

## Natural Resources Law Teachers Newsletter Summer 2023

### **A message from Galen Daniels, Katrina Fischer Kuh, Jessica Owley, and Achinthe Vithanage, Editors of the Natural Resources Law Teachers Newsletter**

The summer of 2023 was another record-breaking season with extreme heat, fires, and droughts. Natural resources and environmental law have a key role to play as we address these challenges. As we enter the Fall semester, our efforts to engage, motivate, share, and teach will undoubtedly produce important events and outcomes during the 2023-24 academic year. In our capacity to spread information, we hope that our efforts will produce advance learning and help us coordinate and collaborate with each other. The next Natural Resources Law Teachers Institute in 2024 will take place in Estes Park, Colorado May 29-31 (mark your calendars!). In the interim, the Foundation is hosting a couple of events that you or your students may find of interest:

- The 40<sup>th</sup> Annual Short Course on Oil and Gas Law will be held at the Westin Hotel in Westminster, Colorado, from October 16-20, 2023. For more information, click [here](#).
- After a four-year hiatus, the Short Course on Federal Oil and Gas Leasing, Development, and Operations will also be held at the Westin Hotel in Westminster, Colorado, from October 16-19, 2023. For more information, click [here](#).
- Registration will open soon for the Special Institute on Natural Resource and Energy Development in Indian Country, which will be held at the Gila River Resort in Chandler, Arizona, from November 2-3, 2023, concurrently with the annual Water Law Institute. For more information, click [here](#).
- Registration will also open soon for the annual Water Law Institute, which also will be held at the Gila River Resort in Chandler, Arizona, from November 2-3, 2023, concurrently with the Special Institute on Indian Law. For more information, click [here](#).

### **A message from Alex Ritchie, Executive Director, and Jaleen Edwards, Associate Director – Member and Scholar Development**

Thank you to everyone who attended the 5th Annual Natural Resources Law Teachers Workshop, following the 69th Annual Institute at the Wallace Stegner Center at the University of Utah S.J. Quinney College of Law.

We are grateful to Professor Monika Ehrman, Professor of Law, SMU Dedman School of Law, for organizing the workshop. We are also grateful to Professor Bob Keiter, Wallace Stegner Professor of Law and Director, Wallace Stegner Center of Land, Resources, and Environment at University of Utah S.J. Quinney College of Law, for hosting the event on campus.

As you can see from the picture below, the turnout was excellent! We hope to see you next year at the 70th Annual Institute in Santa Fe, New Mexico, July 18-20, 2024, and at the Natural Resources Law Teachers Workshop that will immediately follow the Annual Institute on July 20, 2024.



We would also like to remind you that the Foundation has funding programs available to natural resources, energy, and environmental law professors and students at all accredited law schools. These include grants for law professors (including travel funding for scholarly work), our Equity and Inclusion Scholarships and Travel Reimbursement Program for students of color, and other travel funding for students to attend our programs.

For more information, please access the [Scholar Development Program](#) information on the Foundation’s website, and if you have questions, please contact Jaleen Edwards at [jedwards@fnrel.org](mailto:jedwards@fnrel.org).

**Adams-Schoen, Sarah (Oregon)** continues teaching, researching, and serving at the intersections of ocean and coastal law, land use law, and environmental justice. She was the lead author on the Oregon Climate Change Research Institute’s sixth [Oregon Climate Assessment](#), co-authored with Michelle Smith (Oregon), which contributed the first climate assessment chapter in Oregon, and possibly in the U.S., focused on the climate impacts of laws regulating urban land uses and housing (January 2023). As part of a research project focused on zoning and housing law, climate policy, and racial and economic injustice, Adams-Schoen recently published [“The White Supremacist Structure of American Zoning Law.”](#) 88 BROOKLYN LAW REVIEW 1225 (2023). She discussed this article for an American Bar Association Chair Chat with the Civil Rights and Social Justice Section titled [“American Zoning Law and the Endurance of Jim Crow”](#) (June 14, 2023). She was also the lead author of [“Middle Housing by Right: Lessons from an Early Adopter.”](#) 37 JOURNAL OF LAND USE & Environmental Law 189 (2022), co-authored with Edward J. Sullivan. **Adams-Schoen** was honored to

receive an allyship award from the Oregon Law chapter of the Black Law Students Association in February 2023.

**Amos, Adell (Oregon)** is the Executive Director of UO’s [Environment Initiative](#). Amos speaks frequently to promote this university-wide coordinated effort to create an intellectual and active hub focused on higher education’s role and contribution to a just and livable future. She was recently an invited speaker for the UO Environmental and Natural Resources Law Center’s Convening for a Pacific Northwest Framework for Atmospheric Recovery (“PNW FAR Convening”) in Stevenson, WA (May 19<sup>th</sup>, 2023) and the 2023 Joint Campus Conference at the University of Oregon in Eugene, OR, where she delivered a talk titled “Climate Solutions for a Just and Livable Future” (May 18<sup>th</sup>, 2023). Amos participated as a panelist in the Interagency Conference on Research in the Watersheds (ICRW8) in Corvallis, OR (June 5<sup>th</sup> - 8<sup>th</sup>, 2023), and in the J.B. & Maurice C. Shapiro Environmental Law Symposium—which was organized around the theme “Advancing and Expanding an American 30 by 30”—at George

Washington University Law School in Washington, D.C. (April 6<sup>th</sup>, 2023). Amos continues to research and teach at the intersection of water law and environmental justice. Her article examining the Supreme Court's decision in *Sackett v. Environmental Protection Agency* (2023) and how water represents our common ground, "[Reclaiming our Public Waters After the Supreme Court's Devastating Decision.](#)" was recently published in *The Washington Monthly* (June 9<sup>th</sup>, 2023).

**Bacher, Jessica Ann (Pace | Haub)**, the Executive Director of the Pace Land Use Law Center, was one of 28 members [named](#) to the Stakeholder Advisory Committee for New York State's Master Plan for Aging. Governor Kathy Hochul announced the stakeholder committee in December, which will be tasked with advising the Master Plan for Aging Council – the group responsible for developing the state's first-ever Master Plan for Aging, a guiding document to help ensure older New Yorkers can live healthy, fulfilling lives while aging with dignity and independence. This past Spring, she taught a Land Use Law Survey course and, for the first time, partnered with Indian Country Grassroots Support and the Dine Nihi Keyah Project to offer students in the course the opportunity to contribute to a linked index of the Navajo Nation Code and uncodified amendments since 2009. The [completed webpage](#) introduces, explains, indexes and links to the permanent laws of the Navajo Nation all in one place. She expects a full year with her upcoming appointment as the Chair of the American Bar Association's State and Local Government Section.

**Benjamin, Lisa (Lewis & Clark Law School)** published a book chapter on "Implementation and Enforcement Mechanisms in Energy Law" (with Kate McCallum) in the *Handbook of Energy Law in the Low-Carbon Transition* (2023), available here: [Handbook of Energy Law in the Low-Carbon Transition \(degruyter.com\)](#), was a co-author on the IUCN written statement to the request for an advisory opinion submitted by the Commission of Small Island States on Climate Change and International Law to the International Tribunal on the Law Of The Sea, available here: [C31-WS-2-2-IUCN.pdf \(itlos.org\)](#), was a co-author of a report on "Corporate Climate Litigation in the U.S." for the British Institute of International and Comparative Law's Global Perspectives on Corporate Climate Legal Tactics, available here: [A Global Toolbox for Corporate Climate Litigation \(biicl.org\)](#), as well as a blog, "COP27 Produces a Historic Result for Vulnerable Countries: A Loss and Damage Fund", available here: <https://www.justsecurity.org/84356/cop27-produces-a-historic-result-for-vulnerable-countries-a-loss-and-damage-fund/>

**Blumm, Michael (Lewis & Clark)** followed up his *PACIFIC SALMON LAW AND THE ENVIRONMENT (ELI 2022)* with *A BRIEF AMERICAN LEGAL HISTORY (IN A NUTSHELL)* (West 2023). Along with Elizabeth Kronk Warner (Utah) and Monte Mills (Washington), he is at work on the 5th edition of *NATIVE AMERICAN NATURAL RESOURCES LAW: CASES AND MATERIALS* (Carolina 2023), which should be available in time for fall classes. Recent articles include *Our Common Ground: An Appreciative Essay on John Lesly's Public Land History*, 31 N.Y.U. Envtl. L. J. 187 (2023); *The World's Largest Dam Removal Project: The Klamath River Dams*, 101 Or. L. Rev. 1 (2022); *Emerging Best Practices in International Atmospheric Trust Law*, 2022 Utah L. Rev. 941; *The Mistake on the Snake: The Lower Snake Dams*, 58 Idaho L. Rev. 1 (2022); *The World's Largest Ecosystem Management Plan: The Northwest Forest Plan After a Quarter-Century*, 52 Envtl. L. 151 (2022); *The Public Trust Doctrine and the Chicago Lakefront: Review of Kearney & Merrill's Lakefront: Public Trust and Private Rights in Chicago*, 11 Mich. J. Envtl. & Admin. L. 315 (2022); and *Constitutionalizing the Public Trust Doctrine in Chile*, 52 Envtl. L. 649 (2022).

**Bratspies, Rebecca (CUNY)** published a new book *Naming Gotham: The Villains, Rogues, and Heroes Behind New York Place Names* (2023). Rebecca's environmental justice comic book series, *The Environmental Justice Chronicles*, won a 2023 EPA Clean Air Excellence Award. Her recent law review articles include: *Under-burdened Communities*, 110 CAL. L. REV. 1933 (2022), *What Makes It a Just Transition* 40 PACE ENVTL. L. REV. 1 (2022), and *Avoiding Mistakes in Implementing New York's Green Amendment*, NEW YORK ENVIRONMENTAL LAWYER (JUNE 2023) (with CUNY 2L Jaclyn Spencer).

**Burke, Marcilynn A. (Oregon)** is Dean and Dave Frohnmayer Chair in Leadership and Law. She participated as a panelist in "From Aspiration to Implementation for Energy and Environmental Justice," at the Association of American Law Schools (AALS) Annual Meeting (January 4<sup>th</sup>, 2023). Organized by the AALS Natural Resources and Energy Law Section, the discussion was co-sponsored by the Administrative Law Section, Indian Nations & Indigenous Peoples Section, Poverty Law Section, and State and Local Government Section.

**Cassuto, David (Pace | Haub)** is the Director, of the Brazil-American Institute for Law and Environment (BAILE). This Spring, he took a cohort of eager students

to Brazil as part of the Comparative Environmental Law course at Pace | Haub Environmental Law. Aimed at building students' capacity to assess the environmental laws of the U.S. and Brazil, the students were able to travel to Rio de Janeiro (the first time since the pandemic!) and several other regions of Brazil to continue classes, attend seminars conducted by prominent Brazilian scholars and attorneys, and participate in field trips to the fragile yet crucial ecosystems of Brazil. Over the summer, he spoke at the Fifth Annual International Seminar on Environmental Law in Peru, hosted by Pace University's partner institution, the Universidad Científica del Sur. The lecture focused on recent issues in environmental protection. He also took the opportunity to go kite surfing in Colombia and fly over the mystic Nasca Lines in Peru!

**Coplan, Karl (Pace | Haub, Emeritus)** greets everyone from Sydney, Australia as he continues his year-long sailing expedition around the world, connecting with Australian environmental law colleagues like Ben Boer along the way. You can follow him along on his adventure via his [blog](#). Earlier this year, he was named to the [2023 Lawdragon Green 500: Leaders in Environmental Law](#), a prestigious list comprised of 500 lawyers [carefully selected](#) and based on journalistic reporting, nominations, and vetting with peers and experts in environmental law. His article, [Fossil Fuel Abolition: Legal and Social Issues](#), 41 Colum. J. Env't L. 223 (2016) was recently cited in the concurrence: In re. Hawai'i Elec. Light Co., No. SCOT-22-0000418, 2023 WL 2471890 (Haw. Mar. 13, 2023).

**Craig, Robin Kundis (USC)** spent the early part of spring acting as a member for the first-ever Frontiers Planet Prize, which culminated in April with a trip to Montreux, Switzerland, for the awards ceremony. Her recent publications include: *Re-Envisioning the Anthropocene Ocean* (ed., with Jeff McCarthy); "Social-Ecological Resilience Can Strengthen Global Sustainable Development Goals" om *Global Sustainability* (with numerous co-authors); "Fish, Whales, and a Blue Ethics for the Anthropocene: How Do We Think About the Last Wild Food in the Anthropocene" in the *Southern California Law Review*; "There is More to the Clean Water Act Than Waters of the United States: A Holistic Jurisdictional Approach to the Section 402 and Section 404 Permit Programs" in the *Case Western Reserve Law Review*; "Tribal Water Rights and Tribal Health: The Klamath Tribes and the Navajo Nation During the COVID-19 Pandemic" in the *St. Louis University Journal of Health Law & Policy*; and "Climate Adaptation in the United States" in *Frontiers in Marine Science*.

**Czarnezki, Jason (Pace | Haub)**, Associate Dean of Environmental Law Programs and Strategic Initiatives, was named to the "2023 Energy & Environment Power 100" list published by City & State New York magazine. He was ranked #85 on this year's list, noting the impact that he has had since joining Haub Law and the environmentally forward initiatives he has helped launch in that time, including most recently, the Sustainable Business Law Hub. His article, *An Empirical Investigation of Judicial Decision-making, Statutory Interpretation, and the Chevron Doctrine in Environmental Law*, 79 U. Colo. L. Rev. 767 (2008), was recently cited in *New Mexico Growers' Ass'n v. United States Forest Serv.*, No. CIV 23-0150, 2023 WL 2185698 (D. N.M. Feb. 22, 2023). In Spring, he taught a seminar course on Sustainable Business Law and co-organized the first Vanderbilt-Pace PEG, ESG, and Sustainable Business Workshop. This summer, he helped organize the Second Annual 'Profit & Purpose' Sustainable Business Conference where he moderated a panel on **Mandatory Climate Risk and ESG**.

**Diamond, Elyse (Pace | Haub)**, penned an article [Haub Law's Access to Justice Project Continues to Expand with New Lab, Collaborations](#) which was published in Westchester Lawyer Magazine. As Director of the Access to Justice Project, she is spearheading a new partnership with Legal Hand, Inc., a New York State not-for-profit corporation, which launched the [Legal Hand Call-In Center](#) serving Westchester County. While the Center does not provide legal advice or representation, it serves as a valuable resource for community members seeking guidance in areas such as housing, family, immigration, and public benefits. She is also the faculty advisor to all Haub Law student participating in the Legal Hand Call-In Center. She remains the Director of Haub Law's Public Interest Law Center and serves as the resident Environmental Law Programs Career Specialist.

**Dotson, Greg (Oregon)** is serving as Senior Faculty Fellow with the UO's [Environment Initiative](#). As former Chief Counsel to the U.S. Senate Committee on Environment and Public Works, Dotson worked on the Infrastructure Investment and Jobs Act (IIJA) of 2021 and the Inflation Reduction Act (IRA) of 2022. He has since published "[The Clean Air Act Amendments of 2022: Clean Air, Climate Change, and the Inflation Reduction Act](#)" with co-author Dustin Maghamfar, 53 ENVIRONMENTAL LAW REPORTER 10017 (January 2023). The paper was named the best of 2022 by the Environmental Law Institute, who will re-run the article in a forthcoming issue of *The Environmental*

*Forum* (forthcoming 2023). In addition to participating in several educational programs surrounding the IJIA and IRA—most recently, [“What do new historic federal funding opportunities mean for Oregon?”](#), a virtual convening of the Environment Initiative (June 16<sup>th</sup>, 2023)—Dotson has testified about the IRA before both houses of the Oregon State Legislature this year.

**Driesen, David M (Syracuse)**, Fulbright Distinguished Research Chair in Environment and Economics, Smart Prosperity Institute, University of Ottawa (Fall of 2022). **Publications:** *The Specter of Dictatorship: Judicial Enabling of Presidential Power: Special Issue*, 73 *Syracuse Law Review* 1419 (2022) (introduction to the symposium issue *Feasibility Analysis and the Climate Crisis*, 39 *Yale J. Reg.* 533 (2022) *Appointment and Removal*, 74 *Admin. L. Rev.* 422 (2022). *Making Appointment the Means of Presidential Removal of Officer of the United States*, 26 *Lewis & Clark L. Rev.* 315 (2022). *Climate Finance After Paris*, in *Research Handbook on Climate Mitigation Law* (L.S. Reins & Jonathan Verschuuren eds. 2022) (with Cinnamon Carlarne) (published). **Presentations:** *Pricing, Decarbonization, and Green New Deals*, Society for Environmental Law and Economics, Cambridge University, June 16, 2023; Smart Prosperity Institute, University of Ottawa, November 22, 2022. Public Discussion of “A World Lost” art installation on the climate crisis with the artist, Rina Benarjee, March 2, 2023. *Executive Power and National Security*, Democracy and the Chief Executive Podcast, Peter Shane, NYU Law School, December 9, 2022. *West Virginia v. EPA and the Inflation Reduction Act*, Webinar at the Maxwell School of Citizenship, November 1, 2022; Rock Environment and Energy Institute, September 7, 2022 (Podcast hosted in Singapore and broadcast to China). *Podcast for Carbon and Climate Law Review* (Berlin) on my Climate and Democracy Preservation Work. *Book Panels on the Specter of Dictatorship Judicial Enabling of Presidential Power*, ICON-S Conference Wroclaw, Poland, July 5, 2022, Law and Society, Lisbon Portugal, July 16, 2022.

*Feasibility Analysis and the Climate Crisis*, Society for Environmental Law and Economics, NYU Law School, June 10, 2022. **Selected Blogposts and Op-eds** Sackett v. EPA and the Presumption Against Federal Alteration of the Status Quo, CPR Blogpost, May 30, 2023. *Jailing Trump Won't Keep him from Power—Exclusion Will*, THE HILL, December 21, 2022. *How the 14th Amendment Can Reinforce the January 6 Committee's Trump Subpoena*, THE HILL, October 24, 2022. *Parading the Horribles in Administrative Law: Some Thoughts on the Oral Argument in West Virginia v. EPA*, Center for Progressive Reform, March 8, 2022.

**Eckstein, Gabriel (Texas A&M)** Director, [Energy, Environmental, and Natural Resources Systems Law Program](#)): The Program hosted its [12<sup>th</sup> Energy Law Symposium](#) in March 2023 with keynote by [Esaúl Ramírez](#), North American Development Bank, and [Mike Hoke](#), Public Utilities Commission of Texas.

Individually, Gabriel published: [Assessment of Trust Crisis between Upstream and Downstream States of Helmand River Basin \(1973-2022\): A Half Century of Optimism or Cynicism?](#), *ACS ES&T Water* (2023) (co-authored with Najibullah Loodin, et al.); *Data Sharing for the Transboundary Helmand River Basin: A Mechanism for Water Cooperation among Co-riparian States*, in Kinga Szálkai and Máté Szalai (Eds.) [Theorizing Transboundary Waters in International Relations](#) (co-authored with Najibullah Loodin, et al.); *Characterizing Legal Implications for the Use of Transboundary Aquifers*, in [Transboundary Aquifers: Challenges and the Way Forward](#) (Rosario Sanchez, Ed., UNESCO 2022); [Preliminary Reflections on the ICJ Decision in the Dispute between Chile and Bolivia Over the Status and Use of the Waters of the Silala](#), *EJIL:Talk!*, December 8, 2022, (co-authored with Francesco Sindico and Laura Movilla). In January 2023, Gabriel co-chaired an online conference hosted by the International Water Resources Association and UNESCO on [Emerging Pollutants: Protecting Water Quality for the Health of People and the Environment](#).



Texas A&M School of Law hosted its 12th Energy Law Symposium in March 2023

**Fleming, Abigail (Miami)** was hired as the Associate Director of Miami Law’s Environmental Justice Clinic. She published “Armoring the Just Transition Activist” in *25 RICH. PUB. INT. L. REV.* 172 (2022) (with Catherine Dremluk). She is also a member of an innovative interdisciplinary research team organizing events and creating opportunities around Miami: “Climate Gentrification: Designing A Comprehensive Assessment

Tool of Historical, Social, and Geographic Factors to Guide Actionable and Equitable Neighborhood Resilience.” Professor Fleming also presented at the Concordia Summit in March of 2023.

**Galperin, Josh (Pace | Haub)**, oversaw the return of the [New Directions in Environmental Law \(NDEL\) Conference and the Food Law Student Leadership Summit \(FLSLS\)](#), a joint collaboration between Yale Law, Yale School of the Environment, Pace | Haub Environmental Law, and the Harvard Law School Food Law and Policy Clinic. In past years, these two conferences happened separately but in the wake of COVID, this year they combined with a joint conference theme of *Rethinking Resilience*. The three-day conference included lectures and panel discussions who discussed today’s most significant food and environmental issues. The conference covered ocean and coastal justice, food sovereignty, Indigenous knowledge, sustainable business, the Farm Bill and more. He also co-organized the first Vanderbilt-Pace PEG, ESG, and Sustainable Business Workshop in May. Earlier in the year, he guest lectured at the Berkeley Law ESG Workshop presenting his project about democracy and private environmental governance. This was closely followed by the Georgetown Law symposium, Ensuring Democratic Accountability in the Administrative State, in February where he presented on his work about USDA administration, electoral bureaucracy, and constitutional democracy. Recently, he was quoted in the Bloomberg Law article, [Supreme Court to Mull Voiding Chevron Ruling on Agency Power](#).

**Glennon, Robert (Arizona)** finished his service to the State of California’s Salton Sea Management Program’s Independent Review Panel to evaluate proposals to import water to the Salton Sea. The Panel’s Final Report was published on September 30, 2022. [https://transform.ucsc.edu/wp-content/uploads/2022/09/Summary\\_Report\\_9-29-22\\_Final.pdf](https://transform.ucsc.edu/wp-content/uploads/2022/09/Summary_Report_9-29-22_Final.pdf) He published several op-eds (with Brent Haddad) about the Panel’s findings. <https://www.latimes.com/opinion/story/2022-10-06/restore-salton-sea-desalination-ecosystem-birds> <https://www.desertsun.com/story/opinion/2022/11/20/salton-seas-fate-dependent-upon-imperial-irrigation-district/10704118002/> <https://theconversation.com/human-actions-created-the-salton-sea-californias-largest-lake-heres-how-to-save-it-from-collapse-protecting-wild-birds-and-human-health-196469> <https://www.azcentral.com/story/opinion/op-ed/2022/12/03/ocean-desalination-sea-cortez-wont-provide-water-arizona-needs/69689273007/>

He also published a number of other pieces, including: <https://theconversation.com/colorado-river-states-bought-time-with-a-3-year-water-conservation-deal-now-they-need-to-think-bigger-206386> <https://theconversation.com/a-water-strategy-for-the-parched-west-have-cities-pay-farmers-to-install-more-efficient-irrigation-systems-185820> <https://www.governing.com/now/what-is-dead-pool-a-water-expert-explains> <https://robertglennon.net/robert-glennon-opines-if-you-live-in-new-york-city-why-should-you-care-what-happens-to-the-colorado-river/> <https://theconversation.com/supreme-court-rules-the-us-is-not-required-to-ensure-access-to-water-for-the-navajo-nation-202588>

Glennon gave the following keynote speeches: Maricopa (Arizona) Community Colleges (virtual); Palouse Basin Water Summit, Pullman Washington; The Australian National University, Canberra Australia; Next Generation Water Summit 2022, Santa Fe, New Mexico; California Water Environment Association, Sacramento, California; Reilly GLOBES Program Speaker, University of Notre Dame, Notre Dame Indiana; and Ft. Worth Lecture Foundation, Ft. Worth, Texas. Glennon taught Water Law for the last time in spring 2023. He feels bittersweet.



Robert Glennon keynote talk at the California Water Environment Association in Sacramento on April 11, 2022

**Glicksman, Robert** (George Washington University) published the 9<sup>th</sup> edition of the Aspen casebook, ENVIRONMENTAL PROTECTION: LAW AND POLICY (with Buzbee, Hammond, Mandelker & Camacho); “A Critical 21st Century Role for Public Land Management: Conserving 30% of the Nation’s

Lands and Waters Beyond 2030,” 54 ARIZ. ST. L.J. 1313 (2022) (with S. Zellmer); “Protecting the Public Health with the Inflation Reduction Act — Provisions Affecting Climate Change and Its Health Effects,” 388 NEW ENGLAND J. MED. 84 (Jan. 5, 2023), <https://www.nejm.org/doi/full/10.1056/NEJMms2212981>; “How to Reform Federal Permitting to Accelerate Clean Energy Infrastructure: A Nonpartisan Way Forward, Brookings Inst. Center on Regulation and Markets,” [https://www.brookings.edu/wp-content/uploads/2023/02/20230213\\_CRM\\_Patnaik\\_Permitting\\_FINAL.pdf](https://www.brookings.edu/wp-content/uploads/2023/02/20230213_CRM_Patnaik_Permitting_FINAL.pdf) (Feb. 14, 2023) (with R. Sud & S. Patnaik); “Sackett v. EPA: The Court Delivers Another Massive Blow to Federal Environmental Law,” GEO. WASH. L. REV. ON THE DOCKET (May 27, 2023), <https://www.gwlr.org/sackett-v-epa-the-court-delivers-another-massive-blow-to-federal-environmental-law>. Rob presented on permitting reform at the American Enterprise Institute and at a “summit” on infrastructure organized by Broadband Breakfast, and on empirical environmental law scholarship at the Université Toulouse Capitole in France. His article on adaptive management and NEPA, 46 Harv. Envtl. L. Rev. 121 (2022) (with J. Page) was cited in Ohio Envtl. Council v. U.S. Forest Serv., 2023 WL 2712454 (S.D. Ohio 2023).



Rob Glicksman (5th from right in the front row) with other presenters at June 2023 conference on "Empirical Legal Research: A State of Knowledge Across Europe (and the U.S.)" at the Université Toulouse Capitole in France.

**Gorovitz Robertson, Heidi (Cleveland State)** published “Meeting the Challenge of the Commons in the United States”, in PROPERTY – MEETING THE CHALLENGE OF THE COMMONS, Springer Publishing, (with Monica Epperson (St. Louis) (March 2023) and “Municipal Regulation of Oil and Gas-Related Activities,” in THE LAW OF ENVIRONMENTAL PROTECTION, 9TH EDITION, Environmental Law Institute (2022). She presented “State Preemption of Local Control in Energy Development Decisions in Ohio” at

the Association for Law, Property, and Society, Southampton University Faculty of Law, Southampton, England, May 12, 2023, and “Irrationalizing the Local Role in Energy Development Projects: Oil and Gas v. Wind and Solar in Ohio,” International Academic Association for Planning, Law, and Property Rights Annual Meeting, University of Michigan, Ann Arbor, May 2, 2023.

**Green, Shelby D. (Pace | Haub)** serves as co-counsel of the Pace Land Use Law Center and continues as a member of the Board of Directors of the John Jay Heritage Center, Rye, N.Y. through which she oversees interns undertaking the Pace Jay Summer Fellowship. Her article “The Aerial View of Land Use: Preempting the Locals for Improved Housing Access,” 36 PROB. & PROP. 25 (2023), which was co-written with recent Pace | Haub Environmental Law graduate – Bailey Andree, recently won the Probate and Property 2022 Excellence in Writing Award for Best Overall Article in Real Property. She will be teaching a course on Historic Preservation Law in Fall.

**Greenawalt, Alexander (Pace | Haub)** served as co-faculty advisor to the Pace International Law Review (PILR) Symposium, a [full-day event](#) organized by the PILR board. The symposium’s theme, 21st Century Conflict: International Law and the War in Ukraine, included panels focusing on regulating war, on prosecuting international crimes, and on human rights and the environment. He was also recently cited as a source in the PolitiFact article [Lie of the Year 2022: Putin’s lies to wage war and conceal horror in Ukraine](#).

