



THE STATE BAR OF CALIFORNIA
ENVIRONMENTAL LAW SECTION

*Qualifies for 11.25 Hours MCLE Credit,
of which 1.5 Hours Applies to Legal Ethics*

2014 ENVIRONMENTAL LAW CONFERENCE AT YOSEMITE®

October 16-19, 2014 | Tenaya Lodge at Yosemite

**Featuring the
presentation of the
inaugural Environmental
Law Section Lifetime
Achievement Award
to the late Professor
JOSEPH L. SAX,
a true pioneer in the
development of
environmental law.**

**September 8
Hotel Reservation Deadline**

**October 9
Registration Deadline
New Student Rate Offered this Year**

Environmental Law Conference at Yosemite® <http://environmental.calbar.ca.gov>



THE STATE BAR OF CALIFORNIA ENVIRONMENTAL LAW SECTION

2014 ENVIRONMENTAL LAW CONFERENCE AT YOSEMITE®

2014 Yosemite Conference Planning Committee Section Executive Committee Members on the Yosemite Planning Committee

Roger Moore, Planning Committee Chair,
Berkeley

Scott Birkey, San Francisco

Christopher H. Calfee, Sacramento

Amy E. Gaylord, San Francisco

Angela T. Howe, San Clemente

Gideon Kracov, Los Angeles

Gary Lucks, Walnut Creek

Marc D. Luesebrink, Seattle, WA

Thomas J. McHenry, Los Angeles

Osha Meserve, Sacramento

Letitia Moore, San Francisco

Suma Peesapati, San Francisco

Danielle R. Teeters, Sacramento

Howard "Chip" Wilkins, Sacramento

Additional and generous help from
Environmental Law Section Advisors

*This year marks the 150th anniversary of
the Yosemite National Park development!*

*The Conference features a special showing
of the film "Yosemite—A Gathering of Spirit"
on Friday evening. Sign up to attend
on the Registration form.*



INSPIRING GENERATIONS

The Environmental Law Conference at Yosemite® is nationally recognized as the largest and most prestigious gathering in California of leaders in environmental, land use, and natural resources law. We hope you will join us and many of our nation's top environmental officials, lawyers, and other professionals in the spectacular setting of Yosemite – which is celebrating its 150th year!

Conference Green Initiatives

As an organization of environmental professionals, we will strive to conserve natural resources and to support their sustainable use. Each year we strive to reduce the Yosemite Conference's carbon footprint. Help us in these efforts by forming carpools or driving in an energy efficient vehicle when you travel to Yosemite. Don't forget to sign the State Bar Eco Pledge, and review the Model Law Office Sustainability Guidelines and share these with your colleagues.

Conference Program Materials and Merchandise

At the Conference registrants will receive a USB storage device with an electronic version of all program materials complements of **West, a Thomson Reuters business**. Before the Conference, registrants will receive a link with information on how to review and download the program materials from the Internet. It may be helpful to review a program's reference material before the class, so please take a moment to check the materials for classes you plan to attend. This website is not available to the public, and access is given only to Conference registrants. Late-breaking supplemental materials not available before the Conference will be added to this site at a later date.

This year attendees receive a signature tote bag, (sponsored by AEI Consultants), and water canteen bottle (courtesy of Best Best & Krieger LLP). Attendees also may purchase commemorative Conference t-shirts. Pre-order your t-shirt on the registration form. Conference products are available while supplies last.

Scholarships

The Environmental Law Section of the State Bar of California is pleased to offer five (5) Michael H. Remy Scholarships which include tuition, transportation, room and board, courtesy of **Remy Moose Manley LLP**, and at least 20 tuition scholarships. The Scholarship Application with details can be found on our website at www.calbar.ca.gov/environmental.

The State Bar of California is an approved MCLE Provider. Topics, speakers and schedules are subject to change.

PROGRAM SCHEDULE

THURSDAY

Thursday, October 16 | 4:00 pm-7:00 pm

Registration Hours

Thursday, October 16 | 5:00 pm-7:00 pm

Environmental Law Section Executive Committee Meeting

Thursday, October 16 | 6:00 pm-7:30 pm

Opening Night Reception

Welcome to the 23rd Annual Environmental Law Conference at Yosemite® reception sponsored by **Burke Williams & Sorenson**, **Kronick Moskowitz Tiedemann & Girard**, and **Pillsbury Winthrop Shaw Pittman LLP**. Select Ticketed Event #28.

FRIDAY

Friday, October 17 | 7:15 am-12:15 pm

Registration Hours

(Sign in for your MCLE credit at the start of your day.)

Friday, October 17 | 7:30-8:00 am

Continental Breakfast (RSVP requested)

RSVP for this complimentary breakfast on the registration form. Select Ticketed Event #29. Sponsored by **Farella Braun + Martel LLP**.

Friday, October 17 | 8:00-9:00 am | .75 Hour MCLE

Session 1: Friday General Session

Environmental Reforms in China and California-China Cooperation on Climate Change.

Welcome by **Alexander “Sandy” Crockett**, 2013-2014 Chair, Environmental Law Section. Introductions by **Gideon Kracov**, 2014-2015 Chair, Environmental Law Section. Keynote presentation by **Richard Corey**, Executive Officer, California Air Resources Board, Sacramento, and **Alex Wang**, Assistant Professor, University of California-Los Angeles School of Law, Los Angeles.

Friday, October 17 | 9:15-10:45 am | 1.5 Hours MCLE

Session 2: 2030: California's Plans for the Next Phase of Greenhouse Gas Reduction

California is on pace to meet its AB 32 target of reducing greenhouse gas emissions to 1990 levels by 2020. But scientists call for even greater reductions beyond that year to avert the worst impacts of climate change, reducing emissions a further 80% by 2050. 2030 is the next key milestone on the way to achieving this ambitious goal. This panel will examine the key policy options and tradeoffs for pathways to the state's 2030 emission reduction goals.

Moderator

Ethan Elkind, Associate Director, Climate Change and Business Program, University of California-Berkeley/UCLA, Berkeley

Panelists

John Laird, Secretary, Natural Resources Agency, Sacramento

Mary Nichols, Chairman, California Air Resources Board, Sacramento

Carla Peterman, Commissioner, California Public Utilities Commission

Cliff Rechtschaffen, Senior Advisor to the Governor, Sacramento



Richard Corey

Richard Corey is an Executive Officer for the California Air Resources Board. He has 28 years of professional experience in the air pollution field with more than 20 years of that experience in a management capacity at ARB. Before his appointment as Executive Officer, he served as Deputy Executive Officer and Chief of the Stationary Source Division. Corey oversees the team responsible for a broad range of programs including those concerning fuels, climate, incentives, and air toxics. Key programs have included the low carbon fuel standard, cap-and-trade regulation, and measures and incentives to reduce emissions from a variety of goods movement sources, including port trucking, transport refrigeration units, cargo handling operations, maritime operations, rail-related goods movement.



Alex Wang

Alex Wang is Assistant Professor of Law at the University of California Los Angeles. His primary research and teaching interests are in environmental law, Chinese law, comparative law, and torts. Wang was a senior attorney for the Natural Resources Defense Council (NRDC) based in Beijing and the founding director of NRDC's China Environmental Law and Governance Project for nearly six years. He has worked with China's government agencies, legal community, and environmental groups to improve environmental rule of law and strengthen the role of the public in environmental protection. Wang helped to establish NRDC's Beijing office in 2006, was a Fulbright Fellow to China, and an attorney at the law firm of Simpson Thacher & Bartlett LLP in New York City. He is a regular speaker on issues related to China and environmental protection.



Friday, October 17 | 9:15-10:45 am | 1.5 Hours MCLE

Session 3: The View From In-House: The Unique Challenges Facing Environmental In House Counsel, and the Tools and Techniques Used to Resolve Legal Issues within a Corporation

Practicing environmental law as in house counsel for a corporation presents a unique set of challenges requiring a different skill set than practicing for a government entity, non-profit organization, or private law firm. In house counsel often have to juggle multiple priorities and pull together diverse interests within the company in order to facilitate consensus. And, in addition to providing sound legal advice, in house counsel strive to present solutions that are aligned with the business interests of the company. In house counsel must also respond to near term situations (e.g., spills and other accidents) while considering the long-term implications for the company of taking a position on an issue and the precedent set by the outcome. Permeating all of these activities is the need to effectively, efficiently and economically use outside counsel and internal resources. Partnering with outside counsel is often critical to achieving successful outcomes for the company. This panel will include experienced environmental attorneys from three different corporations who will discuss their experiences, offer thoughts on key challenges, and consider how the role of in house counsel (and the external counsel they engage) is evolving over time.

Moderator

Marc Luesebrink, The Boeing Co., Seattle, WA

Panelists

Linda Anabtawi, Southern California Edison, Rosemead

Rosemary Antonopolous, Vice President and Assistant General Counsel, Calpine, Dublin

Jennifer Morris, Global Environmental Counsel, Hewlett Packard, Palo Alto

Friday, October 17 | 9:15-10:45 am | 1.5 Hours MCLE

Session 4: CEQA Update

Panelists will discuss in detail key CEQA cases from the past year, summarize recent case law, and provide an update on recent legislative and regulatory developments related to CEQA.

Moderator

Sean Hecht, Professor and Co-Executive Director, Emmett Institute on Climate Change and the Environment, UCLA, Los Angeles

Panelists

Beverly Grossman Palmer, Strumwasser and Woocher LLP, Los Angeles

Alicia Guerra, Buchalter Nemer, San Francisco

Nicole Hoeksma Gordon, Sohagi Law Group, Los Angeles

Friday, October 17 | 9:15-10:45 am | 1.5 Hours MCLE

Session 5: Where the Rubber Meets the Road: Reducing Emissions From Goods Movement

California's trucks, trains, ports and ships support a \$230 billion manufacturing industry and 40% of the country's imports, making goods movement a key economic driver for the state. At the same time, California's freight sector is the largest contributor to smog-forming nitrogen oxides pollution, and a major source of carbon dioxide and black carbon. A growing body of research shows that California's attainment of federal air quality standards and state greenhouse gas emission reduction goals will require a fundamental transformation in the way we move goods in this state. Daunting as the task may seem, the state is developing far-reaching policies to overhaul the transportation system for local and foreign commodities and must eventually make these policies translate to real action. This panel will explore whether and how California will embrace the challenge.

Moderator

Paul Cort, Staff Attorney, Earthjustice, San Francisco

Panelists

Cynthia Marvin, Chief, Stationary Sources Division, California Air Resources Board, Sacramento

Fred Silver, Vice President, CALSTART, Pasadena

Friday, October 17 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 6: Ch-Ch-Changes: Contingency, Cumulative Risk, and Climate Change Adaptation

California's climate change adaptation strategy reflects the growing recognition among scientists and policy-makers that despite progress in reducing greenhouse gas emissions, climate change will continue to produce dramatic transformations. These changes will add to the strain on coastal ecosystems, which must also come to terms with a wide variety of other cumulative risks. And throughout California, climate change tests the ability of laws and legal institutions to address contingencies. The present year has been a very active one for climate adaptation planning, including the release of a draft Safeguarding California plan, the improvement of planning tools, and the convening of state and local officials and scientists for the California Adaptation Forum. But are California's laws and institutions sufficiently resilient to make effective use of these tools in time to matter? In this panel, some of California's leading experts in the law, science and policy of climate change adaptation discuss the present state of adaptation, and the challenges ahead.

Moderator

Roger Moore, Rossmann and Moore, Berkeley

Panelists

Meg Caldwell, Director, Environmental and Natural Resources Law and Policy Program, Stanford Law School, Stanford

Salud Carbajal, First District Supervisor, County of Santa Barbara, Santa Barbara

Ann Chan, Deputy Secretary for Climate Change/Energy, California Natural Resources Agency, Sacramento

Michael Kiparsky, Ph.D., Associate Director, Wheeler Institute for Water Law and Policy, University of California, Berkeley

Friday, October 17 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 7: Knock, Knock, Knocking on Office Doors: A “How-To Guide” to Responding to Environmental Enforcement Agency Investigations

Every regulated company has anxiety about unanticipated facility inspection by agencies such as EPA, the State, local air and water districts. Compliance managers dread responding to information requests and subpoenas. And corporate officers have nightmares about enforcement officers showing up at the door with a warrant. This panel will provide practical advice about how to respond when environmental agencies initiate investigations, and offer suggestions for best practices to implement before investigations occur. The panel will also address the scope of agencies’ ability to access information (facilities, documents and people), the obligations and legal rights of responding parties, and recommended best practices for responding to agency investigation techniques, including on-site inspections, information requests, subpoenas, invitations to negotiate, and document requests. Other subjects of discussion will include asserting claims of privilege, handling confidential business information, and understanding differences between civil and criminal rights and obligations.

Moderator

Amy Gaylord, Pillsbury Winthrop Shaw Pittman LLP, San Francisco

Panelists

Jessica Kao, Regional Counsel, US EPA, Region 9, San Francisco

Brett Morris, Deputy Attorney General, Office of Attorney General, Oakland

Deborah Schmall, Paul Hastings, San Francisco

Friday, October 17 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 8: 2015: Expansion of Cap-and-Trade to Cover the Transportation Sector

Emissions from burning fuels in the transportation sector account for 38 percent of California’s greenhouse gas emissions. Under state law, cap and trade expands in 2015 to include emissions from these fuels. The California Air Resources Board has been under pressure from oil companies, airlines, and the trucking industry to exempt these fuels in favor of a “fuels tax” or delay expansion, but unless state law is changed, the 2015 expansion looks inevitable. This panel will cover the new requirements, the likely impact on fuel prices and the interplay with the markets for carbon allowances and low carbon fuel standard credits.

Moderator

William Westerfield, Senior Counsel, Sacramento Municipal Utility District, Sacramento

Panelists

Michael Gibbs, Assistant Executive Officer, California Air Resources Board, Sacramento

Robert Lapley, Chief Executive Officer, California Business Roundtable, Sacramento

Timothy O’Connor, Attorney/California Climate Director, Environmental Defense Fund, San Francisco

Friday, October 17 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 9: Relieving CEQA’s Congestion Problem: SB 743 and New Approaches to Transportation Analysis

For decades, California has treated traffic as an engineering problem, the solution to which was to build bigger roads. Those bloated roadways have been criticized for being expensive to maintain, discouraging walking, biking and transit, and attracting even more traffic. Treating traffic as an adverse environmental impact has also received criticism for frustrating infill development. Senate Bill 743 (Steinberg, 2013), which requires an update to the CEQA Guidelines, may break that vicious cycle at least in transit-served areas, and potentially statewide. Beyond CEQA, these changes may spur new thinking regarding circulation elements in local general plans, transportation impact fees and the projects they fund, and sustainable communities strategies in regional transportation plans. Local governments, transportation agencies, developers, environmental organizations, equity and health advocates (and the attorneys that represent them) will learn what changes SB 743 did and did not make, what the proposed changes to the CEQA Guidelines will mean for future CEQA traffic studies, and how these changes may affect the prospects for infill, suburban and rural development.

Moderator

Christopher Calfee, Senior Counsel, Governor’s Office of Planning and Research, Sacramento

Panelists

Amanda Eaken, Deputy Director, Sustainable Communities, Energy and Transportation Program, Natural Resources Defense Council, San Francisco

Andrea Ruiz-Esquide, Attorney, San Francisco City Attorney’s Office

Kate White, Deputy Secretary of Environmental Policy and Housing Coordination, California State Transportation Agency

Friday, October 17 | 1:00 pm (times vary)

Friday Afternoon Activities led by Environmental Law Section Members

Register for these optional activities onsite. Space is limited.

Conference attendees and their guests may choose to participate in offsite activities planned and led by Environmental Law Section members. A list of planned activities with accompany sign-up sheets will be located at the Executive Committee table that is located in the foyer or lobby area. All participants will be required to sign a liability release form.





Friday, October 17 | 6:30-7:30 pm

Friday Evening at the Movies – RSVP Required. Select Ticketed Event #30.

Yosemite—A Gathering of Spirit, directed and narrated by Ken Burns, written and produced by Dayton Duncan.

Join us for a special screening of this acclaimed documentary film, produced to commemorate the 150th anniversary of the landmark federal act signed by Abraham Lincoln that preserved Yosemite Valley and the Mariposa Grove of giant sequoias. This act, the first time a government set aside land for public use and enjoyment, gave birth to the national park idea. The film is a production of the Yosemite Conservancy, a philanthropic organization dedicated exclusively to Yosemite National Park.

Introduction by **Adonia Ripple**, General Manager-Yosemite Operations, Yosemite Conservancy, El Portal. Remarks by **Kassandra Hardy**, Project Manager, National Park Service, Yosemite

SATURDAY

Saturday, October 18 | 7:15 am-12:15 pm

Registration Hours

Sign in for your MCLE credit at the start of your day.

Saturday, October 18 | 7:30-8:00 am

Continental Breakfast (RSVP Requested)

RSVP for this complimentary breakfast on the registration form. Select Ticketed Event #31. Sponsored by **Alston & Bird** and **Barg Coffin Lewis & Trapp, LLP**.

Saturday, October 18 | 8:00-9:00 am | .75 Hour MCLE

Session 10: Saturday General Session

California Water: Where We Are, and Where We Ought to Go

Welcome by **Roger Moore**, 2014 Yosemite Conference Chair, Berkeley. Introduction by **Osha Meserve**, Soluri Meserve, Sacramento. Keynote presentation by **Felicia Marcus**, Chair, State Water Resources Control Board, Sacramento.



Felicia Marcus

Before her appointment to the Water Board, **Felicia Marcus** served as the Western Director for the Natural Resources Defense Council (NRDC). Prior to her work at the NRDC, she was the Executive VP/COO of the Trust for Public Land, and Regional Administrator of the U.S. EPA Region IX. While at the EPA, Felicia worked extensively on a range of environmental issues and most heavily in air quality, Bay-Delta water, tribal, and US-Mexico border issues. Ms. Marcus currently serves on the Public Policy Institute of California, Urban Habitat, Kesten Institute for Public Finance and Infrastructure Policy, and the Center for Diversity and the Environment. She is also an Obama Administration appointee to the Commission on Environmental Cooperation-Joint Public Advisory Council (US, Mexico, Canada).

Saturday, October 18 | 9:15-10:45 am | 1.5 Hours MCLE

Session 11: **The Human Right to Water: Can Safe Drinking Water Finally Flow to Disadvantaged Communities?**

California's water resources law recognizes important protections for the general public, from the public trust doctrine to the recent legislation of a human right to safe, clean, affordable and accessible drinking water. Yet in 2014, California's communities with the most severe water shortages, mostly rural and low income, still face daunting challenges attempting to secure safe drinking water even with increased state attention. The challenges include contamination and constraints on supply, as well as financial, regulatory and organizational hurdles. This panel explores the evolving relationship of water rights and basic human rights to requirements for provision of safe drinking water, particularly in times of scarcity.

Moderator

Osha Meserve, Soluri Meserve, Sacramento

Panelists

Laurel Firestone, Co-Director, Community Water Center, Visalia

Felicia Marcus, Chair, State Water Resources Control Board, Sacramento

Kevin O'Brien, Downey Brand, Sacramento

Antonio Rossmann, Rossmann and Moore, Berkeley

Saturday, October 18 | 9:15-10:45 am | 1.5 Hours MCLE

Session 12: What You Don't Know Can Hurt You: Chemical Safety and Accidental Release Prevention

Chemical spills produce costs beyond obvious ones, such as penalties, mitigation expenses, and cleanup obligations. Less obvious costs include personal injury claims, property damage claims, negative publicity and public outrage, and non-regulatory investigations. Spills may also increase regulatory scrutiny and result in modified legal obligations. This panel will explore methods for responding to such chemical spills and releases, including what can be done before, during and after such incidents. The panel will also discuss legal obligations and practical considerations in preparing for, responding to and recovering from these events, and a review of federal and state requirements on planning and preparedness, response, reporting and recordkeeping. Beyond compliance, the panel will discuss best practices for preparing for and recovering from the fallout.

Moderator

Gary Lucks, Partner, Performance and Assurance, Environmental Resources Management, Walnut Creek

Panelists

Thomas Campbell, Deputy Chief HazMat Section, Cal OES Fire/Rescue Branch, Mather

Jane Crue, Deputy District Attorney, Placer County District Attorney's Office, Roseville

Letitia D. Moore, Senior Counsel, US EPA, Region IX, San Francisco

Saturday, October 18 | 9:15-10:45 am | 1.5 Hours MCLE

Session 13: Land Trusts and Conservation Easements: The Nuts and Bolts of Preserving Land

While Yosemite Valley and the Mariposa Grove were protected with the stroke of a pen 150 years ago, preservation of special places today requires careful planning to ensure effective protection and management. This panel will present an introduction to the legal issues associated with preserving these places. The panel will focus on the tools of the trade for preserving land, including appraisals, conservation easements, deed restrictions and covenants, endowments and other forms of long-term stewardship financing, and property resource management. The panel will also identify opportunities and pitfalls related to land preservation and conservation.

Moderator

Scott Birkey, Partner, Cox Castle & Nicholson, San Francisco

Panelists

David R. Brunner, President and Executive Director, Center for Natural Lands Management, Temecula

Dr. Darla Guenzler, Executive Director, California Council of Land Trusts, Sacramento

Sharon Wasserman, Attorney, The Nature Conservancy, San Francisco

Saturday, October 18 | 9:15-10:45 am | 1.5 Hours MCLE

Session 14: CERCLA at the Margins

After more than 30 years of interpretation of the nature and scope of the Comprehensive Environmental, Response, Compensation, and Liability Act (CERCLA), the easy cases and obvious issues largely are resolved. But complex historical sites with few (if any) obvious and solvent potentially responsible parties (PRPs) remain to be addressed, raising new and complicated questions about CERCLA's application. The panel will explore hot topics and trends in CERCLA litigation and enforcement, focusing on situations that arguably are at the margin of CERCLA's intended scope. For example, panelists may discuss: the scope and nature of recent natural resource damage claims; tricky issues when the government is involved, either as a PRP (e.g., at Department of Defense sites) or when prosecuting claims under sections 107 or 113 (e.g., when acting as a private litigant); the potential for and problems with trans boundary claims under CERCLA; whether under recent jurisprudence there is ever a case for apportionment of a complex site; and, whether and when air pollution falls under CERCLA.

Moderator

Gerald F. George, Davis Wright Tremain, San Francisco

Panelists

David Ashton, Assistant General Counsel, Port of Portland, OR

Michael Augustini, Attorney, US Department of Justice, Environment and Natural Resources Division, Washington, D.C.

Mark E. Elliott, Pillsbury Winthrop Shaw Pittman LLP, Los Angeles

Saturday, October 18 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 15: Recent Environmental Developments in the U.S. and California Supreme Courts and the Ninth Circuit

Join a panel of Supreme Court, environmental law and appellate practice experts for this fast-paced and comprehensive survey of the cases every California environmental lawyer needs to know about. This panel will review major decisions from the U.S. Supreme Court, U.S. Court of Appeals for the Ninth Circuit and the California Supreme Court over the past year, along with key pending cases before those appellate courts.

Moderator

Richard Frank, Professor of Environmental Practice and Director, California Environmental Law and Policy Center, University of California, Davis

Panelists

Edward DuMont, Solicitor General, California Department of Justice, Sacramento

John Leshy, Professor, Hastings Law School, San Francisco



Saturday, October 18 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 16: The Promise and Pitfalls of Regional Planning for Special-Status Species

The U.S. Fish and Wildlife Service and the California Department of Fish and Wildlife have been focused on regional planning efforts to avoid “postage-stamp” conservation efforts. This panel will explore the logistics of regional planning under the Endangered Species Act and the Natural Communities Conservation Planning Act, focusing on difficulties associated with creating an overall plan involving multiple parties and activities. Examples include the Santa Clara Valley Habitat Conservation Plan, the Desert Renewable Energy Conservation Plan, and the Bay Delta Conservation Plan. This panel will also discuss “one-stop shop” models for regional planning efforts, which streamline project permitting within the plan area to cover Endangered Species Act take authorization along with other permits. Examples include the East Contra Costa County Habitat Conservation Plan and the Placer County Conservation Plan. Other complexities of large-scale planning efforts, will also be addressed, including overlap of large plan areas with those addressed in other plans and inconsistencies in the requirements for and availability of mitigation lands.

Moderator

Chris Beale, Resources Law Group LLP, Sacramento

Panelists

Loren Clarke, Placer County Planning Department, Auburn

Kim Delfino, California Program Director, Defenders of Wildlife, Sacramento

Cay Goude, Assistant Field Supervisor, US Fish and Wildlife Service, Sacramento

Clark Morrison, Cox Castle & Nicholson, San Francisco

Saturday, October 18 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 17: Vapor Intrusion – Coming to a Property Near You

In July 2014, EPA Region 9 issued its trichloroethylene (TCE) recommendations memorandum, which establishes short-term TCE exposure levels from vapor intrusion at residential and commercial/industrial properties at federal Superfund sites in Region 9, and sets forth recommended “accelerated” and “urgent” response actions. EPA had earlier issued vapor intrusion “guidelines” in December 2013 through a letter to the Regional Water Quality Control Board—San Francisco Region. The diverse experts on this panel—an environmental consultant and representatives of federal and state agencies and commercial property owners—will discuss these developments. The panel will provide general background on vapor intrusion and mitigation measures, while also addressing the controversy over the scientific study relied upon by EPA to support the short-term TCE exposure levels, the techniques agencies are using to implement the new TCE recommendations and guidelines, and concerns of owners and tenants regarding implementation of response actions.

Moderator

Karen Nardi, Arnold & Porter, San Francisco

Panelists

Bethany Dreyfus, Attorney, U.S. EPA Region IX, San Francisco

Stephen Hill, San Francisco Regional Water Quality Control Board, San Francisco

Michelle King, Ph.D., President, Erler & Kalinowski, Inc., Burlingame

Sandi Nichols, Allen Matkins, San Francisco

Saturday, October 18 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 18: How the 2014 Drought is Shaping California's Water Future

In January Governor Brown declared an emergency and described it as “perhaps the worst drought California has ever seen ...” In May the State Water Resources Control Board began sending notices to post-1913 permit holders informing them of the need to stop diverting surface water. In June the National Climatic Data Center said that California was “enduring its hottest year on record ...” And as of July the Sierra snowpack was largely gone as California finished its driest 12 months since the 1920s. Just how bad is it, and will it get even worse? The panel will provide historical perspective, and will discuss the legal, political and financial tools available to deal with the current drought; what’s working and what isn’t; who’s suing whom to try to get a badly-needed share of available water; and whether or not the environment must inevitably suffer at the hands of Mother Nature and human decisions.

Moderator

Robert Sawyer, Remy Moose Manley, Sacramento

Panelists

Jennifer Buckman, General Counsel, Friant Water Authority, Lindsay
Dana Heinrich, Senior Staff Counsel, Water Rights Division, State Water Resources Control Board, Sacramento

Jay Lund, Ph.D., Professor and Director, Center for Watershed Sciences, University of California, Davis

Kate Poole, Senior Attorney, Natural Resources Defense Council, San Francisco

Saturday, October 18 | 1:00-5:00 pm

Saturday Afternoon Outdoor Presentations

Register for these optional activities onsite. Space is limited. Some presentations may involve a short hike, and some programs may not be appropriate for children. Registration is on-site only, and all presentations have limited space. A list of planned presentations with accompany sign-up sheets will be located at the Executive Committee table that is located in the foyer or lobby area. All participants will be required to sign a liability release form.

Saturday, October 18 | 6:00-7:00 pm

Saturday Evening Reception (RSVP Requested)

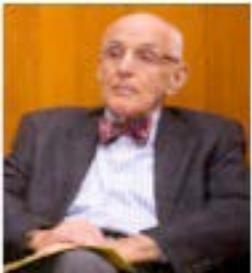
Join us as we gather before dinner for cocktails and hors d’oeuvre set out in the lobby. The reception is sponsored by **Brownstein Hyatt Farber Schreck, LLP** and **Gresham Savage Nolan & Tilden, PC**. Select Ticketed Event #32.

Saturday, October 18 | 7:00-9:00 pm | Ticketed Event (#33 to 37)

Saturday Night Dinner Program with Presentation of the Environmental Law Section Lifetime Achievement Award and Keynote by Bill McKibben

Dinner is sponsored by **Allen Matkins Leck Gamble Mallory & Natsis LLP.**, **Langan Treadwell Rollo**, and **Paul Hastings LLP.** Wine provided courtesy of **Wilson Vineyards.** Attendees will receive a copy of a book by Bill McKibben courtesy of **Rossmann and Moore, LLP.** (*Quantities are limited.*)

Presentation of the Environmental Law Section Lifetime Achievement Award in Memoriam to Joseph L. Sax, Introduction by **Marc Luesebrink**, The Boeing Co., Seattle, WA. Remarks by **Antonio Rossmann**, Rossmann and Moore, Berkeley.



The Environmental Law Section is honored to present its inaugural Lifetime Achievement Award to the late Professor **Joseph L. Sax**, a true pioneer in the development of environmental law and our great friend. Professor Sax was the principal voice behind the modern application of the public trust doctrine to the protection of natural resources, and a renowned expert on water, endangered species, and regulatory takings law. As a teacher, he has been a mentor and inspiration to many of us, and as an author of works such as *Mountains without Handrails* and *Playing Darts with a Rembrandt*, his influence is wider still. Joe Sax holds a very special place in both our hearts and minds.

Keynote Presentation by Bill McKibben
Introduction by **Roger Moore**, 2014 Yosemite Conference Chair

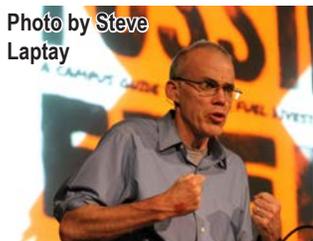


Photo by Steve Laptay

Bill McKibben's website describes him as an "author and environmentalist," which is a bit like describing the Beatles as a band. His 1989 book *The End of Nature* is regarded as the first book for a general audience about climate change, and has appeared in 24 languages. He is founder of 350.org,

the first planet-wide, grassroots climate change movement. The author of more than a dozen acclaimed books and the 2013 winner of the Gandhi Prize and the Thomas Merton Prize, he holds honorary degrees from 18 colleges and universities; *Foreign Policy* named him to their inaugural list of the world's 100 most important global thinkers, and the Boston Globe said he was "probably America's most important environmentalist." A former staff writer for the New Yorker, and he writes frequently for a wide variety of publications including the New York Review of Books, National Geographic, and Rolling Stone. He lives in the mountains above Lake Champlain with his wife, the writer Sue Halpern.

Saturday, October 18 | 9:00-11:00 pm
Saturday Night Dessert Party (RSVP Requested)

Delicious delicacies complete the evening. Enjoy dessert, hosted libations and dancing at the 23rd Annual Dessert Party sponsored by **Cox Castle Nicholson, ESA**, and **GIBSON DUNN.** Select Ticketed Event #38.

SUNDAY

Sunday, October 19 | 7:15 am-12:15 pm
Registration Hours

Sign in for your MCLE credit at the start of your day.

Sunday, October 19 | 7:30-8:00 am
Continental Breakfast (RSVP Requested)

Sponsored by **Holland & Knight** and **Skadden, Arps, Slate, Meagher & Flom LLP.** Select Ticketed Event #39.

Sunday, October 19 | 8:00-9:00 am | .75 Hour MCLE
Session 19: Sunday General Session
The City and the Environment

Welcome and introduction by **Michael Leslie**, Caldwell Leslie & Proctor, PC, Los Angeles. Closing by **Gideon Kracov**, 2014-2015 Chair, Environmental Law Section. Keynote presentation by **Mike Feuer**, City Attorney, Los Angeles.



Mike Feuer has long been one of California's leading lawyers and lawmakers. He has brought a collaborative, problem-solving focus to the City Attorney's office, emphasizing quality of life improvements in L.A.'s neighborhoods. Feuer previously served as the Majority Policy Leader of the California Assembly and Chair of the Assembly's Judiciary Committee, writing many of California's most important

public safety, children's health, transportation, consumer protection and environmental laws. A champion for senior citizens, Feuer served as Executive Director of Bet Tzedek Legal Services, one of the nation's leading public interest law firms. He has received many awards for his achievements for seniors, children, environmental protection, and more. Feuer has taught at the UCLA School of Law and the UCLA School of Public Affairs. He practiced law at two prominent firms, Hufstедler, Miller, Carlson & Beardsley and Morrison & Foerster, and was a commentator on NPR member station KPCC. He began his career as a judicial clerk for California Supreme Court Justice Joseph Grodin.



Sunday, October 19 | 9:15-10:45 am | 1.5 Hours MCLE

Session 20: Yosemite and the Law Today - 150 Years Later

In 2014, Yosemite celebrates its 150-year anniversary as a protected public park. Notwithstanding its inestimable legacy, ensuring that Yosemite is able to effectively fulfill its role as an internationally treasured natural resource continues to present legal challenges today. This special 150th anniversary program will outline the range of principal legal authorities that govern Yosemite National Park today and examine in greater detail specific legal issues as they apply to new and continuing challenges. Topics will include the environmental planning process for the Wild and Scenic Rivers in Yosemite, the role of the Wilderness Act in Yosemite, park boundaries and private in holdings, and issues arising from the Rim Fire.

Moderator

Michael Hingerty, Advisor, Environmental Law Section, Berkeley

Panelists

Sharon Duggan, Law Office of Sharon Duggan, Berkeley

Barbara Goodyear, Field Solicitor, Office of the Solicitor, Department of the Interior, San Francisco

Janice Weis, Associate Dean and Director, Environmental and Natural Resources Law Program, Lewis and Clark Law School, Portland, OR

Sunday, October 19 | 9:15-10:45 am | 1.5 Hours MCLE

Session 21: Recent Developments in the Regulation of Fracking at the Local, State and Federal Levels

This panel will address recent developments in the SB 4 fracking regulations with a particular focus on how local governments are approaching fracking in their jurisdictions in light of the new regulations. For example, this panel will include a representative of Kern County, which is in the midst of establishing or revising County ordinances relative to its own regulations of the oil and gas industry to take into account fracking issues. This panel will also include some discussion of how other local governments throughout the state are approaching fracking. The panel will also cover background on potential environmental impacts related to fracking, including impacts to water quality.

Moderator

Eric Biber, Professor, Berkeley Law, University of California, Berkeley

Panelists

Eric Adair, Hinson, Gravelle & Adair, Valencia

Heather Minner, Shute Mihaly & Weinberger, San Francisco

Lorelei Oviatt, Director, Kern County Planning and Community Development Department, Bakersfield

Kassie Siegel, Senior Counsel, Center for Biological Diversity, Joshua Tree

Sunday, October 19 | 9:15-10:45 am | 1.5 Hours MCLE

Session 22: Media Coverage in Environmental Cases

This panel gets beyond “no comment” to address how the media covers environmental issues and how attorneys can and should work with reporters to deal with adverse news or to get media coverage for an issue or matter important to your client. When dealing with a crisis, taking time to speak with a reporter may seem like the last thing an attorney wants to do, but the story is going to be written with or without an attorney’s input, it is often in a client’s interest to take the call. Likewise, when your clients are interested in getting more of their message out or bringing more attention to a topic or development, media - whether traditional news or social media - is instrumental. This panel will examine how lawyers can effectively prepare and work with reporters and other media to get their message across and avoid damaging clients’ interests.

Moderator

David Pettit, Natural Resources Defense Council, Los Angeles

Panelists

Chris Austin, Founder and Writer, Maven’s Notebook, Canyon Country

Sean Rossall, Vice President/Media Relations and Crisis Communication, Cerrell Associates, Los Angeles

Fiona Smith, Staff Writer, Daily Journal, San Francisco

**Sunday, October 19 | 9:15-10:45 am | 1.5 Hours
Legal Ethics**

Session 23: Where’s the Line?: Ethical Tensions Between Public Disclosure, Our Duties as Lawyers, and Constitutional Rights

Unique ethical issues confront lawyers practicing administrative law in the land use entitlement and environmental enforcement contexts. Whether representing a public agency, a property owner, or another interested party such as an environmental group, union, neighbor, or neighborhood group, lawyers have ethical duties to clients. Public agencies also must comply with open records and meetings laws as well as other laws designed to further transparency. Real parties and interested parties have Constitutional rights to petition government, yet concerns about ex parte communications and undue influence sometimes restricts such outreach. This panel will outline the framework of these potentially competing rights and responsibilities, discuss how recent appellate cases highlight the tension between these various duties, and consider strategies to balance these issues without running afoul of our ethical responsibilities as attorneys.

Moderator

Beth Collins-Burgard, Brownstein Hyatt Farber Schreck, Santa Barbara

Panelists

Stanley Lampport, Cox Castle Nicholson, Los Angeles

Robert “Perl” Perlmutter, Shute Mihaly & Weinberger, San Francisco

Charity Schiller, Best Best & Krieger, Riverside

Sunday, October 19 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 24: Overtapped Aquifers: Will California Manage its Groundwater?

Unlike other Western states, California does not have a state program to regulate groundwater extractions, and there is no requirement for local regulation, although groundwater is managed in some areas of the State through adjudication decree or local programs. Some of the largest basins are not managed at all, and are subject to long-term overdraft. Problems including declining water tables, subsidence, and saline water intrusion are matters of increasing concern. The State's Water Action Plan proposes to provide local agencies the authority necessary to sustainably manage groundwater, and that where local agencies fail to make sufficient progress, the state should step in. This panel will review recent developments and long term prospects for groundwater management in California, focusing on what authority local agencies need, and what form state intervention might take. Will California manage its groundwater, or pump until the well runs dry?

Moderator

Andy Sawyer, Assistant Chief Counsel, State Water Resources Control Board, Sacramento

Panelists

Gordon Burns, Undersecretary for Environmental Protection, California Environmental Protection Agency, Sacramento

Maurice Hall, Ph.D. P.E., Water Science and Engineering Lead, California Water Program, The Nature Conservancy, Sacramento

Russell M. McGlothlin, Brownstein, Hyatt, Farber, Schreck, LLP, Santa Barbara

Lester Snow, Executive Director, California Water Foundation, Sacramento

Sunday, October 19 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 25: The Environmental Movement Is Not a Restricted Club: Changing the Face of Environmentalism

Communities of color often bear a disproportionate share of environmental burdens, and studies confirm that people of color rank environmental issues high among social concerns. Nonetheless, there are still relatively few people of color in the "mainstream" environmental movement. This panel will explore the opportunities and challenges in engaging communities of color in mainstream environmental advocacy; whether the perceived divide between "mainstream" environmentalism and "environmental justice" is hindering the effectiveness of both movements; and how to broaden the concept of "environmentalism" to recognize the work of grassroots organizations and advocates. Following the panel presentation, audience members will be invited to exchange ideas about where to go from here.

Moderator

Antonette Cordero, Deputy Attorney General, California Department of Justice, Los Angeles

Panelists

Adriano Martinez, Staff Attorney, Earthjustice, Los Angeles

Jerilyn Lopez Mendoza, Senior Environmental Program Manager, Policy & Environment, Southern California Gas Company, Los Angeles

Jacqui Patterson, Director, NAACP Climate Justice Initiative, Baltimore, MD

Sunday, October 19 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 26: What's Fair and Foul in Environmental Baseline Analysis?

This advanced panel discussion will explore questions regarding the appropriate baselines for environmental review under the California and federal environmental laws. How do downturns in the economy, drought years, and climate change impact the selection of the baseline? Should the baseline include illegal activities associated with projects or programs? Can agencies use a future baseline? Does the baseline differ for ongoing projects or programs? How should agencies handle scientific uncertainty or conflicting information? The panelists will explain how the answers to these questions differ depending on whether the environmental document involves the ESA, CESA, NEPA, or CEQA. The panelists will also discuss possible approaches for reconciling conflicts between these statutes for joint documents.

Moderator

Howard "Chip" Wilkins III, Remy Moose and Manley, Sacramento

Panelists

Paul Kibel, Professor, Golden Gate University School of Law; Counsel, Water and Power Law Group, Berkeley

John Mattox, Senior Staff Counsel, California Department of Fish and Wildlife, Sacramento

Sean Skaggs, Ebbin Moser & Skaggs, San Diego

Sunday, October 19 | 11:00 am-12:30 pm | 1.5 Hours MCLE

Session 27: Warren-Alquist Act at 40: Four Decades of Cutting-Edge Energy Policymaking in California

This year marks the 40th anniversary of one of the most important and underappreciated pieces of energy legislation: California's Warren-Alquist Act. This panel will review the Act's creation of the California Energy Commission, and its pioneering work on one-stop permitting processes; energy conservation standards for buildings and appliances; and energy demand forecasting. The panel will also address current issues and concerns regarding traditional and renewable power plant proposals under consideration by the CEC, the controversial Electric Program Investment Charge, and the other programs affecting the mix and ratepayer rights in California, including programs involving energy storage and alternative fuels and vehicles.

Moderator

Dana Palmer, Senior Counsel, McGuire Woods, Los Angeles

Panelists

Christopher Ellison, Ellison, Schneider & Harris, Sacramento

Sue Kately, Chief Consultant, California State Assembly Committee on Utilities and Commerce, Sacramento

Michael Levy, Chief Counsel, California Energy Commission, Sacramento

Hotel Reservation Form

October 16-19, 2014, Tenaya Lodge at Yosemite
2014 Environmental Law Conference at Yosemite®

HOTEL RESERVATION DEADLINE
SEPTEMBER 8, 2014

HOTEL RESERVATIONS PROCEDURE: Please confirm early as rooms will sell out.

TELEPHONE RESERVATIONS ARE NOT ACCEPTED.

1. To make your hotel reservation please complete the registration form below and send with one night's deposit (check or credit card) via Mail to Tenaya Lodge, P.O. Box 159, Fish Camp, CA 93623 or Fax Attn: Candi – 559-683-0249. (Telephone reservations will not be accepted.)
2. Deposits: Each room reservation must be prepaid by a credit card or check in the amount of the first night's room and tax. The room rate will be \$195 plus occupancy tax per night. Deposit will be required at time of booking.
3. Check-in time is 3:00 pm and check-out time is 11:00 am.
4. Cancellation Policy: Reservations must be cancelled 7 days prior to arrival to receive a full refund. Cancellation within the 7-day period will result in forfeiture of your deposit.
5. All reductions to a guest's stay must be received 48 hours or more prior to arrival. If a reduction is made within 48 hours of arrival, the guest will be required to pay for the original length of stay.
6. "No shows" will be charged the contracted nightly rate for each night the reserved room is not occupied by the individual, up to and including the entire length of stay.
7. Early departures and/or late arrival will be charged the contracted nightly rate for each night the reserved room is not occupied by the individual, up to and including the entire length of stay.

Complete the information on this form and send to the Tenaya Lodge by fax or mail. Online reservations accepted. Telephone reservations not accepted. DO NOT MAIL THIS FORM TO THE STATE BAR.

GUEST INFORMATION:

Name: _____

Sharing With: _____

Number of Persons in Room: _____ Date of Arrival: _____

(To avoid duplicate reservations, if sharing a room only one should complete form)

Date of Departure: _____

Firm/Organization: _____

Address: _____

City, State, Zip: _____

Telephone: _____ Fax: _____

Email Address: _____

TYPE OF ACCOMMODATIONS:

(i.e. King, Double, etc. All are on request only.)

SPECIAL NEEDS:

(i.e. wheelchair accessible, pet friendly room, outdoor access for smoking, etc.)

DEPOSIT:

I authorize the Tenaya Lodge to use my credit card for my hotel reservation.

American Express Diners Club Discover MasterCard VISA

Account Number: _____

Expiration Date: _____

Cardholder's Name: _____

Cardholder's Signature: _____

If you have not received a confirmation letter within 1 week, please call the Tenaya Lodge at 559-683-6555.



To book online go to
www.tenayalodge.com
and enter the
Group Code: 30S0GH

FOR ONLINE RESERVATIONS ONLY



Alternate Accommodations Near the Conference Location

The Environmental Law Conference at Yosemite® will be held at the Tenaya Lodge, located in the town of Fish Camp, two miles outside the southern entrance to Yosemite National Park. Although it will be more convenient to stay at the host facility, some attendees may choose to stay elsewhere. Following is a list of alternative accommodations located near the entrance. Keep in mind that Bass Lake and Oakhurst are approximately fourteen miles away.

Fish Camp
Karen's Bed & Breakfast (559) 683-4550
Narrow Gauge Inn (559) 683-7720

Bass Lake
Pines Resort and Chalets (559) 642-3121

Oakhurst
Oakhurst Lodge (559) 683-4417
Shilo Inn (559) 683-3555
Yosemite Gateway,
Best Western (559) 683-2378

Yosemite National Park
National Park Camping (800) 436-7275
The Redwoods Cottages (209) 375-6666
Wawona Lodge (801) 559-5000
Yosemite West Condominiums (800) 640-9099
Martin Lovely, Vacation Rentals (209) 375-6554
inside Yosemite Park

2014 REGISTRATION INFORMATION

Conference Registration—deadline

October 9, 2014 The Environmental Law Conference at Yosemite® is a popular event that sells out in advance. Conference registration fees are \$525 for Section members (or \$610 for non-Section members, which includes one year of Section Membership). \$395 for Section members employed by government or non-profit agencies; and \$295 for law students. The fee includes educational programs, USB drive, three (3) continental breakfasts and two (2) receptions. Registration is limited and will be on a first-come first-served basis. File the Program Registration Form and Course Selector as soon as possible, but not later than **October 9, 2014**. Mail: Program Registrations, The State Bar of California, 180 Howard Street, San Francisco CA 94105- 1639, Fax: (415) 538-2368. Register Online: <http://environmental.calbar.ca.gov>.

Guests Non-attorney spouse/guests are complimentary, but seats in education classes are reserved for paid registrant attendees only. Guests who are attorneys must complete a separate registration form and pay the appropriate fee.

Cancellations—deadline Oct. 9, 2014

A refund (less a non-refundable fee of \$50) will be made for all registration and/or ticket cancellations received in writing by October 9, 2014. Refunds will not be made for cancellations after **October 9, 2014**.

Special Assistance and Registration Information

For special assistance please call (415) 538-2468. For registration-related questions call (415) 538-2508.

Hotel Reservations Deadline —

September 8, 2014. Each registrant is responsible for his or her own hotel reservations. A limited number of rooms have been reserved at the Tenaya Lodge at Yosemite at the rate of \$195 single/double occupancy per night plus tax. For reservations, complete the hotel form on the previous page, or book online. Reservations are made directly with the hotel by mail, fax or online. Telephone reservations are not accepted. Online reservations can be made at www.tenayalodge.com. **USE CODE 30S0GH.**

Kids Kamp The Tenaya Lodge at Yosemite will offer Kids Kamp. Activities include arts and crafts, games, and outdoor play under the supervision of qualified counselors. Reservations required 72 hours in advance. Contact the Guest Experience Center at (800) 635-5807 to make reservations. Be sure to alert staff to special education or dietary needs. Kids Kamp is available on Friday, Saturday and Sunday, from 8:00 AM to 1:30 PM. Children's party and activities via Kids Kamp will be held Saturday from 6:00 PM to 10:00 PM.

Outdoor Activities in Yosemite There are a number of activities that the Tenaya Lodge can coordinate for the entire family. For questions or to book activities, contact the Tenaya Lodge Concierge Department at 888-514-2167, www.tenayalodge.com. Note: there is a 24-hour cancellation policy on all activities.

SCHOLARSHIP INFORMATION



Application Available
Online (only)

The State Bar
Environmental Law
Section is pleased to offer
the **Michael H. Remy
Scholarship.**

In his nearly thirty years of private practice, Michael Remy represented a wide variety of public and private clients as well as nonprofit organizations. Remy assisted large corporations and small entrepreneurs alike in various permitting and environmental matters throughout the state. Many counties, cities, and special districts relied on Remy's counsel in the processing, environmental review, and litigation of large and small projects. Some of his most notable environmental accomplishments were: heading the successful political and legal efforts to shut down the Rancho Seco Nuclear Power Plant; and representing the Sierra Club and William Hewlett against the conversion of Shirley Canyon to a commercial ski run by the

Squaw Valley Ski Corporation. In 1990, the Environmental Council of Sacramento named Remy "Environmentalist of the Year." Remy was widely admired and loved by his colleagues, friends and family, who regarded him as a man of extraordinary intelligence, personal integrity, kindness, and generosity. Remy's warm presence is sorely missed by everyone at Remy Moose Manley, LLP, but even in his absence, his memory continues to provide guidance and inspiration.

This scholarship, sponsored by Remy Moose Manley, LLP in memory of former Environmental Law Section member and advisor, Michael H. Remy, includes tuition, travel and room for the 2014 Environmental Law Conference at Yosemite®. There are up to five (5) scholarships of this type available, which is designed primarily, though not exclusively, for law students.

Tuition-Only Scholarships

The Environmental Law Section plans to offer at least 20 tuition-only scholarships to attend the 2014 Environmental Law Conference at Yosemite®.

Scholarship Criteria

The Scholarship Committee will review all applications received by the deadline of **August 21, 2014**. Scholarships will be awarded based on the following considerations: Financial Need; Environmental Law Interest (for Students); Environmental Law Practice (for practitioners and other environmental law professionals); and Environmental Law Section Membership & Support (for practitioners and other environmental law professionals).

To apply for a scholarship, complete the Scholarship Application found online at <http://environmental.calbar.ca.gov> and return with a resume. In order for your application to be considered, it must be received by the State Bar not later than 5:00 p.m. on **August 21, 2014**. Email to EnviroYosemite@calbar.ca.gov OR mail to The State Bar of California Environmental Law Section, 180 Howard Street, San Francisco, CA 94105.



