4 bit later on to look at them.

5 If you would go ahead, Mr. Collins, unless you plan  
6 to have some of your witnesses testify from them.

7 MR. COLLINS: Your Honor, they were obtained --

8 THE COURT: Do you plan to have any of your witnesses  
9 testify from them?

10 MR. COLLINS: No, sir.

11 THE COURT: Why don't you go ahead with your  
12 testimony and Mr. Prelo can look at these matters, and I  
13 can rule on them at a later time.

14 MR. COLLINS: This is your list of the documents,  
15 Marc, and the ones that are circled are the ones that we  
16 want to introduce.

17 As our first rebuttal witness, we would like to call  
18 Mr. Patrick Gutierrez.

19 On this matter, Your Honor, there was a deposition  
20 taken of this gentleman, and there were some exhibits  
21 attached to the deposition that are not otherwise available  
22 so we may need the original.

23 PATRICK GUTIERRES,

24 having been first duly sworn according to law upon his oath  
25 testified as follows: