



Environmental Law News



FLORIDA STATE UNIVERSITY COLLEGE OF LAW

FSU College of Law Environmental Program earns national recognition for 2007:

FSU'S ENVIRONMENTAL PROGRAM WAS AGAIN RANKED 14TH IN THE NATION BY U.S. NEWS AND WORLD REPORT

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THE COLLEGE OF LAW'S ENVIRONMENTAL FORUM SERIES: 2006 PROGRAMS

The Law School launched its *Environmental Forum Series* in 2003 as a way to provide a neutral forum for the discussion of timely environmental issues.

Our November 2006 *Environmental Forum*, which the College of Law co-sponsored with the Environmental and Land Use Section of The Florida Bar, focused on **The Role of Marine Reserves in a Fisheries Management Strategy**.

Marine reserves are essentially ocean "wilderness" areas: all extractive and disruptive activities are prohibited within a reserve. The reserves have proved controversial. While some tout marine reserves for the benefits they bring to ecosystems and fishery populations, fishermen, among others, have raised concerns that use of such reserves is not sufficiently supported by science to justify the complete closure of such areas to such important economic use. The details of reserves have proved challenging as well, as scientists have been working diligently on issues of size and location to determine how marine reserves can be used optimally.



Our fall *Forum* featured leading experts on the topic, including: Professor **Felicia Coleman**, Director of the FSU Coastal and Marine Laboratory, a Pew Marine Conservation Fellow and an Aldo Leopold Leadership Program Fellow; Professor **Robin Craig**, Attorneys' Title Insurance Fund Professor, FSU College of Law; **Charles Shelfer**, Deputy General Counsel, Florida Fish and Wildlife Conservation Commission; and **David White**, Director, South Atlantic regional office of The Ocean Conservancy (TOC).

Professor **Donna Christie**, a leading authority on legal issues surrounding ocean and coastal management law and policy, moderated the program, and **Lauren Moody**, President of the FSU Environmental Law Society, introduced it.

Our spring *Environmental Forum*, which is set for April 4, will focus on Florida's Affordable Housing Crisis. Please check the College of Law Environmental Events page in the spring for more details.

Around the College of Law - Fall 2006

DISTINGUISHED LECTURE SERIES

Each year the College of Law invites two prominent scholars to present Distinguished Lectures in Environmental Law. Associate Dean and Professor **Jan Neuman** of Lewis & Clark Law School presented our fall '06 Distinguished Lecture on water concerns. **Daniel Farber**, Sho Sato Professor of Law and Director of the Environmental Law Program at the University of California, Berkeley, will present the 24th Distinguished Lecture on March 28, 2007.



Professors Jan Neuman of Lewis & Clark and Daniel Farber of Berkeley

ELS COMMUTER CHOICES WEEK

According to the Florida Department of Environmental Protection, auto emissions are the number one source of air pollution in Florida. To raise student awareness of the issue, the Environmental Law Society sponsored a "Commuter Choices" campaign the week of October 30 - November 3, as part of the National Association of Environmental Law Societies' Campus Climate Neutral campaign.

Members of ELS provided information on alternate transportation systems in the Tallahassee area, such as biking, carpooling, and riding the city bus. Lauren Moody, president of ELS, encourages students by example - she saves almost \$80 a month by biking four miles round-trip from her home to the College of Law.

The ELS is exploring ways to make FSU a more sustainable campus and will be implementing a plan of action this spring.

"Our first Alternative Transportation Week was a huge success. A big part of it was raising awareness that many commuters in Tallahassee do not have a choice but to drive alone to work or school. We were very pleased with the level of enthusiasm and participation and we plan to make it a semi-annual event.

Next semester we will be focusing on the Campus Climate Neutral campaign. We have some great ideas for reducing energy consumption on our campus and we hope to get other departments of the University involved with the project"

-- Lauren Moody, ELS President

FACULTY ENRICHMENT WORKSHOPS AND GUEST LECTURERS IN OUR ENVIRONMENTAL CERTIFICATE SEMINAR

Three distinguished environmental law professors participated in the College of Law's faculty workshop series this fall and gave guest lectures to the College of Law's Environmental Certificate Seminar. Associate Dean and Professor **Dennis Hirsch** of Capital University Law School discussed privacy regulation and environmental law. Professor **Albert Lin** of the University of California, Davis spoke about nanotechnology regulation. Professor **Amy Wildermuth** of the University of Utah, SJ Quinney College of Law presented her work on wildlife crossings and the boundaries between humans and the environment.

Student Activities

STUDENT SCHOLARSHIPS 2006-2007

The College of Law awarded thirteen scholarships in environmental law for the current academic year. The Goldstein Environmental Scholarship Program, launched in 2003 to attract exceptional students with a strong interest in environmental law, awarded \$5,000 to five exceptional students this year. The Bellamy and Beverly McLear Scholarships assist female students with an interest in environmental and public-interest law.



ENVIRONMENTAL LAW SOCIETY SPONSORS FALL BROWN BAG LUNCHEON

The ELS sponsored a standing-room only brown bag lunch that featured **Ralph DeMeo** (FSU '85) of Hopping Green & Sams. Ralph did a terrific job of discussing the use of experts in environmental litigation.

CERTIFICATE STUDENTS

FSU's Environmental and Land Use Certificate Program, now in its sixth year, enables students to graduate with a certificate in Environmental and Land Use Law. Students participate in a special capstone seminar that features leading environmental commentators from throughout the United States. In May 2006, 16 students graduated with a certificate. Fifteen students are projected to graduate with a certificate in May 2007.

ENVIRONMENTAL MOOT COURT 2006-2007

Environmental Moot Court Team members **Mike Makdisi**, **Erica Siu** and **Spencer Bishins** will represent the College of Law in the Pace National Environmental Law Moot Court Competition. The competition is held annually in February in White Plains, N.Y.

THE JOURNAL OF LAND USE AND ENVIRONMENTAL LAW

The *Journal of Land Use and Environmental Law's* spring 2007 issue will feature articles presented during last spring's Symposium on the Law and Policy of Ecosystem Services. To obtain a copy of this special Symposium issue, or to subscribe to the *Journal*, contact Meghan McQuellon at mmcquellon@law.fsu.edu or 850-644-7781.



“Scholarships are essential because they help students focus on studying by alleviating some of the financial stress that often comes with a law degree”
-- Susan Kutkiewicz, Bellamy Scholarship recipient and Journal of Land Use and Environmental Law Associate Editor

CAREER PANEL AND EXTERNSHIP EVENTS FOR STUDENTS

The Environmental Program hosted two successful luncheons this fall: a career panel and networking buffet on September 15 and an externship lunch on September 26. Several distinguished FSU alumni, including Terry Cole ('70) and Anne Longman ('79), participated in the College of Law's career panel and buffet.

Numerous agencies and public interest groups that host externships for College of Law students participated in the externship luncheon, including Earthjustice, the Division of Administrative Hearings, the Department of Environmental Protection, the Department of Community Affairs, the Florida Housing Finance Corporation, The Nature Conservancy, WildLaw, and the Leon County Attorney's Office.

Alumni in Action

JEREMY JUNGREIS, ENVIRONMENTAL LAW MENTOR

Major Jeremy Jungreis, class of 1996, is a U.S Marine Corps special counsel in environmental law. Major Jungreis serves as lead agency counsel for complex federal water rights and water quality litigation in the Central District of California. He also recently briefed the Chairman of the California Air Resources Board on alternative fuel use and greenhouse gas reduction in the Department of Defense. In addition, Major Jungreis has taught environmental law both in the United States and overseas, and has been published in the Harvard Environmental Law Review

TOM PELHAM, CO-CHAIR OF THE ENVIRONMENTAL ALUMNI GROUP

Tom Pelham, class of 1971, has a statewide practice in governmental, environmental and land use law with Fowler White Boggs Banker P.A. in its Tallahassee office. He also teaches Growth Management as an adjunct professor at the FSU Law School.

Pelham's commentary on the twentieth anniversary of Florida's 1985 Growth Management Act was published in the July, 2006 issue of *Planning and Environmental Law*, and his article, *The Role of the Local Comprehensive Plan as Law: Some Lessons From Florida*, was published in *PLANNING REFORM IN THE NEW CENTURY* (APA, 2005).