**October 16-19, 2014, Tenaya Lodge at Yosemite
2014 Environmental Law Conference at Yosemite®**

Pre-Registration Deadline: Received by **October 9**

3 Ways to Register!

(Please keep a copy of your forms)

1. Online: Register online at <http://environmental.calbar.ca.gov>
2. Fax: Complete the Registration and Course Selector forms and fax to: Program Registrations at (415) 538-2368. Credit card payments only. Do not mail original form if faxing.
3. Mail: Complete the Registration and Course Selector forms and mail to Program Registrations, The State Bar of California, 180 Howard Street, San Francisco, CA 94105

Note: One registrant per form. Photocopies may be used.

Bar Number: _____

First/Last Name: _____

Firm: _____

Firm Address: _____

City, State: _____ Zip: _____

Phone Number: _____ Fax Number: _____

E-mail Address:* _____

* Required for email confirmation

Check here if you do not want your information released.

Registration Fees:

- | | |
|--|-------|
| <input type="checkbox"/> Environmental Law Section Members | \$525 |
| <input type="checkbox"/> Environmental Law Section Members employed by Government or Non-Profit Agencies | \$395 |
| <input type="checkbox"/> Law Student Rate | \$295 |
| <input type="checkbox"/> Non Environmental Law Section Members* | \$610 |
- (* \$85 of the non-member registration fee will be credited to 2015 Section membership dues.)

Ticketed Events:

Thursday, October 16, 2014

[28] Thursday Welcome Reception # Attending ____ FREE

Friday, October 17, 2014

[29] Continental Breakfast # Attending ____ FREE

[30] Friday Night at the Movies # Attending ____ FREE

**For Registration Information
Call (415) 538-2508**

Saturday, October 18, 2014

- | | |
|---|--------------------------|
| <input type="checkbox"/> [31] Continental Breakfast | # Attending ____ FREE |
| <input type="checkbox"/> [32] Saturday Pre-Dinner Reception | # Attending ____ FREE |
| <input type="checkbox"/> [33] Saturday Banquet (Adults) | ____ @ \$58 each = _____ |
| <input type="checkbox"/> [34] Saturday Banquet (Children) | ____ @ \$38 each = _____ |

Please Select Entree Choice:

- | | | |
|---|------------------------------------|--|
| <input type="checkbox"/> [35] Beef | <input type="checkbox"/> [36] Fish | <input type="checkbox"/> [37] Vegetarian |
| <input type="checkbox"/> [38] Dessert Reception | # Attending ____ FREE | |

Sunday, October 19, 2014

- | | |
|---|-----------------------|
| <input type="checkbox"/> [39] Continental Breakfast | # Attending ____ FREE |
|---|-----------------------|

Commemorative T-Shirt (while supplies last) :

- | | |
|--|---|
| <input type="checkbox"/> [40] Adult XLarge \$18 ea | <input type="checkbox"/> [41] Adult Large \$18 ea |
| <input type="checkbox"/> [42] Adult Med \$18 ea | <input type="checkbox"/> [43] Adult Small \$18 ea |
| <input type="checkbox"/> [44] Child Large \$15 ea | <input type="checkbox"/> [45] Child Med \$15 ea |
| <input type="checkbox"/> [46] Child Small \$15 ea | |

Registration Total = _____

Ticketed Events = _____

**TOTAL AMOUNT ENCLOSED
OR TO BE CHARGED**

\$ _____

Payment Method:

Registration fees may be paid by check, VISA or MasterCard. No other credit cards will be accepted. Make checks payable to The State Bar of California.

VISA MasterCard

Account Number: _____

Expiration Date: _____

Cardholder's Name: _____

Cardholder's Signature: _____

October 16-19, 2014, Tenaya Lodge at Yosemite 2014 Environmental Law Conference at Yosemite®

Listed below are the MCLE sessions for the 2014 Conference. Pre-registration to ensure a seat. Keep this form with your Program Registration.

Keep a copy for your records.

Name: _____

Bar #: _____

FRIDAY OCTOBER 17, 2014

8:00 am-9:00 am | .75 Hour MCLE Credit

- Session 1 Friday General Session

9:15 am-10:45 am | 1.5 Hours MCLE Credit

- Session 2 2030: California's Plans for the Next Phase of Greenhouse Gas Reduction
- Session 3 The View From In-House: The Unique Challenges Facing Environmental In-House Counsel, and the Tools and Techniques Used to Resolve Legal Issues within a Corporation
- Session 4 CEQA Update
- Session 5 Where the Rubber Meets the Road: Reducing Emissions From Goods Movement

11:00 am-12:30 pm | 1.5 Hours MCLE Credit

- Session 6 Ch-Ch-Changes: Contingency, Cumulative Risk, and Climate Change Adaptation
- Session 7 Knock, Knock, Knocking on Office Doors: A "How-To Guide" to Responding to Environmental Enforcement Agency Investigations
- Session 8 2015: Expansion of Cap-and-Trade to Cover the Transportation Sector
- Session 9 Relieving CEQA's Congestion Problem: SB 743 and New Approaches to Transportation Analysis

SATURDAY OCTOBER 18, 2014

8:00 am-9:00 am | .75 Hour MCLE Credit

- Session 10 Saturday General Session

9:15 am-10:45 am | 1.5 Hours MCLE Credit

- Session 11 The Human Right to Water: Can Safe Drinking Water Finally Flow to Disadvantaged Communities?

- Session 12 What You Don't Know Can Hurt You: Chemical Safety and Accidental Release Prevention
- Session 13 Land Trusts and Conservation Easements: The Nuts and Bolts of Preserving Land
- Session 14 CERCLA at the Margins

11:00 am-12:30 pm | 1.5 Hours MCLE Credit

- Session 15 Recent Environmental Developments in the U.S. and California Supreme Courts and the Ninth Circuit
- Session 16 The Promise and Pitfalls of Regional Planning for Special-Status Species
- Session 17 Vapor Intrusion – Coming to a Property Near You
- Session 18 How the 2014 Drought is Shaping California's Water Future

SUNDAY OCTOBER 19, 2014

8:00 am-9:00 am | .75 Hour MCLE Credit

- Session 19 Sunday General Session

9:15 am-10:45 am | 1.5 Hours MCLE Credit

- Session 20 Yosemite and the Law Today - 150 Years Later
- Session 21 Recent Developments in the Regulation of Fracking at the Local, State and Federal Levels?
- Session 22 Media Coverage in Environmental Cases
- Session 23 Where's the Line?: Ethical Tensions Between Public Disclosure, Our Duties as Lawyers, and Constitutional Rights

11:00 am-12:30 pm | 1.5 Hours MCLE Credit

- Session 24 Overtapped Aquifers: Will California Manage its Groundwater?
- Session 25 The Environmental Movement Is Not a Restricted Club: Changing the Face of Environmentalism
- Session 26 What's Fair and Foul in Environmental Baseline Analysis?
- Session 27 Warren-Alquist Act at 40: Four Decades of Cutting-Edge Energy Policymaking in California

The State Bar of California
The Environmental Law Section
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2014 ENVIRONMENTAL LAW CONFERENCE AT YOSEMITE®

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