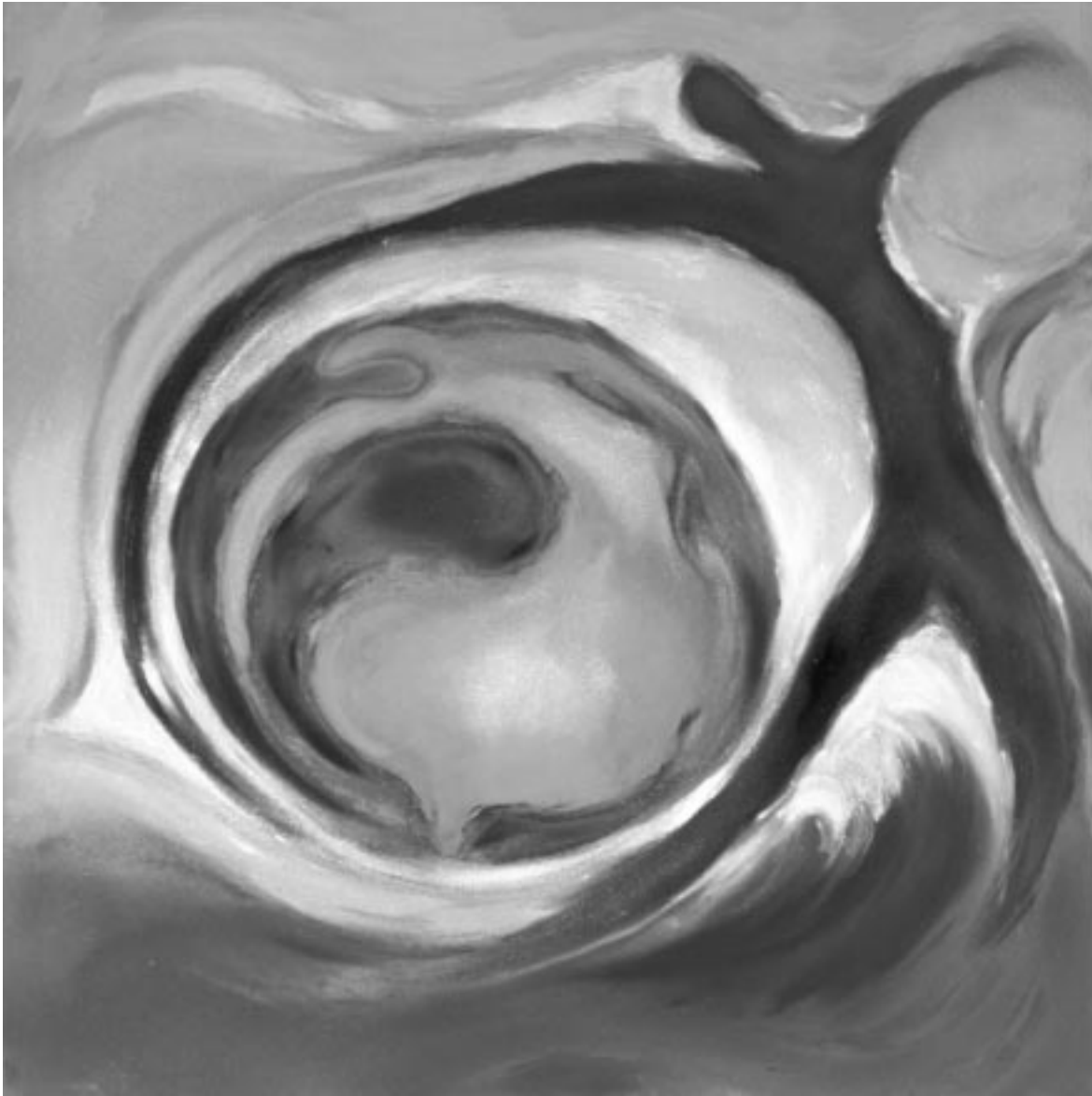


# *Toward A Global Public Trust*

*2006 Public Interest Environmental Law Conference*



*Thursday, March 2 – Sunday, March 5, 2006*

Welcome to the **Public Interest Environmental Law Conference**, the premier annual gathering for environmentalists in the world. Now in its 24th year, the Conference unites activists, attorneys, students, scientists, and concerned citizens to share their expertise, experience, and insights. With over 120 panels, keynote addresses, workshops, films, and celebrations, the Conference has become world-renowned for its energy, innovation, and inspiration.

**Registration** for the Conference will be in the lobby of the University of Oregon School of Law, on the corner of 15th Avenue and Agate Street.

All **Keynote Addresses** will be at the EMU Ballroom, with the exception of the **Closing Address**, which will be held in Law 175. Free tickets will be distributed for keynote addresses on a first-come first-served basis one hour before each address. Spaces for meals and the Ethics workshop are limited – please pre-purchase tickets for meals and the workshop through the Registration table in the Law School lobby.

For changes to the schedule, check out our website, [www.pielc.org](http://www.pielc.org), from the internet terminals in the Law School's Commons, or visit the Registration area in the law school lobby.

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## Keynote Biographies

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**Dinah Bear** is General Counsel of the Council on Environmental Quality (CEQ) in the Executive Office of the President. Ms. Bear joined CEQ as Deputy General Counsel in 1981, and was appointed General Counsel in 1983, serving in that capacity through September, 1993, and resuming that position in January of 1995. She has chaired the Standing Committee on Environmental Law of the American Bar Association and the Steering Committee of the Environment, Energy and Natural Resources Division of the District of Columbia Bar. She has received the Distinguished Service Award from the Sierra Club and the Chairman's Award from the Natural Resources Council of America. In her role at CEQ, she has been a long time supporter of a landmark environmental law: the National Environmental Policy Act (NEPA). She will discuss long term strategies for legislation in support of environmental quality.

**Alfred Lahai Brownell** is the President and Founder of the Association of Environmental Lawyers of Liberia (Green Advocates), based in Monrovia. "This group, though inconspicuous in terms of 'blowing their own horns,' remains the bulwark between a country of lawlessness and a free people of liberty ruled by justice for all," writes *The Analyst*, a leading Liberian newspaper that named Brownell and a colleague at Green Advocates "2005 Human Rights Advocates of the Year." Brownell worked with the Environmental Law Alliance Worldwide to launch Green Advocates and put in place Liberia's first framework environmental law. Brownell is leading campaigns to reform Liberia's forest sector and helped win imposition of UN Security Council sanctions on Liberia's timber exports,

and a UN travel ban on corrupt government officials and business partners of former president Charles Taylor. Green Advocates is leading other human rights and environmental groups calling for a halt to child labor at a Firestone rubber plantation, and met success delaying the expansion of a multinational rubber plantation until the company meets Environmental Impact Assessment requirements. Brownell earned degrees in agriculture and law from the University of Liberia in Monrovia and received an LL.M in Environment and Energy Law from Tulane Law School.

**Margie Eugene-Richard** was the first African American to win the prestigious Goldman Environmental Prize (2004) for her activism in the Gulf Coast against Shell Oil. She formed the Concerned Citizens of Norco and teamed up with environmentalists and researchers to release a report that showed that the Shell refinery in Norco, Louisiana released more than 2 million pounds of toxic chemicals into the air each year. Thanks to Ms. Eugene-Richard's campaign, Shell agreed to reduce its emissions by 30 percent and to pay \$5 million for community development and voluntary relocation costs for residents living near the plant. Ms. Eugene-Richard's success in Norco is an inspiring example for activists nationwide battling environmental racism.

**M.C. Mehta** is one of India's foremost public interest environmental attorneys and possibly one of the world's most well-known and effective environmental lawyers. Mr. Mehta has almost single-handedly won more than 40 landmark decisions in the Indian Supreme Court and played a key role

in persuading India's Supreme Court to rule that Article 21 of the Indian Constitution, which guarantees each citizen the "right to life," necessarily includes the "right to a healthy environment." His other major victories include the famous Taj Mahal case, the Ganges River case, and numerous cases to protect India's cities, coastal areas and traditional peoples. Through his litigation, Mr. Mehta has protected millions of Indian citizens and has forced tens of thousands of factories to comply with environmental laws. Mr. Mehta is a passionate and celebrated environmental advocate who won the prestigious Goldman Environmental Prize (1996) and the coveted Ramon Magsaysay Award for Public Service, widely known as the alternate to the Nobel Prize. Currently, Mr. Mehta is developing an international facility in the foothills of the Himalayas for teaching and training a new generation of public interest environmental lawyers and teachers.

**Evon Peter** is the former chief of Neetsaii Gwich'in from the Arctic Village in northeastern Alaska. He is co-chair of the Gwich'in Council International, Chairman of the Native Movement, and on the Executive Board of the Alaska Inter-Tribal Council. Mr. Peter is a well-recognized advocate of indigenous peoples' rights and has represented indigenous interests within the United Nations and the Arctic Council. His work has also been crucial to the success of the Native Energy Campaign, which seeks to educate tribal leaders about renewable energy.

**Dr. David Orr** is the Paul Sears Distinguished Professor of the Environmental Studies Program at Oberlin College. He is also a James

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## Keynote Biographies

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Marsh, Professor at Large at the University of Vermont. He is the recipient of the Bioneers Award (2003), the Lyndhurst Prize, and the Benton Box Award (2005). He was named an “environmental hero” by *Interiors & Sources Magazine*. Dr. Orr is contributing editor of *Conservation Biology* and has authored five books on environmental philosophy and design. He served as a Trustee of the Educational Foundation of America, the Compton Foundation, and the Jesse Smith Noyes Foundation. He serves on the boards of the Rocky Mountain Institute (CO), the Center for Ecoliteracy (CA), and the Center for Respect of Life and the Environment. He is also an advisor and consultant to the Trust for Public Land, the National Parks Advisory Committee, and other organizations.

**Antonio Oposa, Jr.** pioneered the practice of environmental law in the Philippines and is one of Asia’s leading voices in the international arena of environmental law. He received his law degree from the University of the Philippines and his Master of Laws from the Harvard Law School. He is a professor of environmental law of the UP College of Law and of the Philippine Judicial Academy. He has advised international agencies such as the World Bank, the Asian Development Bank and the U.S. Agency for International Development. In an action to halt illegal logging, one of Mr. Oposa’s cases established the right to sue on behalf of future generations. He received the Outstanding Young Man of the Philippines Award (the prestigious TOYM in the field of law) and the highest United Nations environmental award, the U.N. Environmental Programme (UNEP) Global 500 Roll of Honor. He is also the author of two internationally-acclaimed books.

**Zygmunt Plater** is a professor of law at the Boston College. He brought the snail darter, a fish threatened by dam construction in Tennessee, to the nation’s attention. He was instrumental in spearheading the Endangered Species Act litigation that closed the Tellico Dam and established the Endangered Species Act as an important tool for protecting biological diversity. Over the past 25 years he has been involved with a number of issues of environmental protection and land use regulation. Professor Plater has published articles on topics in environmental law, private and public rights in land and resources, equitable discretion and administrative law.

**James Woolsey** is a long time advisor and actor on national security matters and is also an outspoken advocate for biodiesel, ethanol and industrial hemp. He has 12 years of government service under two Democrat, and two Republican governments. He was the first Director of the CIA under President Clinton, and is currently the Co-Chairman of the Committee on the Present Danger. He served on the Board of Regents for the Smithsonian Institution and as a Trustee for Stanford University. He is presently a consultant for both public and private organizations on the state of international affairs, and how to prepare for business in volatile environments. Woolsey will speak on the nexus between natural security and national security. Woolsey’s message is that the fastest road to national security is to end the nation’s dependence on petroleum. He brings a practical, and highly entertaining, set of stories and perspectives about how environmental advocates (tree huggers) can work with national security advocates (cheap

hawks), farmers (sod busters) and other untraditional allies (including conservative evangelical Christians) to achieve a goal that all have in common: elimination of the influence of petroleum on the U.S. economy and environment.

### Recording Policy for Ballroom

For all EMU Ballroom sessions, a media feed box (audio distribution amplifier) will be available in the media area on the east side of the room. There are a total of six (6) male XLR outputs which can be individually switched at the output to provide a microphone or line level signal. Limited AC power will also be available. Access will be on a “first come, first served” basis. Anyone connecting equipment to these outputs must supply all cords and adapters necessary for a connection. In-house technical staff will verify the presence of a clean signal at each of the feed box’s outputs. The user is responsible for the signal quality beyond that point. All participants in audio or video recording acknowledge and respect the copyrights and exclusive ownership of the performances by the presenters. All taping must be for personal use only, which may include trading. Recordings may be traded only for an equivalent amount of similar media. All recordings made at the Public Interest Environmental Law Conference are strictly for educational use only, and shall not be distributed for financial gain of any kind. Unauthorized sale, duplication, and/or distribution is strictly forbidden. We reserve the right to withdraw our sanction of non-commercial recording on a case by case basis or as we deem necessary. No waiver of any copyright or trademark right is intended. Unless specific exceptions are cleared through Land Air Water in advance, no microphones or other devices are permitted on or in the vicinity of the Ballroom stage and lectern. For additional technical information, please contact UO Event Services at (541)346-3087. Thank you.

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## Schedule of Keynote Addresses\*

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THURSDAY, MARCH 2

7:00 P.M. - 9:00 P.M.

ZYGMUNT PLATER  
ALFRED BROWNELL

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FRIDAY, MARCH 3

Lunch Addresses

12:15 P.M. - 1:00 P.M.

DAVID ORR

1:15 P.M. - 2:00 P.M.

DINAH BEAR

Evening Addresses

7:00 P.M. - 9:00 P.M.

COLLEEN MCCRORY  
ANTONIO OPOSA

SATURDAY, MARCH 4

Lunch Addresses

12:15 P.M. - 1:00 P.M.

EVON PETER

1:15 P.M. - 2:00 P.M.

JIM WOOLSEY

Evening Addresses

7:00 P.M. - 9:00 P.M.

MARGIE EUGENE-RICHARD  
M.C. MEHTA

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SUNDAY, MARCH 5

12:15 P.M. - 1:00 P.M.

CLOSING ADDRESS BY  
ZYGMUNT PLATER

\*All keynote addresses will be located in the EMU Ballroom except the Closing Address, which will be located in Law 175.

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## Meal Schedule

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### LUNCHES

FRIDAY, MARCH 3 – 12:00 P.M.- 2:00 P.M.

Minestrone soup, baked herb polenta, chickpea and tomato salad, garlic bread, fruit salad, vegan cookies.

Price: \$11

SATURDAY, MARCH 4 – 12:00 P.M.- 2:00 P.M.

Spicy Thai noodles sauteed with vegetables and tofu.  
Vegan cookies for dessert.

Price: \$11

SUNDAY, MARCH 5 – 12:00 P.M.- 1:00 P.M.

Boxed Lunch: Vegan sandwiches (tofu pate with vegetables), potato salad, chips, whole fruit and soda.

Price: \$11

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All lunches are vegan. Friday and Saturday lunch will be served in the Oak Room (EMU), across from the Ballroom, with seating provided in the Gumwood Room during the lunch speeches. Table seating is limited, but food is welcome in the regular seating as well. Sunday Lunch will be available outside of Law 175. Tickets available at registration.

### DINNERS

FRIDAY, MARCH 3 – 5:00 P.M.- 7:00 P.M.

Thai Wrap: Tofu in spicy peanut sauce served with diced tomatoes, sprouts, curry rice, sunflower seeds, and shredded lettuce. Mixed berry cobbler for dessert.

Price: \$15

SATURDAY, MARCH 4 – 5:00 P.M. - 7:00 P.M.

Tofu stir fried with fresh vegetables and served with vegetable egg roll over white rice. Apple crisp for dessert.

Price: \$15

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All dinners are vegan. Dinners will be served from a buffet in the Fir Room of the EMU, with seating available inside the Fir Room. Dinners will end just before the evening keynote speakers begin in the EMU Ballroom. Tickets are available at the Registration Table in the lobby of the School of Law. Seating is limited in the Fir Room. Please be aware that the Fir Room is also housing special events this year; thus, please help us keep the room clean.

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## Conference Sponsors

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**Land Air Water** (L.A.W.) is the world's oldest environmental law student society. Its student members from the University of Oregon's School of Law organize the Public Interest Environmental Law Conference on a wholly volunteer basis. The Conference is the premier annual gathering for environmentalists worldwide and is distinguished as the oldest and largest of its kind. Now in its 24th year, the Conference unites more than 3,000 activists, attorneys, students, scientists, and concerned citizens from over 50 countries around the globe to share their experience and expertise. L.A.W. members also publish the Western Environmental Law Update, an annual newsletter providing insight on recent and potential developments in environmental law, and sponsor speakers, events, and volunteer activities at the university.



**Friends of Land Air Water** (F.L.A.W.) is a 501(c)(3) non-profit organization founded by L.A.W. members in 1993. The board of directors includes alumni and students of the University of Oregon School of Law. Its primary interest is the annual Public Interest Environmental Law Conference. F.L.A.W. also provides a summer stipend program for University of Oregon School of Law students working in unpaid positions in environmental law.



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## Thursday, March 2

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### REGISTRATION:

2:00 P.M. – 6:00 P.M.: Law School Front Steps

### AFTERNOON PANELS:

3:45 P.M. – 5:00 P.M.

#### **Tohono O'Odham v. U.S.-Mexico Wall** (Rogue EMU)

Congress is considering the construction of a wall along the US-Mexican border to decrease illegal immigration, prevent drug smuggling and protect against terrorism. But the proposed "fence" cuts across the lands of at least 5 indigenous nations with members on both sides of the border, and threatens the Tohono O'Odham's culture and environment.

*Ofelia Rivas, O'Odham Voice Against the Wall*

*S.D. Smith, Attorney*

*Julian Rivas, O'Odham Voice Against the Wall*

#### **America's Oceans at the Crossroads: Reauthorizing the Magnuson-Stevens Act in 2006** (Maple EMU)

There has not been an exhaustive examination of America's oceans' health since 1969. As Congress prepares to reauthorize the Magnuson-Stevens Fishery & Conservation Management Act, attention is on fisheries. Panelists will review the nation's fisheries laws, highlight current problems, and discuss solutions.

*Tony DeFalco, West Coast Director, Marine Fish Conservation Network*

*Glen Spain, Northwest Regional Director, Pacific Coast Federation of Fishermen's Associations*

#### **The Politics of Peak Oil** (Walnut EMU)

Many have argued that peak oil, the point where global petroleum production reaches its maximum point, has already occurred or soon will. What are the implications for the environmental movement, for world peace, for local sustainability efforts? How we use the remaining oil - for solar panels or fighter planes - determines humanity's future.

*Mark Robinowitz, Publisher, Permatopia: A Graceful End to Cheap Oil*

*Sue Supriano, radio journalist*

*Jan Spencer, member, Eugene Permaculture Guild*

#### **Kicking Corporations Out of Our Forests in the US & Around the World** (Metolius-Owyhee EMU)

Every year, thousands of acres of our national forests are cut down to

produce furniture, wood pallets, and disposable paper products. It's clear that citizens can no longer rely exclusively on Congress or the Bush Administration to protect these public forests. However, the marketplace provides an effective avenue for protecting and restoring national forests. Learn how pressuring multinational corporations has and can protect our forests.

*Liz Butler, Organizing Director, ForestEthics*

*Ginger Cassidy, Greenpeace Forest Campaigner*

*Emily Platt, Executive Director, Gifford Pinchot Task Force*

#### **Scorched Earth Forestry: Firefighters Speak Out Against Fire Salvage Logging** (Fir EMU)

Fear of wildfire is fueling destructive firefighting and logging policies that lead to post-fire "salvage" timber sales. However, careful use of prescribed and wildland fire can help protect communities and restore forests. A panel of wildland firefighters will offer their unique critiques of firefighting and logging, and offer a vision of restoration forestry that can end the fear of fire.

*Timothy Ingalsbee, Ph.D., Executive Director, FUSEE*

*Mary Kwart, Fire Management Officer, U.S. Fish and Wildlife Service, FUSEE*

*Michael Beasley, Fire Use Manager (NPS), FUSEE*

#### **Bridging the Gap Between the Fields of Environmental and Animal Law** (Alsea-Coquille EMU)

This panel will describe the inherent philosophical beliefs which unite environmental and animal law movements and how we can lend support toward common goals via lawsuits, activism and outreach.

*Christine Garcia, The Animal Law Office*

*Scott Beekstead, Law Office of Scott Beekstead*

*Laura Ireland Moore, National Center for Animal Law*

### KEYNOTE ADDRESSES

7:00 P.M. - 9:00 P.M.

(EMU Ballroom)

**Zygmunt Plater**

**Alfred Brownell**

## REGISTRATION

8:00 A.M. - 6:00 P.M. UO Law School Front Steps

## ENR CENTER OPEN HOUSE

9:00 A.M. - 4:00 PM (Law 225)

Stop by the Bowerman Center for Environmental and Natural Resources Law to meet the staff and faculty of the University of Oregon's ENR program, to find out what is happening in the ENR Program, or to touch base about resources available for students and the community through the ENR program.

## EARLY MORNING PANELS

9:00 A.M. - 10:15 A.M.

### Losing an ESA Listing, Finding Alternatives: Protecting the Marbled Murrelet (Law 141)

The U.S. Fish and Wildlife Service has announced its plans to remove Endangered Species Act (ESA) protections for the Marbled Murrelet. The birds – and the ESA itself – are critically endangered. This panel will explore strategies for protecting murrelets and other species in the face of growing opposition to the ESA.

*Noah Greenwald, Center for Biological Diversity*

*Dominick DellaSala, Director, Klamath-Siskiyou Program, WWF*

*Doug Heiken, Oregon Natural Resources Council*

### Clinical Legal Education (Alsea-Coquille EMU)

This session is intended to allow law students and professors to compare their experiences of clinical environmental education. Some clinics focus on litigation, while others focus on policy research. Some schools focus exclusively on “legal” issues, while other programs involve students from different disciplines in an integrated clinical experience. Share and compare your experience.

*Tomas Carbonell, Student, Yale Law School*

*Denise Grab, Student, Yale Law School*

*Greg Costello, Executive Director, Western Environmental Law Center*

### Clean Air Act 101 (Law 175)

A detailed introduction and discussion of the fundamentals of Clean Air Act citizen suits to enforce the law against polluters, the Environmental Protection Agency, and the States.

*Richard Drury, Attorney, Adams, Broadwell, Joseph & Cardozo*

*Robert Ukeiley, Attorney, Law Office of Robert Ukeiley*

### Environmental Law in Indian Country (Longhouse)

Two new books on Indian Law will be explored: a general treatise on environmental law in Indian Country, and *The Si-lailo Way, Indians, Salmon, and Law on the Columbia River*, an account of the continuous litigation involving treaty fisheries on the Columbia River. The protection of Indian sacred sites will also be discussed.

*William H. Rodgers, Jr., Professor, Univ. of Washington School of Law*

*Andrea Rodgers, Attorney, Western Environmental Law Center, Snoqualmie Tribe*

*Kathleen Hill, Klamath/Modoc/Paiute Tribal Member, Quail Enterprises Consulting Firm*

*Joseph Dupris, Lakota-Cheyenne River Sioux Tribal Member, Quail Enterprises Consulting Firm*

### Banning the Trade of Exotic Animals in the U.S. (Law 184)

This panel will cover the problems associated with keeping exotic animals in private hands, the federal, state and local laws governing this, and

how the Animal Protection Institute is tackling this issue.

*Lorin Lindner, Ph.D., Association for Parrot C.A.R.E.*

*Nicole G. Paquette, Esq., Director of Legal and Government Affairs & General Counsel, Animal Protection Institute*

### How Much is Due? The Growing Role of Agency Deference (Law 282)

A seminal case in any legal education is *Chevron USA v. Natural Resources Defense Council*, which discusses the type of judicial “deference” given to federal agency decisions. Recently, the government has argued that all kinds of agency decisions – from conclusions about timber sale legality, to determinations about scientific adequacy – are now due *Chevron*-level deference. This panel will discuss this trend.

*Susan Jane Brown, Attorney, Pacific Environmental Advocacy Center*

*Chris Winter, Attorney, Cascade Resources Advocacy Group*

*Ralph Bloemers, Attorney, Cascade Resources Advocacy Group*

### Energy Bill Assault on the Rockies (Law 242)

Changes to the legal structure that governs energy exploration and production in the West will be addressed. These include measures that weaken federal controls for stormwater pollution and hydraulic fracturing, accelerate the processing of permits at the expense of public participation, and encourage development of vast oil shale resources, and other decisions related to energy development in the Rockies.

*Keith Bauerle, Earthjustice, Denver*

*Nada Culver, Staff Attorney, The Wilderness Society*

*Bob Randall, Staff Attorney, Western Resource Advocates*

*Steve Bloch, Staff Attorney, Southern Utah Wilderness Alliance*

*Mike Chiropoulos, Lands Program Director, Western Resource Advocates*

### Protecting Instream Water Flows (Law 243)

The effort to maintain Oregon's water flows is a challenge; decision makers have to balance many stakeholders' interests, including agriculture, municipalities, and aquatic species. This panel examines the Instream Water Rights Act, explores local cases, flow restoration projects, and the interplay between federal agencies and Oregon to keep the rivers flowing.

*Karen Russell, Staff Attorney, Water Watch of Oregon*

*Kate Fitzpatrick, Deschutes River Conservancy*

*Adell Amos, Professor, Director, Univ. of Oregon ENR Center*

### The Golden Saddle: Opportunities for Voluntary Federal Grazing Permit Buyout (Law 241)

With and without legislation, federal grazing permit buyout is increasing on federal public lands in the West. Voluntary grazing permit buyout is an ecologically imperative, economically rational, socially just and politically pragmatic way to remove livestock from public lands.

*Mark Salvo, Counselor, National Public Lands Grazing Campaign*

*Linn Kincannon, Central Idaho Director, Idaho Conservation League*

*Kristin Ruether, Staff Attorney, Oregon Natural Desert Association*

*Dave Willis, Chair, Soda Mountain Wilderness Council*

### The Politics of Theology: Overcoming the Religious Right and the Indifferent Left (Walnut EMU)

The Right has largely co-opted religion in America. A diverse collection of panelists will come together to talk about crafting a new, progressive vision for faith in our politics.

*Karyn Moskowitz, Founder, Community Media Project*

*Jenny Holmes, Oregon Interfaith Global Warming Campaign*

*Rabbi Yitzhak Husbands-Hankin, Temple Beth Israel*

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# Friday, March 3

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## **Toxic Torts: Hanford Nuclear Litigation (Law 110)**

This panel will provide insights into prosecuting a major toxic tort case. These lawyers represented residents in Washington, Oregon and Idaho who suffered ill health effects from exposure to radioactive substances released from the Hanford Nuclear Reservation.

*Roy Haber, Attorney, Roy S. Haber, PC*

*Mike Axline, Attorney, Miller, Axline, and Sawyer*

*Christine Zellar, Chief Scientist, Roy S. Haber, PC*

*Richard Eymann, Attorney, Eymann, Allison, Fennessy, Hunter, Jones, P.S.*

## **Drafting Workable Conservation Easements: The Devil in the Details (Metolius-Owyhee EMU)**

A 'nuts and bolts' discussion of the mechanics of drafting conservation easements and related purchase and sale documents. The panel will address issues such as risk allocation, access for monitoring and enforcement, and drafting documents intended to last in perpetuity in light of the recent scrutiny of conservation easements by the IRS.

*James L. Olmsted, Founder, Conservation & Preservation Counsel*

*Rebecca Hardesty, Real Estate Attorney in Boise, ID*

*Ann Taylor Schwing, Attorney, McDonough, Holland & Allen, PC*

## **LATE MORNING PANELS**

**10:30 A.M. – 11:45 A.M.**

### **Environmental Rights in National Constitutions (Law 175)**

This panel will discuss constitutions around the globe and their varied treatment of fundamental environmental rights.

*James May, Professor, Widener School of Law*

*Antonio Oposa, Public Interest Environmental Attorney, Philippines*

*M.C. Mehta, Public Interest Environmental Attorney, India*

### **Challenging State Implementation of CAFO Permits after Waterkeepers (Law 242)**

Waste from Concentrated Animal Feeding Operations (CAFOs) is a substantial source of pollution in our nation's waters. This panel will discuss issues surrounding state NPDES permitting procedures for CAFOs and challenges to state permitting schemes in the Midwest.

*Scott Jerger, Field & Jerger LLP*

*Aaron Isherwood, Attorney, Sierra Club Environmental Law Program*

*Andrew Hanson, Attorney, Midwest Environmental Advocates, Inc.*

### **The Future of Forests on O&C Lands (Law 241)**

In 2003, the Bush administration reached a court settlement that required the BLM to revise management plans for over 2 million acres of federal forests in western Oregon currently governed by the Northwest Forest Plan. This panel will discuss the social and ecological values of forestland, discuss the complex laws that govern it, and inform the audience how to participate in the up-coming planning process.

*Doug Heiken, Oregon Natural Resources Council*

*Patti Goldman, Attorney, Earthjustice*

*Joseph Vaile, Klamath-Siskiyou Wildlands Center*

*R. Alan Hoffmeister, Communications, BLM*

### **Destructive Industrial Fishing: Where Have All the Sea Turtles, Seabirds, Marine Mammals and Giant Fish Gone? (Law 282)**

In much of the world ocean conservation and management is really fishery conservation and management. A new paradigm is necessary. Those who exploit the oceans with destructive bottom trawls and dredges would have to demonstrate, before entering benthic habitat, that such

use would only cause minimal and temporary damage.

*Todd Steiner, Director, Sea Turtle Restoration Project*

*Brendan Cummings, Attorney and Ocean Program Director, Center for Biological Diversity*

### **Wolf Update (Law 243)**

Despite some federal protections, the gray wolf remains an imperiled species. Come and hear about the developments in Oregon, on the national front, and the Mexican Gray Wolf from a host of experts.

*Amarog Weiss, Director, Defenders of Wildlife*

*Jason Rylander, Staff Attorney, Defenders of Wildlife*

*Michael Robinson, Carnivore Conservation Coordinator, Center for Biological Diversity*

### **Coal Bed Methane in the Northern Rockies (Longhouse)**

Coal bed methane gas, a cornerstone of the Bush administration's energy plan, will have enormous impacts on the ecology, tribal resources and ranches of the Powder River Basin. Litigation challenging this development will be discussed, and focus on efforts by the Northern Cheyenne Tribe and others to protect this remote and unique landscape.

*John Arum, Attorney, N. Cheyenne Tribe*

*Jack Tuholske, Attorney, Northern Plains*

*Dave Babr, Attorney, Western Environmental Law Center*

*Mike Reischer, Northern Plains Resource Council*

### **Public Lands Grazing: Updates & Developments (Metolius-Owyhee EMU)**

Domestic livestock grazing is among the most ecologically damaging, fiscally wasteful, and economically perverse uses of federal public lands. This panel reviews the environmental impacts, fiscal policy, recent rule changes, agency subversion of science and NEPA, and new federal reports and case law related to public lands livestock grazing.

*Greta Anderson, Grazing Reform Coordinator, Center for Biological Diversity*

*Peter "Mac" Lacy, Staff Attorney, Oregon Natural Desert Association*

*John Horning, Executive Director, Forest Guardians*

*Judi Brarwer, Staff Attorney, Advocates for the West*

### **Restoring the Quiet to Public Lands (Law 141)**

The effect of ORVs on public lands and strategies to combat their growing presence will be addressed. In addition, panelists will discuss the new Forest Service Off Road Vehicle Planning Rule.

*Vera Smith, Conservation Director, The Colorado Mountain Club*

*Nada Culver, Attorney, The Wilderness Society*

*Tim Peterson, Wildlands CPR*

*Chris Kassar, Center for Biological Diversity*

### **The "Syria" Scenario: Exploring LNG (Walnut EMU)**

Citing the continuing high price and demand for natural gas, Congress enacted provisions that encourage the development of liquefied natural gas facilities, both onshore and offshore. This panel examines environmental and security concerns with this development and potential legal arguments against it.

*Karla Raettig, Counsel, Environmental Integrity Project*

*Linda Krop, Chief Counsel, Environmental Defense Center*

*Peter Huhtala, Senior Policy Director, Pacific Marine Conservation Council*

*Dan Serres, Program Coordinator, Friends of Living Oregon Waters*

### **Update on Federal Eco-Sabotage Cases (Law 110)**

In December and January, 11 environmental activists were indicted and

# Friday, March 3

arrested on federal charges including arson, vandalism, and conspiracy. If convicted, many of them face life in prison. The arrests mark the first major sweep of activists accused of "eco-sabotage," and the defendants have labeled "terrorists". This panel will update attendees on these controversial cases.

*Ben Rosenfeld, San Francisco Civil Rights Attorney*

*Lauren Regan, Executive Director, Civil Liberties Defense Center*

*Karen Pickett, Earth First!, Coalition for Headwaters*

## **The Great Las Vegas Water Grab (Alsea-Coquille EMU)**

Las Vegas is attempting to claim the surface and ground water of rural Nevada to satisfy its insatiable growth via massive pipeline projects. Meet the lawyers trying to protect the water rights of rural Nevada.

*Nicole Rinke, Attorney, Western Mining Action Project*

*Simeon Herskovits, Director, Western Environmental Law Center, Taos*

*Matt Kenna, Attorney, Western Environmental Law Center*

## **SPECIAL EVENT (PRESENTATION)**

11:00 A.M. - 12:00 P.M.

### **Tree Farms are Not Native Forests: Combating Big Timber's Propaganda in Our Schools! (Fir Room)**

This discussion will expose the issues corporate timber avoids in its educational propaganda: fragmentation, erosion, the "fire-salvage myth," and the downside of monocultures forestry. Free PowerPoints will be available.

*John F. Borowski, Native Forest Council, Environmental and Science Teacher*

## **LUNCH KEYNOTE ADDRESSES**

(EMU Ballroom)

12:15 P.M. - 1:00 P.M.

David Orr

1:15 P.M. - 2:00 P.M.

Dinah Bear

## **EARLY AFTERNOON WORKSHOP**

2:00 P.M. - 3:45 P.M.

### **Defending Wilderness in the Courts (Maple EMU)**

Come develop skills in understanding various provisions and mandates of the Wilderness Act to effectively defend wilderness in the courts. These skills are also useful to activists trying to influence agency decisions or assess the compatibility of provisions being considered in new wilderness bills.

*Jon Dettmann, Attorney, Faegre & Benson*

*TinaMarie Ekker, Policy Director, Wilderness Watch*

### **Using GIS To Enhance Litigation And Resource Protection (Gerlinger)**

Conservation groups and their lawyers are increasingly using GIS images and data to support their litigation efforts and as scientific justification for resource protection. This workshop will provide insight and tools for how lawyers and activists can use GIS successfully.

*Amy Haak, Executive Director, Conservation Geography*

*Lauren Oechsli, GIS Analyst, Water, American Wildlands*

*Bo Wilmer, The Wilderness Society, Landscape Scientist/Director National Fire Program*

*Judi Bravner, Staff Attorney, Advocates for the West*

## **SPECIAL EVENT (SLIDESHOW AND VIDEO)**

2:00 P.M. - 3:00 P.M.

### **America's "Serengeti" Faces Yet Another Challenge (Fir EMU)**

Last year, Congress came within a few votes of opening the Arctic National Wildlife Refuge. Will they succeed this year? What will happen to the crown jewel of our wildlife refuge system? What birds, mammals and people will be affected? Why should we care? Join Portland, Oregon area photographer and wilderness advocate Bob Schlesinger for an energizing slide and video show and discussion.

## **EARLY AFTERNOON PANELS**

2:15 P.M. - 3:30 P.M.

### **Planning to Attain the New Ozone and PM Standards (Alsea-Coquille EMU)**

States have begun drafting State Implementation Plans to attain the new federal health-based ambient air quality standards for ozone (sog) and fine particulate matter (PM2.5) and must submit those plans in 2007 and 2008, respectively. This panel will discuss the hundreds of air basins – or "nonattainment" areas – across the country that fail to meet the federal standards, applicable requirements, opportunities for community involvement in the planning process to ensure meaningful plans, and litigation strategies as a last resort.

*Paul Cort, Attorney, Earthjustice*

*Brent Newell, Attorney, Center on Race, Poverty & the Environment*

### **The Science and Politics of Fire and Logging: Lessons from Yellowstone and the Biscuit Fire (Walnut EMU)**

The next Congressional debate on national forests is over logging after fire and other natural disturbances. Despite emerging scientific consensus that logging after fires can have significant negative impacts on natural regeneration, recently introduced bills in the House (H.R. 4200) and Senate (S.2079) would rush logging on public forests after fires by eliminating meaningful National Environmental Policy Act (NEPA) review and public participation.

*Dr. Dominick DellaSala, Director, Klamath-Siskiyou Program, WWF*

*Randi Spivak, Executive Director, American Lands Alliance*

*Susan Jane M. Brown, Attorney, Pacific Environmental Advocacy Center*

*Steve Pedery, Wildlands Advocate, Oregon Natural Resources Council*

### **Ocean Noise: Naval Sonar and Whales (Law 243)**

High intensity sonar from military ships kills countless marine mammals. In addition to sonar, increased noise from shipping is also a threat. The number of marine mammals found stranded because of human caused underwater noise may be only a fraction of the total number harmed or killed. This panel will discuss domestic and international efforts to address the ocean noise issue.

*Andrew E. Wetzler, Senior Attorney, Natural Resources Defense Council*

*Naomi A. Rose, Ph.D., Marine Mammal Scientist, The Humane Society*

### **RS2477: Highway Robbery Rides Again (Law 142)**

Developers have America's national parks, wildlife refuges, forests, and BLM lands in their cross-hairs of plans to bulldoze thousands of miles of road, and open these lands to development and off-road vehicle use.



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# Friday, March 3

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The problem is R.S. 2477, a loophole of an obscure, repealed, Civil War-era law that may permit animal paths and vehicle ruts to be claimed as “constructed highways” that county governments can control. This panel will discuss a recent key case – *SUWA v. BLM* in the Tenth Circuit, what the Bush Administration, Congress, and the States are up to regarding this issue.

*Nada Culver*, Staff Attorney, *The Wilderness Society*, Denver  
*Kristen Brengel*, Public Lands Lobbyist, *The Wilderness Society*, Washington, DC  
*McCrystie Adams*, Attorney, *Earthjustice*, Denver  
*Dave Babr*, Staff Attorney, *Western Environmental Law Center*

## What Did the Wilderness Act Intend to Protect? (Law 241)

Preserving wilderness character is the heart of the Wilderness Act, but the Act does not specifically define “wilderness character.” What is “wilderness character,” and what have the courts said about it?

*TinaMarie Ekker*, Policy Coordinator, *Wilderness Watch*  
*Jon Dettmann*, Attorney, *Faegre & Benson*

## Narrowing SUWA (Metolius-Owyhee EMU)

Section 706(1) of the Administrative Procedure Act provides that courts shall “compel agency action unlawfully withheld, or unreasonably delayed.” However, since *SUWA v. Norton* some courts have been increasingly hesitant to find agency requirements to act sufficiently definite to actually compel action. This panel will address ways to confront this reluctance, distinguish the holding in *SUWA*, and actually work with it for productive ends.

*Jack Tubolske*, Attorney, *Tubolske Law Offices*  
*Eric Biber*, Attorney, *Earthjustice*  
*Liam Sherlock*, Attorney, *Hutchinson, Cox, Coons, DuPriest, Orr & Sberlock*

## Western Juniper: A Native Species Out of Control (Law 242)

Since 1870, following the introduction of domestic livestock grazing and the resultant exclusion of periodic wildfire, western juniper (*Juniperus occidentalis*) has significantly expanded its range in the sagebrush-steppe. Sagebrush habitats are rapidly being converted to juniper woodlands. Is action needed to reverse these trends, and if so, what management is appropriate or inappropriate?

*Katie Fite*, Biodiversity Director, *Western Watersheds Project*  
*Dr. Richard Miller*, Range Ecologist, *Eastern Oregon Agricultural Research Center*, *Oregon State University*  
*Andy Kerr*, Advisor, *Sagebrush Sea Campaign*  
*Stacy Davies*, Ranch Manager, *Roaring Springs Ranch*

## The Past, Present, and Future of Biodiesel in Oregon (Law 184)

Biodiesel is a diesel-equivalent fuel produced from renewable materials like vegetable oils grown by farmers. Biodiesel has significant potential to increase energy security, reduce greenhouse gas emissions, and revitalize local economies. Panelists will explore topics such as the technical feasibility of agricultural production of biodiesel feedstock, including algae-based methods; what it takes to produce, distribute, and commercialize biodiesel as an alternative fuel; and how biodiesel is a prime example that conservatives and environmentalists can work together to create a sustainable future.

*Kevin Whilden*, Energy Trust of Oregon  
*Tomas Endicott*, *SeQuential Biofuels*  
*Brent Searle*, Oregon Department of Agriculture

## The Role of Law Professors Inside and Outside of Law Schools (Law 141)

What role can environmental law professors play in helping the nation understand and combat recent environmental tragedies like Hurricane Katrina? How can law professors mold the next generation of public interest environmental attorneys?

*John Bonine*, Professor of Law, *University of Oregon*  
*William Rodgers*, Professor of Law, *University of Washington*  
*Susan Smith*, Professor of Law, *Willamette University*

## San Francisco Peaks: Sacred Mountain to Native Americans Under Assault (Longhouse)

The San Francisco Peaks are Sacred Mountains to 13 Indigenous Nations in the Southwest. Southwest Indigenous tribes stand united against a proposed ski resort expansion that will severely disrupt traditional healing and religious practices.

*Cora Maxx-Phillips*, Executive Staff Assistant, *Navajo Nation*  
*Klee Benally*, Navajo Community Activist  
*Robert Tohe*, Navajo Leader and Advocate

## The Environmental Costs of War (Law 175)

Explore the environmental consequences of war, from battlefield toxins such as depleted uranium to unexploded mines and damage to sensitive ecosystems. Particular emphasis will be placed on the Iraq War.

*Jay Austin*, Senior Attorney, *Environmental Law Institute*, Director, *Endangered Environmental Law Program*  
*Loulena Miles*, Staff Attorney, *Tri-Valley CARES*  
*Michael Veiluvva*, Counsel, *Western States Legal Foundation*

## Know Your Rights: Search, Seizure and Arrest Law for Activists (Law 110)

A “know your rights” training and discussion for environmental activists. The panel will address particular issues that arise in activists’ common dealings with the police and other law enforcement and government officials, all in the context of the First and Fourth Amendments.

*Lauren Regan*, Executive Director, *Civil Liberties Defense Center*  
*Ben Rosenfeld*, Civil Rights Attorney, *San Francisco*

## The Violence Link (Law 282)

The “Link” between animal cruelty and violence toward humans is well established. Where there is partner and child abuse there is often animal abuse. Our panel will describe this link as well as the evaluation and treatment of perpetrators of animal abuse as many states now mandate psychological counseling for them. We have developed an intervention for convicted animal abusers and a bench book to provide judges and prosecutors with information about various dimensions of animal abuse and how to locate appropriate professionals for assessment and treatment.

*Lorin Lindner, PhD, MPH*, *Society and Animals Institute*  
*Dr. Antonia Henderson*

## SPECIAL EVENT

3:30 P.M. - 4:30 P.M.

### Google Earth Presentation (Rogue EMU)

This panel will feature Google Earth, a computer program that uses satellite imagery to allow one to zoom in on almost any geographical region of the planet. The presentation will include flybys over devastated landscapes from around the United States and the world. The audience

will also be educated about how to use the program themselves.

*Brett Cole, Wild Northwest Photography*

## LATE AFTERNOON PANELS

3:45 P.M. – 5:00 P.M.

### **Deschutes River Saga (Metolius-Owyhee EMU)**

In May of 2005, the Oregon Court of Appeals handed down a victory to water advocates challenging the Oregon Water Resource Department's use of groundwater mitigation banks in the Deschutes Basin. Less than three months later the legislature passed a bill certifying the rules and essentially mooting the case. With this stalemate, the future of the basin remains uncertain. Come explore the interplay between the S centic Waterways Act, water allocation systems, Oregon appellate courts and the state legislature.

*John DeVoe, Executive Director, WaterWatch*

*Karen Russell, Staff Attorney, WaterWatch*

*Martha Pagel, Attorney, Schwabe, Williamson and Wyatt*

*Jas. Adams, Assistant Attorney in Charge, Oregon Department of Justice, Natural Resources Section*

### **The 2005 National Forest Management Act Regulations (Law 243)**

On January 5, 2005, the Forest Service promulgated new planning regulations under the National Forest Management Act that guide forest management and planning throughout the national forest system. This panel will discuss the impact that the new 2005 regulations have had on national forest litigation.

*Greg Loarie, Staff Attorney, Earthjustice*

*Pete Frost, Attorney, Western Environmental Law Center*

*Kevin Mueller, Executive Director, Utah Environmental Conference*

### **Practicing Public Interest Law in Private Practice (Law 242)**

It is possible to make a living practicing public interest environmental law in the private sector. Panelists in different stages of their careers will discuss strategies for establishing a viable public interest practice and potential pitfalls to avoid.

*Scott Jerger, Attorney, Field & Jerger, LLP*

*Brett Vandenhuevel, Attorney, Law Office of Brett Vandenhuevel*

*Lauren Regan, Attorney, Law Office of Lauren Regan*

### **Working With Natural Allies to Protect Public Lands (Law 175)**

There is growing interest and activity among public land activists to work with a broader and strategically diverse base to protect and restore public lands. Learn how to partner with diverse constituencies on forests and other public lands issues. The panel will profile work with specific constituencies such as hunters and anglers, local elected officials and the religious community. The panel will also provide tips for building relationships with diverse constituencies.

*Peg Regan, Executive Director, Conservation Leaders Network*

*Suellen Lowry, Allied Voices Consultant, Program Dir., The Noah Alliance*

*Mike Beagle, Oregon/Washington Field Coordinator, Trout Unlimited*

### **The Roadless Rule: The Battle for America's Last Wild Forests (Walnut EMU)**

Managing roadless areas in America's National Forests is a contentious issue, mainly between the public that supports

protection and industrial influences in the White House that favor natural resource extraction. In 2005, the Bush administration repealed the 2001 Roadless Area Conservation Rule, opening 58.5 million roadless acres in the National Forest System to logging, road construction and other development.

*Kristen L. Boyles, Staff Attorney, Earthjustice*

*Vera Smith, Conservation Director, Colorado Mountain Club*

*Mat Jacobsen, Deputy Director, National Forest Program*

*Matthew Fisher, Roadless Forests Campaign Coordinator, Oregon Natural Resources Council*

### **Public Land Bills and the New Shape of Wilderness (Alesa-Coquille EMU)**

Panel members will discuss the pros and cons of a new trend wherein wilderness designation is included in omnibus public land bills. Some activists are concerned that in supporting these proposals, conservation groups are legitimizing public land privatization and development and undermining wilderness protection. Supporters say that these bills are the only way to get wilderness designation in a hostile political environment and garner support across the political spectrum.

*TinaMarie Ekker, Policy Coordinator, Wilderness Watch*

*Janine Blaeloch, Director, Western Lands Project*

### **Conserving Biodiversity on Private Lands: Finding Common Ground (Law 241)**

If society wants to conserve biological diversity, private landowners need to be part of the solution. This diverse panel will explore opportunities to find common ground between conservationists and private landowners to conserve biodiversity on private land.

*Jonathan Soll, Willamette Basin Conservation Director, The Nature Conservancy*

*Adam Novick, Private Landowner and UO Master's Student in Environmental Studies*

### **E-Waste: Toxic Trash That Poisons (Law 282)**

The Wall Street Journal has called e-waste "the world's fastest growing and potentially most dangerous waste problem." Millions of tons are dumped in U.S. landfills each year. Huge amounts are exported, mostly to developing countries, and disposed of under conditions hazardous to the environment and human health.

*Sarah Westervelt, Toxics Research Analyst, Basel Action Network*

*Amanda Hawes, Attorney, Alexander, Hawes & Audet*

*Elizabeth Grossman, Author of High Tech Trash: Digital Devices, Hidden Toxins and Human Health*

### **To Graze or Not to Graze? The Fiscal, Economic and Social Dimensions of Public Lands Grazing (Law 184)**

There are two principal views on federal public lands grazing. One is that grazing is not only ecologically benign, but also economically, fiscally, and socially desirable. The other view is that public lands grazing is ecologically harmful, economically useless, and an impediment to the public's goals for a healthy environment. Come here a debate between these views.

*Andy Kerr, Director, National Public Lands Grazing Campaign*

*Stacy Davies, Ranch Manager, Roaring Springs Ranch, Frenchglen*

### **Intergenerational Ecological Responsibility (Law 110)**

Can ecological responsibility to future generations become law

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How do we frame these issues legally and philosophically so that they make sense to voters, legislators and judges? Section 101 of NEPA actually included such a provision, but it has failed to generate a robust dialogue. What lessons have we learned, and how do we reinvigorate this vital dialogue?

*David Orr, Professor of Environmental Studies, Oberlin College*  
*Dinab Bear, Council on Environmental Quality*

## **Pricing the Earth (Law 141)**

Can we put a price on an ecosystem? This panel will provide an overview of the pros and cons of using economic valuation to protect the environment, and how citizens can use ecosystem valuation to provide their communities with environmental protection.

*Karyn Moskowitz, GreenFire Consulting Group*  
*Lisa Belenky, Staff Attorney, Center for Biological Diversity*  
*Tim Hermach, President, Native Forest Council*

## **Fighting Proposed Coal-Burning Plants: Winning and Worthy Strategies (Law 142)**

There are over 125 new coal-fired power plants proposed for the U.S. If even 100 are built, the carbon dioxide reductions implemented by the Kyoto agreement will be wiped out by the U.S. alone. Come hear about strategies that have been tried throughout the U.S. to fight these proposed new plants.

*Kathleen G. Henry, President and Attorney, Great Rivers Environmental Law Center*  
*Bruce Nilles, Midwest Clean Energy Campaign, Sierra Club*  
*Robert Ukeiley, Attorney, Law Office of Robert Ukeiley*

## **Arctic Refuge: The Sacred Place Where Life Begins (Longhouse)**

The coastal plain of the Arctic Refuge is known to the Gwich'in People as the "Sacred Place Where Life Begins." To some lawmakers in Washington, D.C., it is our best hope for continuing our oil dependence. This panel will look at the issues surrounding the Arctic Refuge from the Arctic village to Capitol Hill and the grassroots campaign that has kept it protected.

*Faith Gemmil, Gwich'in Steering Committee*  
*Natalie Brandon, Policy Director, Alaskan Wilderness League*  
*Dan Ritzman, Executive Director, Alaska Coalition*  
*Elise Wolf, Director, Alaska Watch*

## **Ecofeminism, Community, and Place (Maple EMU)**

Ecofeminism is both a bridge between and a critical intervention into the feminist and environmental movements. Panelists will facilitate a community conversation regarding the ecofeminist claim that ending environmental destruction is bound up with the liberation of oppressed human groups. Audience members will be invited to share their own understandings of activism, community and place.

*Chaone Mallory, Discursive Activist, University of Oregon*  
*Katie Lynch, Environmental Leadership Program*  
*Janet Fiskio, Ph.D. Candidate, Environmental Studies and English*

## **LATE AFTERNOON WORKSHOP**

**4:00 P.M. – 5:45 P.M.**

### **Getting Information under FOIA (Gerlinger)**

This workshop will cover the basic tools and techniques for using the Freedom of Information Act (FOIA) to obtain governmental

records, reports, and other information.

*Dave Bahr, Attorney, Western Environmental Law Center*  
*Dan Stotter, Attorney, Bromley Newton, LLP*

## **SPECIAL EVENT (FILM)**

**5:00 P.M. – 6:00 P.M.**

### **Fire Scars (EMU Ballroom)**

Fire Scars is a documentary that seeks to find truth covered up by raging fires, black trees, green trees, and the people involved in the Biscuit Fire management controversy. The documentary puts together interviews from key players on all sides with a wide range of viewpoints, including Forest Service employees and ecologists, Sessions Report authors, and many other scientist, activists, and community members.

## **STUDENT RECEPTION**

**5:00 P.M. - 7:00 P.M. (1236 Kincaid St.)**

We encourage all youthful activists and students from any school to attend this reception for dinner and the opportunity to network with your peers. It is just off the west side of campus on the corner of 13th Ave. and Kincaid (next to Rennie's Landing).

## **INDIGENOUS PEOPLES RECEPTION**

**5:30 P.M. - 7:00 P.M. (Many Nations Longhouse)**

The Native peoples at the University of Oregon wish to welcome all indigenous conference attendees to this reception. *Co-Sponsored by NALSA, the Native American Law Student Association.*

## **CELEBRATION!**

**9:30 P.M. - 12:00 A.M. (Agate Hall)**

Socialize with your fellow conference attendees at the Conference's party on Friday night! This year's party promises to be a great event with music provided by Garden Weasels, Amish Love Child, and Tim Pate. Rogue Brewing is providing beer for the event, and there will also be refreshments provided by various local businesses. The party will take place at Agate Hall, just down the street from the Law School. It starts at 9pm and admission is \$5 at the door. We hope to see you there!

## **EVENING KEYNOTE ADDRESSES**

**7:00 P.M. - 9:00 PM**

(EMU Ballroom)

**Colleen McCrory**

**Antonio Oposa**

## REGISTRATION

8:00 A.M. 6:00 P.M.: UO Law School Front Steps

## EARLY MORNING WORKSHOP

8:15 A.M. – 10:15 A.M.

### Ethics in Environmental Law Workshop (Gerlinger)

This workshop will discuss ethical issues in environmental litigation and practice. This year's topics are expected to include multi-jurisdictional practice, unauthorized practice of law, disciplinary procedures, fee agreements, and discovery.

*Toby Thaler, Staff Attorney, Washington Forest Law Center*

*Marty Berghoffen, Attorney, Law Offices of Thomas Lippe*

*Larry Sanders, Turner Environmental Law Clinic*

*Rick Poulin, Attorney, Smith and Lowney*

## EARLY MORNING PANELS

9:00 A.M. – 10:15 P.M.

### Can the Supreme Court of India Manage India's Environment (Law 141)

The Supreme Court of India has preempted executive and legislative power over India's air pollution, forests and wildlife. Is this sustainable? What are the consequences for environmental management in India?

*Armin Rosencranz, Consulting Professor, U.C. Berkeley*

*M.C. Mehta, Supreme Court advocate, India*

*Ravi Rajan, Professor of Environmental Studies, Univ. of Cal., Santa Cruz*

### Katrina: Environmental Degradation (Law 110)

Hurricane Katrina has prompted many to ask whether global warming and the destruction of coastal ecosystems exacerbated the storm's effects. Come listen to a discussion of how this destruction left the Gulf Coast vulnerable.

*Rob Verchick, Professor of Law, Loyola University, New Orleans*

*Bill Chameides, Chief Scientist, Environmental Defense*

*John W. Day, Jr., Professor, Department of Oceanography and Coastal Sciences, Louisiana State University*

### Caribou: Preserving Nature, Preserving Culture (Longhouse)

Caribou once roamed as far south as central Idaho and the northeast U.S. Today caribou are critically endangered—the mountain caribou is the most endangered large mammal in North America. This impacts not only the caribou, but the native peoples who depend on them for their culture and livelihood.

*Kim Marks, Organizer, ForestEthics*

*Evon Peter, Former Chief of Gwich'in Nation*

*Colleen McCrory, Founder, Valhalla Wilderness Society*

### Retraining Smokey the Bear (Law 241)

Every summer, the fire-industrial complex led by the Forest Service spends hundreds of millions of dollars in a futile attempt to put out forest fires. Fire is mostly good for forests. The federal fire program is not.

*Andy Kerr, Czar, The Larch Company*

*George Wuertbner, Author, Wildfire: A Century of Failed Forest Policy*

*Randi Spivak, Executive Director, American Lands Alliance*

### Threats to the Sagebrush Sea (Law 184)

More than 100 million acres of the Sagebrush Sea has been lost – the least known and least protected landscape in North America. What remains

suffers abuse from livestock, miners, developers, and off-road vehicles.

*Jonathan Ratner, Wyoming Director, Western Watersheds Project*

*Mike Reisner, Strategic Support Coordinator, Northern Plains Resource Council*

*Ronni Egan, Executive Director, Great Old Broads for Wilderness*

### Public Participation in Toxic Site Cleanups (Law 242)

Public participation in toxic site cleanups is often limited and reactionary. Enhancing public involvement processes to partner with communities as co-managers and decision-makers is leading to successes in toxic cleanups that meet community needs; where this is not occurring, intense conflicts often causes all parties to be dissatisfied with the results.

*Darlene Schanfeld, The Olympic Environmental Council*

*Cari Simson, Duwamish River Cleanup Coalition*

*Jane Harris, Portland Harbor Community Advisory Group*

### Running as an Outsider (Law 142)

This panel will explore the politics of running as an "outsider" in a system dominated by incumbents and party loyalists. It will ask what it takes for an environmental activist to defeat an entrenched anti-environmental incumbent in a major political race. The panel will go on to address the issues candidates/challengers face in these tough races.

*Scott Silver, Executive Director, Wild Wilderness*

*Pete Sorenson, Lane County Commissioner*

### Surveillance, Infiltration, and Harassment of Environmental Organizations (Law 175)

The government uses of the U.S. PATRIOT act, spying and wiretapping programs, Grand Jury investigations, and counterterrorism resources to investigate, infiltrate, and harass environmental organizations and activists. Recent lawsuits have brought by Greenpeace and the ACLU against the National Security Agency (NSA) to stop warrantless wiretaps on international phone calls will be discussed.

*Thomas W. Wetterer, General Counsel, Greenpeace USA*

*Hope Marston, West Region Organizer, Bill of Rights Defense Committee*

*Kirk James Murphy, M.D., Physician Activist*

*Lauren Regan, Executive Director, Civil Liberties Defense Center*

### Animal Law 101 (Metolius-Owyhee EMU)

Inspirational speakers will describe the "how to's" of Animal Law, what a typical case load is and how even non-lawyers can bring animal law cases or become involved in evoking change for animals legally.

*Christine Garcia, The Animal Law Office*

*Scott Beekstead, Law Office of Scott Beekstead*

*Laura Ireland Moore, National Center for Animal Law*

### Global Warming and Biodiversity (Walnut EMU)

Global warming is currently impacting biological diversity worldwide. Panelists will focus on imperiled species, especially coral reefs and polar bears, using the Endangered Species Act listing process to combat global warming, and reviewing litigation.

*Kassie Siegel, Attorney, Polar Bear lawsuit, Center for Biological Diversity*

*Brent Plater, Attorney, Coral Reefs lawsuit, Center for Biological Diversity*

*Brendan Cummings, Attorney, Center for Biological Diversity*

## SPECIAL EVENT (FILM)

10:00 A.M. – 11:00 A.M.

### A Silent Forest: The Growing Threat of Genetically Engineered Trees (EMU Ballroom)

Narrated by Dr. David Suzuki, an award-winning scientist and environmentalist and host of PBS' The Nature of Things, the film exposes the threats posed by the introduction of genetically engineered trees into our environment. The film details the dangerous impacts GE trees will have on human health, native forests, forest-dwelling indigenous peoples, and wildlife. Winner of the EarthVision Film Festival in the forest category in 2005.

## LATE MORNING PANELS

10:30 A.M. – 11:45 A.M.

### Ocean Fish Farming's Effects on Aquatic and Forest Ecosystems (Law 241)

The rapid growth of marine fish farming has raised numerous questions about the long term ecological and social effects of this food production practice, both to the ocean and to the up-stream ecosystems. The Bush Administration has introduced new legislation that will expand ocean fish farming. These threats, and the coalition that is being organized to resist intensive marine fish farming, will be discussed.

*Chris Williamson, Aquaculture Specialist*

*Becky Clausen, Master's Student, University of Oregon*

*Mitchell Shapson, Policy and Litigatin Analyst*

### Strategies for protecting Eastside Oregon Forests (Law 243)

This panel will discuss the use of existing laws and regulations and some new innovative strategies to protect "dryside" forests in Oregon as well as forests in the inter-mountain west. Panel will focus on tools relating to post-fire salvage logging, tree mortality, and Forest Service management direction relating to the protection of aquatic and riparian areas.

*Scott Jerger, Attorney, Field Jerger, Attorneys at Law*

*Susan Jane Brown, Attorney, Pacific Environmental Advocacy Center*

*Ralph Bloemers, Staff Attorney, Cascade Resources Advocacy Group*

### Sierra Nevada Framework: Challenges Facing the Region's National Forest Planning Effort (Law 242)

In 2001, after a decade-long planning effort, the Forest Service adopted the Sierra Nevada Framework, a management plan for national forests spanning over 11 million acres. But before the Framework was implemented, the Bush Administration decided it needed work and adopted a revised version of the Framework in 2004. This version dramatically increased logging, road use and construction, and resource extraction levels, and removed many protective measures.

*Deanna Spooner, Pacific Rivers Council*

*Brian Gaffney, Law Office of Brian Gaffney*

*Greg Loarie, Attorney, Earthjustice*

### Entrepreneurial Environmental Activism (Alsea-Coquille EMU)

Many scientists and economists have said that within the next 20 years we must implement a strategy to create an ecologically sustainable world, and business is the most powerful vehicle to expedite that outcome. A diverse collection of speakers will gather to talk about using business as a model for sustainability and environmental responsibility.

*Carolyn Moran, Chief Executive Officer, Living Tree Paper*

*Alf Orpen, Founding Director, Organic and Natural Enterprise Group Pty Ltd*

*Ian Hill, Managing Partner, SeQuential Biofuels*

### The Blue/Green Alliance and Sustainable Business Development in Oregon (Walnut EMU)

Sustainable Business Development seeks to promote a healthy and vibrant economy, environment, and community over the long term. This panel will discuss social equity standards and other means of enhancing opportunities for workers as part of sustainability efforts in Oregon.