In March, 2006, Pelham gave a presentation on Florida's coastal planning and regulatory programs at the LSU Second Presidents' Forum on Meeting Coastal Challenges in Baton Rouge, La. A certified planner, Pelham serves on the Legislative Policy Committee of the American Planning Association, Florida Chapter, and in September, 2006, he received the Chapter President's Award for Outstanding Contributions to the Chapter.



Joe Ullo, class of 2006, participated in The Florida Bar ELULS's 2006 Dean Frank E. Maloney Memorial Writing Contest. His paper titled "Adding Pollution Trading to Florida's Total Maximum Daily Load Program" won first place. Joe is an associate at Lewis, Longman and Walker, P.A. in Jacksonville.



FSU Alumni Work Internationally

Shelbie Legg, class of 2002, recently was appointed vice-consul at the U.S. Embassy in Tashkent, Uzbekistan after working as an attorney for the Florida Department of Environmental Protection. She says that a law degree is extremely beneficial for a consulate officer, because familiarity with U.S. laws comes in handy when processing visas. In addition, she is responsible for assisting Americans with a variety of issues when they visit or relocate to Uzbekistan. While she does not act as a lawyer, she can help with taxes, social security, and most importantly, make sure that Americans arrested in Uzbekistan get fair treatment.

Stefano Grace, class of 2006, accepted a job with the Sorainen Law Firm in Tallinn, Estonia. He initially planned to work at the Tallinn Stock Exchange, where he clerked the past two summers, but was able to negotiate a deal to assist on projects as outside counsel as part of the M&A, Securities Law, and Corporate Finance practice groups. While working on his law degree at FSU, Grace was editor-in-chief of the *Journal of Transnational Law & Policy* and administrative editor of the *Journal of Land Use & Environmental Law*.



Recent Faculty Publications

MARK

SEIDENFELD:

The Quixotic Quest for a "Unified" Theory of the Administrative State, ISSUES IN LEGAL SCHOLARSHIP: THE REFORMATION OF AMERICAN ADMINISTRATIVE LAW (bepress 2005) (available at <http://www.bepress.com/ils/iss6/>)

JIM ROSSI:

ENERGY, ECONOMICS AND THE ENVIRONMENT (with Fred Bosselman, Joel Eisen, David Spence & Jacqueline Weaver) (2nd ed., Foundation Press, 2006)

State Executive Lawmaking in Crisis, 56 DUKE L. J. ____ (forthcoming 2006) (Symposium)

ROBIN CRAIG:

Coastal Water Quality Protection, chapter in BASIC PRACTICE SERIES: OCEAN AND COASTAL LAW (Donald C. Baur, Timothy Eichenberg & Michael Sutton, eds.) (ABA 2006) (forthcoming)

Valuing Coastal and Ocean Ecosystem Services: Competition and the Paradox of Scarcity, 21 J. LAND USE & ENVTL. L. ____ (forthcoming 2006) (symposium)

J.B. RUHL:

J.B. Ruhl, Matthews & Hawkins Professor of Property, completed his Ph.D. in Geography from Southern Illinois University in June 2006. His dissertation on "THE LAW AND POLICY OF ECOSYSTEM SERVICES" will be published as a book by Island Press in May 2007.



The Environmental Law Faculty : Mark Seidenfeld, Donna Christie, Jim Rossi, David Markell, J.B. Ruhl, and Robin Kundis Craig

DONNA CHRISTIE:

Implementing an Ecosystem-Approach to Ocean Management: An Assessment of Current Regional Governance Models, 16 DUKE ENVTL. L. & POL'Y F. 117 (2006)

Living Marine Resources Management: A Proposal for Integration of United States' Management Regimes, 34 ENVTL. L. 107 (2004) reprinted in 37 LAND USE & ENVTL. L. REV. (2006)

DAVID MARKELL:

ENVIRONMENTAL PROTECTION: LAW & POLICY (with Robert L. Glicksman, William A. Buzbee, Daniel R. Mandelker, and A. Dan Tarlock) (5th ed., Aspen Law & Business 2007) (forthcoming)

Understanding Citizen Perspectives on Government Decision-Making Processes as a Way to Improve the Administrative State, 36 ENVTL. L. 651 (2006).