*Dave Funk, Creative Director, Funk/Levis & Associates, Inc.*

*Lynn Feekin, Faculty Member, Labor Education and Research Center*

*Dan Carol, Co-Founder, Apollo Alliance & Political Analyst*

*Cynthia Pappas, Assistant City Manager, Springfield, Oregon, Founding Board Member, Springfield Renaissance Development Corporation*

### RCRA and CERCLA as Citizen Enforcement Tools (Law 282)

RCRA and CERCLA are hazardous waste statutes that are underutilized as enforcement tools by citizens groups. This panel will provide a primer on the use of these statutes' citizen suit provisions and provide specific examples of their use in feedlot and other types of litigation.

*Pat Gallagher, Director of Environmental Law, Sierra Club*

*Kelly Hunter Burch, Chief of Environmental Protection Unit, Oklahoma Attorney General*

*Charlie Tebbutt, Attorney, Western Environmental Law Center*

### Alternative Compliance Provisions: A New Tool for Addressing Air Pollution (Law 141)

The San Joaquin Valley, in one of the most polluted regions of the country, has adopted two new rules that they believe will be models for all future control measures. These source-specific control measures include alternative compliance options that allow regulated sources to either purchase emission reductions from other sources or to pay money to an air district mitigation fund that will be used to fund non-traditional air improvement projects. This panel will assess the strengths and weaknesses with this approach generally.

*Richard Toshiyuki Drury, Senior Attorney, Adams Broadwell Joseph & Cardozo, Communities for a Better Environment, Board of Directors*

*Kathryn Phillips, Environmental Defense, California Clean Air for Life Campaign*

*Allan Zabel, Office of Regional Counsel, U.S. Environmental Protection Agency*

*Paul Cort, Attorney, EarthJustice*

### Hurricane Katrina: The Toxic Clean-up (Law 110)

Katrina tore apart the Gulf Coast, leaving tepid and toxic waters, and a multitude of debris behind. This panel will discuss what steps are being taken to clean up after the storm.

*Rob Verchick, Professor of Law, Loyola University, New Orleans*

*Eugene (Bo) Bricklemeyer, President, Aquatic Resources Conservation Group*

*Joel Waltzer, Waltzer & Associates, Attorney bringing Old Gentilly Landfill suit*

*Wilma Subra, President, Subra Company, New Iberia, LA*

### The Future of NEPA (Law 175)

The National Environmental Policy Act (NEPA) requires federal agencies to evaluate and disclose to the American people the potential environmental consequences of proposed federal actions. Opponents of NEPA claim that it creates delay, boosts project costs, and promotes litigation. What is the future of NEPA? The panel will discuss the threats to this vital legal tool and what the public can do.

*Dinah Bear, General Counsel, Council on Environmental Quality*

*Professor Karin Sheldon, Associate Dean for the Environmental Law Program and Director of the Environmental Law Center at Vermont Law School*

### Whistleblowers Under Siege: Democracy Demands Transparency (Law 184)

As the popular maxim goes: "Democracy dies behind closed doors."

# Saturday, March 4

This panel will explore the protections available to whistleblowers, their essential role in our democracy, and the threats they today face in coming forward.

*Mike Kelly, Fishery Biologist*

*Andy Stahl, Exec. Director, Forest Service Employees for Environmental Ethics*

*Jeff Ruch, Exec. Director, Public Employees for Environmental Responsibility*

## Working with Tribes to Protect Their Natural Resources (Longhouse)

This panel will discuss how attorneys and environmental groups can work better with tribes to assist them in the responsible development of their environment and natural resources, without challenging their tribal sovereignty.

*Harold Shepherd, Coalition for Tribal Water Advocacy*

*Diane Henkels, Attorney at Law*

*Lloyd "Bub" Mills, Water Code Director, Yakima Nation*

## Secrecy, Post 9/11 Issues, Fee Waivers and Legislative Updates: The Freedom of Information Act (Law 142)

This panel will cover current issues facing FOIA practitioners including Bush administration changes and the congressional response. We will look at the Ashcroft memo, executive orders, exemptions, critical infrastructure information, and explore fee waivers challenges.

*Michael Veilurva, Partner, Alborg, Veilurva and Cannata*

*Loulena Miles, Staff Attorney, Tri-Valley CAREs*

*Tony Bothwell, Attorney, Law Offices of Anthony P. X. Bothwell*

## SPECIAL EVENT (SHORT FILMS)

12:00 PM - 2:00 P.M.

### Bring the Salmon Home (Fir EMU)

"Bring the Salmon Home" is a grassroots campaign to remove the Klamath River dams, which block salmon from more than half of their spawning ground. This effects tribes who rely on salmon for their cultural, spiritual, economic, and physical survival. Four short films will be shown, including *Salmon on the Back of Buffalo*, *Zun*, *Two Rivers*, and *Shake Your Oncorhynchus*. Native speakers will be available to answer questions.

## LUNCH KEYNOTE ADDRESSES

(EMU Ballroom)

12:15 P.M. - 1:00 PM

Evon Peter

1:15 P.M. - 2:00 P.M.

Jim Woolsey

## SPECIAL EVENT (LECTURE AND HIKE)

Lecture: 1:00 P.M. - 1:45 P.M. (Law 242)

Hike 2:00 P.M. - 5:00 P.M. (Registration Table)

### Forest and Spencer's Butte Hike

Take a quick review of Northwestern forest ecology, then hike through Eugene's old growth forest parks as you climb to the top of Spencer's Butte with Roy Keene, an activist and forester with 35 years of experience. Dress warmly.. Moderately strenuous. Wear sturdy shoes and bring warm jackets. Transportation provided for the first dozen participants.

## EARLY AFTERNOON WORKSHOP

2:00 P.M. - 3:45 P.M.

### Fee Shifting: Getting Paid for Enforcing Environmental Law (Gerlinger)

This workshop will analyze how to properly and effectively obtain attorney's fees under federal environmental laws. Panelists will discuss fee petitions, negotiating settlement of fees, and the implications of *Buckhannon* and subsequent cases on citizen suits. *Greg Costello, Exec. Director, Western Environmental Law Center*  
*Marianne Dugan, Attorney*

## SPECIAL EVENT (MOVIE)

2:30 P.M. - 5:00 P.M.

### Buyer Be Fair (EMU Ballroom)

Using case studies of Fair Trade coffee and Forest Stewardship Council timber, *Buyer Be Fair* takes viewers to Mexico, Canada, Holland, England, Sweden and the US to examine the promise and problems of "eco-labeling" and social justice product labeling.

## EARLY AFTERNOON PANELS

2:15 P.M. - 3:30 P.M.

### Climate Change Litigation (Law 175)

This panel will discuss the recent phenomenon of climate change litigation taking place around the world in response to inadequate governmental and corporate action.

*Matthew Pawa, Law Offices of Matthew F. Pawa, P.C.*

*Ken Alex, Supervising Deputy Atty. General, California Attorney General*

*Kassie Siegel, Climate, Air, and Energy Program Director, Center for Biological Diversity*

*MC Mehta, Public Interest Environmental Attorney, India*

### The Aftermath of the Biscuit Debacle (Law 110)

The Biscuit fire of 2002 became a hotly contested issue as the largest proposed timber sale in modern history surfaced in the aftermath of the fire. This panel will address the ecology of the Siskiyou eco-region, the fire, the corruption behind the sale, and the legislation introduced into Congress that would mandate post-disturbance clearcutting and artificial replanting.

*Josh Laughlin, Executive Director, Cascadia Wildlands Project*

*Lesely Adams, Outreach Coordinator, Klamath-Siskiyou Wildlands Center*

*Rolf Skar, Conservation Director, Siskiyou Project*

*Lauren Regan, Attorney, Cascadia Wildlands Project*

### Mercury Rising: Toxic Fish, Human Health and the Law (Law 282)

Mercury in fish needlessly poisons. One in five women of childbearing age in the U.S. has higher mercury levels than the government recommends. Panelists will outline the human health impacts and current advocacy strategies, including legal, grassroots, media, and corporate campaign tactics, to warn the public and to cause businesses, as well as local, state, and national governments, to take action.

*Eli Saddler, JD, MPH, MA, Public Health Analyst and Attorney*

*Larry Fabn, Attorney and Executive Director, As You Sow Foundation*

### Buffalo Update (Longhouse)

Only 23 buffalo survived in Yellowstone at the turn of the 20th century. Now there are nearly 5,000 and Montana has opened the first planned buffalo hunt since 1990. This panel will discuss this means for the animals' future.

Rosalie Little Thunder, Traditional Lakota Leader  
Mike Mease, Founder of the Buffalo Fields Campaign

### Oil, Gas & Ranchers (Alsea-Coquille EMU)

The alliance of ranchers and agricultural interests with green groups is one of the most effective alliances to date in stopping irresponsible energy development in the Rocky Mountain West. This panel will provide a brief overview of that alliance and explore a few examples of its legal efforts in the contexts of water quality and property rights.

Keith Bauerle, Attorney, Earthjustice, Denver  
Mike Reisner, Strategic Support Coordinator, N. Plains Resource Council

### Organizational Standing Pitfalls and Challenges (Law 141)

The form of an organization may have an impact on its ability to establish representational standing. This panel will discuss the potential pitfalls of seeking organizational standing for non-membership organizations and possible ways to ensure that the federal courts recognize the organizational plaintiff's representational capacity.

Karl S. Coplan, Co-Director, Pace Environmental Litigation  
Daniel Cooper, Partner, Lawyers for Clean Water  
Carolyn Pravlík, Partner, Terris, Pravlík & Millian Clinic

### New Federal Policy Directive on Environmental Conflict Resolution (Law 142)

At the end of 2005, the Congress issued a new policy on Environmental Conflict Resolution to federal agency heads. It directs agencies to engage in third-party assisted conflict resolution and collaborative problem solving. This panel will explain the new policy.

Michael Eng, U.S. Institute for Environmental Conflict Resolution  
Andy Kerr, The Larch Company  
Michael McCloskey, Former Executive Director of the Sierra Club  
Suzanne Woolsey, Rocky Mountain Institute

### Clean Water Act Jurisdiction Under Attack: Rapanos and Carabell (Law 242)

This panel will discuss the possible implications of two consolidated Supreme Court cases concerning the jurisdictional scope of the Clean Water Act. In these cases, *Rapanos v. US* and *Carabell v. US*, the Court will consider whether wetlands adjacent to non-navigable tributaries of navigable-in-fact waters are protected under the Act. The panel will discuss what is at stake, the implications of possible rulings to the CWA and other laws.

Charlie Tebbutt, Attorney, Western Environmental Law Center  
Kim Diana Connolly, Professor, Univ. of South Carolina School of Law, Director, Environmental Law Clinic  
Jim Murphy, Wetlands and Water Resources Counsel, National Wildlife Federation  
Debbie Sivas, Professor, Dir., Stanford Law School Environ. Law Clinic

### Trends in Constitutional Environmental Law (Law 184)

The intersection of environmental and constitutional law is of

profound importance to students, practitioners, environmentalists and anyone concerned about the future of ecological systems. This intersection is especially important with the recent changes on the Supreme Court.

James R. May, Professor, Widener School of Law  
Pat Gallagher, Sierra Club, Director of Environmental Law  
Sasha Hallissey Sajovic, Dorot Judicial Selection Fellow, Alliance For Justice  
Jay E. Austin, Environmental Law Institute, Senior Attorney, Director, Endangered Environmental Laws Program  
Bruce Myers, Senior Attorney, Environmental Law Institute

### The Klamath River Update (Law 241)

Four years after the Klamath fish kill salmon numbers in the Klamath are predicted to drop to a record low. After the litigation brought by stakeholders against the Bureau of Reclamation, and National Marine Fisheries Service, where does the Klamath River stand?

Bob Hunter, Staff Attorney, WaterWatch of Oregon, Medford, OR  
Mike Kelly, Fishery Biologist  
Glen Spain, Northwest Regional Director, Pacific Coast Federation of Fishermen's Associations,  
Troy Fletcher, Yurok Tribe, Executive Director

### Conservation Easements: What's Right? What's Wrong? (Metolius-Owyhee EMU)

This panel will take a critical look at conservation easements, the problems and challenges that have arisen as a result of their widespread use, and the need for practical reform.

Nancy A. McLaughlin, Professor, Univ. of Utah S.J. Quinney College of Law  
Jeff Pido, Chief of Natural Resources Division, Maine Attorney General  
Darla Guenzler, Ph.D, Executive Director, California Council of Land Trusts  
Andrew C. Dana, Attorney, Bozeman, MT

## LATE AFTERNOON PANELS

3:45 P.M. – 5:00 P.M.

### Conservation Easements: What's Right? What's Wrong? Continued (see description above).

### The Future of the ESA: Pombo or Progress? (Law 175)

Last fall, Rep. Richard Pombo (R. Cal) successfully slid a bill thorough the House of Representatives that makes major changes to the Endangered Species Act. The bill, coyly titled The Threatened and Endangered Species Recovery Act, is now headed for the Senate. Come hear about the most significant alterations proposed by the Pombo bill and ways to increase public attention.

Dan Roblf, Professor, Lewis and Clark School of Law  
Zygmunt Plater, Professor of Law, Boston University  
Karin Sheldon, Professor, Associate Dean for the Environmental Law Program, Dir., Environmental Law Center, Vermont Law School

### Katrina and Environmental Justice (Law 110)

Hurricane Katrina is a recent high profile example of environmental injustice. A disproportionate number of people left behind and displaced were minorities. Come hear a discussion about the environmental justice issues surrounding the hurricane's aftermath.

Hari Osofsky, Law Professor, University of Oregon School of Law  
Wilma Subra, President, Subra Company, New Iberia, LA  
Margie Eugene-Richard, Concerned Citizens of Norco, LA

**Roads & Clean Water: New Tools For An Old Problem**  
(Law 141)

Forest and rangeland roads have been identified as sources of dirty water, chronic erosion, and catastrophic landslides, which can pollute drinking supplies and wipe out aquatic species. Panelists will summarize current efforts to address this widespread problem on forestlands in the West, and new legal approaches being developed to target roads as point sources under the Clean Water Act.

*Chris Frissell, Pacific Rivers Council; Senior Scientists*  
*Mary Scurlock, Pacific Rivers Council, Senior Policy Analyst*  
*Paul Kampmeier, Washington Forest Law Center*

**Oregon Land Use Over the Next 30 Years: A Big Look**  
(Law 241)

As a result of changing tides in Oregon's land use politics, and the passage of Measure 37, the legislature has commissioned the "Big Look" to review the effectiveness of Oregon's land use policies.

*Rob Zako, 1000 Friends of Oregon*  
*William K. Jaeger, Oregon State University, Professor of Agricultural and Resource Economics*  
*Jefferson Smith, Oregon Bus Project, Executive Director*

**Lowering the Bar on Clean Water** (Law 282)

Panel will evaluate the efforts in Oregon to weaken water quality standards and the legal and campaign efforts by conservation interests and Native American tribes to oppose these efforts.

*Mellisa Power, Pacific Environmental Advocacy Center, Staff Attorney*  
*Brent Foster, Columbia Riverkeeper, Executive Director & Riverkeeper*  
*JD Williams, Private attorney, Confederated Tribes of the Umatilla*

**Industrial Hemp: A Sustainable Solution** (Law 184)

Hemp grown for industrial purposes offers opportunities for economic growth and environmental restoration. Hear about the facts, myths, economic benefits and proposed legislation that would allow American farmers to grow industrial hemp.

*Andy Kerr, Board Member, North American Industrial Hemp Council*  
*Senator Floyd Prozanski, Oregon Senate*  
*Carolyn Moran, Living Tree Paper Company*

**Greenwashing: Wal-Mart, G.E., and Beyond** (Law 142)

"Greenwash" is defined as the "disinformation disseminated by an organization so as to present an environmentally responsible public image." Recently, companies such as Wal-Mart, Threemile Canyon Farm, and Nike have allegedly engaged in greenwashing. Are these token gestures or a genuine shift in corporate responsibility?

*Ryan Vancil, Esq, Attorney, Bricklin Newman Dold LLP*  
*Kendra Kimbirauskas, Agriculture Issue Coordinator, Sierra Club*

**Uranium Mining on Navajo Nation** (Longhouse)

Over a third of the uranium mined in the U.S. and the largest group of miners came from the Navajo Nation in the Southwest. Decades of hard fought legal battles and community organizing led to some successes, but there is now a new federal initiative to restart large scale uranium mining.

*Eric Jantz, Attorney, New Mexico Environmental Law Center*  
*Phillip Harrison, Radiation Exposure Compensation Act (RECA) Environmental Consultant*

*Mitchell Capitan, Eastern Dineh Against Uranium Mining (ENDAUM)*  
*Chris Shuey, Southwest Research Information Center (SRIC)*

**Protecting Russia's Salmon, Benefiting Local Communities** (Law 242)

Salmon are the life-blood of local ecosystems and economies in many parts of the Russian Far East (RFE). This panel will discuss the state of salmon conservation and fishing communities in the Russian Far East.

*David Gordon, Executive Director, Pacific Environment*  
*Dave Martin, RFE Salmon Biodiversity Program Dir., Wild Salmon Center*  
*Sibyl Diver, Russia Program Associate, Pacific Environment*

**Stop Factory Farming Now! (Walnut EMU)**

This panel consists of animal rights activists and advocates. Come hear their stories, learn why factory farming must stop, and find out what you can do to help.

*Dave Bemels, Action for Animals*  
*Karen Davis, PhD, President, United Poultry Concerns*  
*Christine Garcia, Attorney, Animal Law Office*  
*Lauren Ornelas, U.S. Campaigns Director, Viva! USA*

**The Seaweed Rebellion – Building a Blue Movement for Ocean Protection** (Alsea-Coquille EMU)

This panel will discuss creating a movement and political constituency to pass a comprehensive American Ocean Act that would redefine the law on oceans in the United States.

*David Helvang, President, Blue Frontier Campaign*  
*Sylvia Shaw, Executive Director Oregon Shores Conservation Coalition*  
*Peter Huhtala, Senior Policy Director, Pacific Marine Conservation Council*  
*Suzanne Garrett, Oceana, Campaign Project Manager, Deep Sea Trawling*

**WORKSHOP**

4:00 P.M. - 5:45 P.M.

**Strategic Planning for Nonprofits** (Maple EMU)

It is every serious organization's duty to their mission and members to focus on continual growth and effectiveness. This workshop explores the strategic planning process and relates its use to environmental advocacy groups.

*Tony Vivenzio, Attorney, Solo Practitioner, Friday Harbor, Washington*  
*Amy Trainer, Friends of the San Juans, Legal Director*

**SPECIAL EVENT (FILM)**

5:00 P.M. – 6:00 P.M.

**Monumental** (EMU Ballroom)

Monumental is the story of true American legend David Brower, an artist, a publisher, a filmmaker and a zealous crusader whose dedication and activism inspired the environmental movement.

**UO ALUMNI RECEPTION**

5:00 P.M. - 7:00 P.M. (Lewis Lounge, 4th Floor)

All U of O School of Law alumni are welcome to attend a reception in the Lewis Lounge. Take the elevator by North entrance.

**EVENING KEYNOTE ADDRESSES**

7:00 P.M. - 9:00 P.M. (EMU Ballroom)

**Margie Eugene-Richard**  
**M.C. Mehta**



Sunday, March 5

center specializing in birds of prey. Visit over 60 non-releasable birds from pygmy owls to bald and golden eagles.

## REGISTRATION

8 A.M. – 12. P.M.: UO Law School Front Steps

## EARLY MORNING PANELS

9:00 A.M. – 10:15 A.M.

### Activist Tool-box for Land Use Litigation (Part 1) (Law 141)

This panel is an activist's guide to getting started in land use litigation. Find out how to set-up a citizen organization, outline campaign strategies, and interact with local decision makers.

*Jim Just, Executive Director, Goal One Coalition*

*Daniel Stotter, Esq., Bromley Newton, LLP*

*Ryan Vancil, Esq., Bricklin Newman Dold, LLP*

### Environmental Impact of Our Food Choices (Law 142)

Our personal food choices affect the quality of the earth's environment and have a dramatic impact on the lives of people in third-world countries. Learn ways to be easier on the environment, save money, enhance personal health.

*Dale Lugenbehl, Instructor, Lane Community College*

*Sandy Aldridge, Instructor, Lane Community College*

### Is It Too Late? – Humans and Global Warming – The Day Before Tomorrow (Law 110)

What is the nature of the window of opportunity that is still open to us to shape the global climate future? Education about the current situation and specific steps needed at many levels will be discussed.

*Julian Dautremont-Smith, Assoc. Dir., Assn. for the Adv. of Sustainability in Higher Ed.*

*Daniel M. Ihara, Exec. Director, Center for Environmental Economic Development*

*Yu Jie, Climate and Energy Campaigner, Greenpeace-China*

*Morag Carter, David Suzuki Foundation, Climate Policy*

### Bristol Bay Mining District (Longhouse)

The primary legal issues associated with the proposed Bristol Bay Mining District in Alaska will be discussed. Tribal sovereignty, the role of the State, and the CWA are all implicated.

*Vicki Clark, Senior Staff Attorney, Trustees for Alaska*

*Scott Brennan, Director, Alaskans for Responsible Mining*

*Izetta Chambers, Tribally enrolled member, Naknek Native Village*

*Francis Raskin, Staff Attorney, Trustees for Alaska*

### Redefining "Progress" & "Winning" (Law 282)

As environmentalists and activists, how do we define winning? In what circumstances should we compromise, and when should we stick to our guns? Come hear a thoughtful discussion of endgame strategies.

*Lloyd Marbet, President, Money is Not Democracy*

*Tim Hermach, President, Native Forest Council,*

*Karen Coulter, Blue Mountains Biodiversity Project*

*Calvin Cecocta*

## SPECIAL EVENT (SLIDESHOW & DISCUSSION)

9:30 A.M. – 10:30 A.M.

### Temperate Rainforests of the World (Law 184)

Come learn about the world's rare temperate rainforests: the Tongass in Alaska, the Great Bear, Clayoquot Sound, the Olympics, the Klamath Siskiyou and northern California redwoods, the Tarkine of Tasmania and the West Coast of New Zealand. See photos of these rainforests and the species that depend on them.

## SPECIAL EVENT (EXCURSION)

10:00 A.M. – 1:00 P.M.

### Raptor Center Field Trip (Law Registration)

Cascades Raptor Center is a non-profit wildlife hospital and nature

## SPECIAL EVENT (HIKE)

10:00 A.M. – 12:00 P.M.

### Northwest Forest Tree Walk (Law Registration)

Visit unique Pacific forest trees on University of Oregon campus. Walk will be led by Roy Keene, an activist and forester with 35 years of experience. Dress warmly.

## LATE MORNING PANELS

10:30 A.M. – 11:45 A.M.

### Decommissioning Dams (Law 142)

For the first time in United States history, dam removal exceeds dam construction, although the dams removed have been mostly small and obsolete. What are the prospects for removing more dams, especially large, functioning (and controversial) dams?

*Bob Hunter, Staff Attorney, WaterWatch of Oregon*

*Elizabeth Grossman, Author of Watershed: The Undamming of America*

*Nicole Cordan, Policy and Legal Director, Save Our Wild Salmon Coalition*

### Critters of the Sagebrush Sea (Law 241)

The Sagebrush Sea is home to a wonderful diversity of life. Unfortunately, many flora and fauna have declined from their historic population and range, and some are now threatened with extinction. Come hear about what is being done to save them.

*Katie Fite, Biodiversity Director, Western Watersheds Project*

*Mark Salvo, Director, Sagebrush Sea Campaign*

*Brooks Fahy, Executive Director, Predator Defense*

### Direct Action: A Dialogue on Politics and Strategy (Law 110)

The increasing use of direct action by environmentalists has received national attention, and has sparked a debate within the environmental community. This panel will continue the dialogue over the use of direct action as a tactic to further environmental goals.

*Stu Sugarman, Co-Chair, Litigation Committee, National Lawyers Guild*

*Kim Marks, Cascadia*

*Craig Rosebraugh, Arissa, Co-Founder/Former Spokesperson, ELF*

*Elaine Close, President, Coalition to Abolish Animal Testing*

### Effective Land Use Legal Campaigns (Part 2) (Law 141)

This panel will address land use campaign strategies from the inception of the case through case resolution, including which claims to bring, handling evidence and administrative records, and expert witnesses.

*Devon Shannon, Esq., Bricklin Newman Dold, LLP*

*Daniel Stotter, Esq., Bromley Newton, LLP*

*Ryan Vancil, Esq., Bricklin Newman Dold, LLP*

*Jannett Wilson, Esq., Staff Attorney for Goal One Coalition*

## SPECIAL EVENT (SLIDESHOW)

10:30 A.M. – 11:30 A.M.

### Clayoquot Sound: Japan Market Campaign (Law 184)

The Clayoquot Sound became a UNESCO Biosphere reserve following the mass protests in Canada in 1993, yet no new protected areas have been created. Friends of Clayoquot Sound are creating ways to protect it through leverage in the Japanese marketplace.

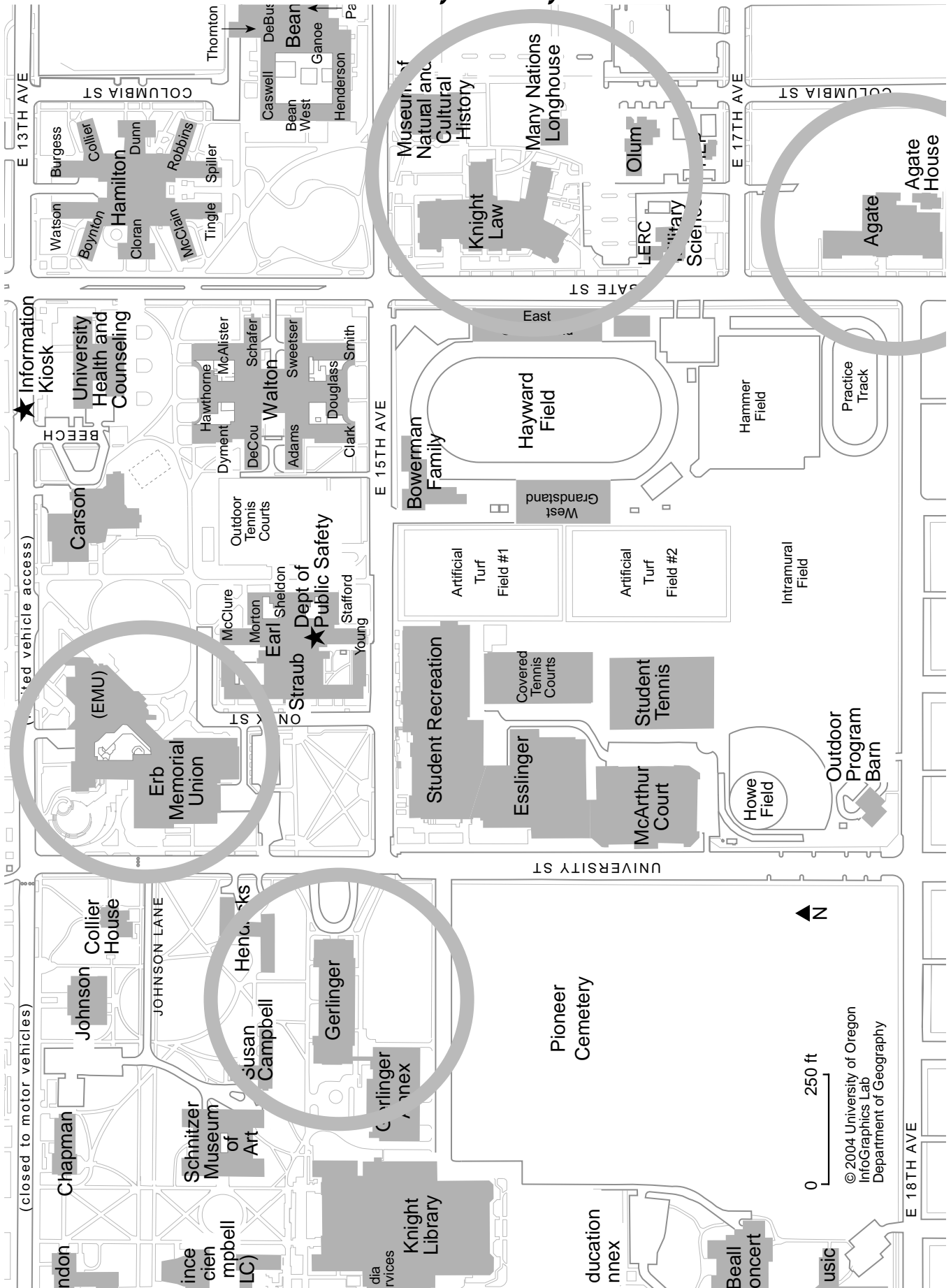
## CLOSING ADDRESS

(Law 175)

12:00 P.M. – 1:00 P.M.

Zygmunt Plater

# Campus Map



## Conference Co-Sponsors

Land Air Water (L.A.W.) would like to extend a special thank you to the **Native American Law Students Association (NALSA)** for co-sponsoring all of the panels taking place in the University's Many Nations Longhouse, located right behind the Knight Law Center. NALSA is open to all students, and all Native American, Native Alaskan, Native Hawaiian, or other Indigenous Peoples are encouraged to attend. NALSA is open to anyone interested in the education and/or reform of legal issues involving Native Americans and other Indigenous Peoples.

In addition, L.A.W. would like to thank the **Black Law Student Association (BLSA)** for co-sponsoring Margie Eugene-Richard's trip to PIELC. The **University of Oregon Black Law Students Association (Oregon BLSA)** is an affiliate of the National Black Law Students Association. BLSA exists to: encourage and foster professional competence; focus upon the relationship between the Black attorney and the American legal structure; help recruit and retain Black Law students to the University of Oregon Law School; be a positive force of change within our own community; and acknowledge the common goals which bond student and professional organizations of color and aspire to foster relationships with these groups

Lastly, L.A.W. would like to thank the **Journal of Environmental Law and Litigation (JELL)** for co-sponsoring M.C. Mehta's trip to PIELC. The Journal of Environmental Law and Litigation (JELL), has provided a national, unbiased forum for the discussion and presentation of new ideas and theories in environmental and natural resources law since 1985. JELL educates students for careers in environmental law, disseminates important information to the environmental community, and plays an integral role at the University of Oregon Law School's nationally and internationally recognized environmental law program.

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### DISCLAIMER

L.A.W. strives to provide a broad spectrum of opinions and asks attendees to respect the various viewpoints you will encounter at the Conference. The statements and opinions expressed at the Conference belong solely to the individual speakers, not the position of the University of Oregon, Land Air Water or Friends of Land Air Water. Land Air Water requests that attendees respect both the facilities, the volunteers, and the presenters that make the Conference possible.

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### *Special thanks to Land Air Water members for organizing this year's conference*

Aaron Bals	Tyler Elliot	Pam Hardy	Josh Kellerman	Shanon Rahimi
Jermaine Brown	Jonathan Evans	Jason Hartz	Lindsay Krey	Greg Reinert
Sarah Burgundy	Amanda Freeman	Pete Henkle	Gen LeBlanc	Rob Schwartz
Christina Davis	Erin Ganahl	Juna Hickner	Will Macke	Catherine Seelig
Justin Denham	Sam Gaugush	Alyssa Johl	Ben Miller	Kate Symes
Morgan Dethman	Jolene Goodnight	Bob Kaiser	Megan Miskill	Brianna Tindall
Dina Dubson	Aaron Grieser	Becki Kammerling	Suzanne Piluso	Zach Welker

### *Land Air Water would like to thank the following organizations and individuals for their generous support and assistance:*

Alice Marr	EMU Technical Services	Liane Richardson	Timothy Pate
All Conference Attendees	Friends of Land Air Water	Louise Shimmell & The	UO Catering
All Those Who Hosted	Garden Weasels	Raptor Center	UO Scheduling
Speakers in Their Homes	Hari Osofsky	JELL	UO Printing
Amish Love Child	Heather Brinton	Margie Paris	UO Bookstore & Court Cafe
Adell Amos	Jim Horstrup	Mark Stemen & Chico State	UO Student Volunteers
ASUO	John Bonine	Mike Axline	UO Law ENR Center
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Campus Recycling	KBOO Radio	Rachel Smith	Western Environmental
Jerome Chicvara	Law Center	Roy Keene	Westey Center
E-LAW U.S.	Law School Faculty	Savage Fellowship Committee	Jeremy Zane

### *Land Air Water would like to thank the following businesses for their generosity:*

Ambassador Travel	NetCorps	Rogue Brewery
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*Special thanks to Living Tree Paper Company ([www.livingtreepaper.com](http://www.livingtreepaper.com)) for donating this Vanguard Recycled Plus™ paper made from 10 percent hemp/flax and 90 percent post-consumer waste.*

*This brochure was printed using soy-based inks.*



**LIVINGTREE**  
PAPER COMPANY

## **RESPECT & PROTOCOL**

### **For Speaking and Interacting with Indigenous People**

*Provided by members of the Native American Student Union*

There will be a large number of Indigenous people from communities around the world at this conference. For some, this will be the first time they will interact with people from "First Nations." This section has been created to make this interaction as smooth and rewarding as possible. Non-native people have a poor record for developing relations with First Nation Communities. There may be many specific reasons for this, but one of the most common and easiest to overcome is a lack of understanding. If you want to work with Indigenous People, you should make an honest effort to observe and understand their protocol. As we learn to respect others' ways, it helps teach us to respect our own ways more. Native protocol is not difficult or complicated, it requires only common sense and respect. Knowing that it exists is the way to begin the process. However, there are not just "Indian" people in this world; there are many Indigenous Nations. Each has a different language, different environment, and a different culture. As such they all have different protocol, but there are commonalities which exist in all.

#### **The following is a list of basic protocol**

- Do NOT touch an Indigenous person's clothing, possessions or hair without their permission.
- In order to speak to an Indigenous person, whether elder or not, approach them and wait. They will acknowledge you as long as they know you are waiting. Respect is gained by not just rushing up and "thrusting yourself upon them."
- Prayer is very important and there are many ways people pray. If someone seems to be deeply focused, it would be best to wait for them to give you their attention.
- Many Indigenous people do not do the "firm business handshake." Try a gentle but firm handshake.
- Speak softly, clearly, and slowly. English is not everyone's first language.
- Avoid stereotypes.
- Some Indigenous people feel it is impolite to stare someone in the eyes. If they do not look at you when you or they are speaking, take it as a sign that perhaps you should do the same.
- Indigenous people have titles and national identities. Ask the proper way to address them and their people.
- Do not eat, talk, or walk around when a First Nations person is talking. If you must, try to do it between speakers or as discreetly as possible.
- Most indigenous names are considered sacred and are not to be joked about or made fun of.
- Show respect for the beliefs and traditions of those to and about whom you are speaking.
- Be truthful at all times and avoid figures of speech. Indigenous people take what you say literally.
- Many Indigenous people open a talk with a prayer or song. It is a sign of respect to stand at these times and not take pictures.
- Among Indigenous people, women generally keep a distance from men and sacred objects during "their moon" each month, when their feminine energy is at its most intense. If you want to speak to a male elder, ask a woman in the party first and do not shake his hand.
- Do not allow alcohol or mind-altering substances, or yourself if under the influence, around sacred objects or elders.
- Do not take photographs without permission.
- Avoid whistling at night. Many Indigenous people from North America and other areas believe this draws spirits, including bad ones.
- Never walk between two people who are speaking or interrupt them, unless the building is on fire—then do it respectfully.
- In general, try to show respect at all times in front of Indigenous people, especially elders. Act as you would in front of your own leaders, spiritual people, and role models.

This is not a complete list, just guidelines, for Indigenous people are all different. As Indigenous people, they have already had to learn to work through these differences. Do not let this list intimidate you. Take this opportunity to talk to them respectfully, find similarities and learn from the differences.

## **RECORDINGS**

Recordings of select panels (audio) and keynote presentations (audio and video) are available to the public for purchase as soon as possible, often during the conference. Attendees may record keynote presentations with their own equipment. LAW will provide a media feed box in the designated media area on the east side of the room. There are a total of six balanced male XLR outputs which can be individually switched at the output to provide a microphone or line level signal. Limited AC power will be available. Access to the feeds will be on a "first come, first served" basis. Anyone connecting equipment to these outputs must supply all cords and adapters necessary for a successful connection. In-house technical staff will verify the presence of a clean, correctly-modulated signal at each of the feed box's outputs. The user is responsible for maintaining the signal quality beyond that point. Unless specific exceptions are cleared through Land Air Water staff in advance, no additional microphones or other devices are permitted on or in the vicinity of the Ballroom stage and lectern. If you need additional technical information, please contact UO Event Services at (541)346-3087. Thank you.

## **ACCOMMODATIONS FOR PEOPLE WITH DISABILITIES**

L.A.W. is an equal opportunity group committed to cultural diversity & compliance with the Americans with Disabilities Act. This publication will be made available in accessible formats upon request. For disabilities accommodations, please contact the L.A.W. office at 346-3828. Sign language interpreters will be present at all Keynote speeches.