**Hart, Craig A. (Pace | Haub)**, the Executive Director of the Pace Energy & Climate Center (PECC), was featured and quoted extensively within the New York Times article [What’s Holding Up New York’s Climate Progress? Apartment Buildings](#). Recently, he participated in Mount Vernon’s Earth Day celebration on Saturday April 22 at City Hall. The PECC is engaged by NYSERDA as part of a team led by Endurant Energy together with Comrie Enterprises to support Mount Vernon’s efforts to transition away from fossil fuels for building heating by deploying district geothermal sourcing heat from the City’s sewer system. He continues to work on matters of international energy law, including advising national governments in Europe, the U.S., and most recently, Ethiopia.

**Heller, Deborah (Pace | Haub)**, Assistant Dean of the Law Library, helped to develop [New York’s Environmental Rights Repository](#), along with Katy Kuh, Nick Robinson, Todd Ommen and James May (Pace alum). The Repository compiles resources related to the right to clean air, clean water, and a healthful environment

in Article I, Section 19 of the New York State Constitution. Over summer, she ran a workshop on Advanced Research Skills in Environmental Law preparing students for their Summer Externship program in Washington D.C.

**Housel, Tom (Oregon)** is new to the Environmental and Natural Resources (ENR) Law Center faculty as of 2022. As a Research Associate, Housel engages in study and community outreach to support development of the “Pacific Northwest Framework for Atmospheric Recovery” (PNW FAR, forthcoming 2024). He participated in the Rangelands & Grasslands Working Group at the PNW FAR Convening led by Professor Mary Wood (Oregon) in Stevenson, WA (May 17<sup>th</sup> -19<sup>th</sup>, 2023). The Convening brought together dozens of experts from diverse disciplines for concerted collaboration on the logistics of region- and ecotype-specific carbon sequestration and natural climate solutions practices.

**Hsu, Shi-Ling (Florida State University College of Law)** has been continuing to promote his book, *Capitalism and the Environment*, and has been a [guest on American Public Media's Marketplace](#), and was invited to speak at a conference at the University of Virginia's Miller Center, March 7-9, *Can Democracy and Capitalism Be Reconciled?* Pictured below is Shi-Ling with one of the other panelists, Brookings Institution Ezra K. Zilkha Chair and Wall Street Journal Columnist Bill Galston.



Panelists Professor Shi-Ling Hsu and Bill Galston at the *Democracy and Capitalism Scholars Conference 2023*

**Kaswan, Alice (University of San Francisco)** published a chapter on climate justice in [GLOBAL CLIMATE CHANGE AND U.S. LAW](#), 3d ed. (Michael B. Gerrard, Jody Freeman, and Michael Burger eds, 2023) and a book chapter titled [“Background on Environmental Justice and Racism”](#) for THE PALGRAVE HANDBOOK OF GLOBAL

SUSTAINABILITY (Robert Brinkman ed, 2022). She presented “Creating Home: Multilevel Governance for Emerging Climate Migration” at a September 2022 convening on climate migration and at the 2023 AALS meeting. Additional presentations included a talk on the “Inflation Reduction Act and Climate Justice” at a virtual University of Wisconsin panel and a talk on West Virginia v EPA for a local bar association. Service activities included submitting [comments](#) on California’s draft 2022 climate scoping plan and submitting [comments](#) in response to an EPA request for information for a new program providing environmental and climate justice block grants. Kaswan is also the co-chair of USF’s One Earth Initiative – a university-wide effort to integrate sustainability and justice into all aspects of the university.

**Keffer, Bill (Texas Tech University School of Law, Professor of Practice and Director of Energy Law Programs)** - The second issue of the *Journal of the Energy Law Practitioner* (JELP) is now available on the JELP website - [Home - TTU - Journal of the Energy Law Practitioner \(ttujelp.org\)](#). This new issue has articles on royalty leases, conflicts between oil-and-gas leases and wind leases, nuclear energy, orphan wells, protecting security interests, and more. While you are on the JELP website, check out the new tab on the home page, where you can now access the video lectures from last Fall’s CLE/symposium entitled “Occupying the Same Space.” We had such positive response to the topics and speakers at that symposium that we decided to continue making those presentations available (for a small fee); plus, it’s a great way to earn CLE credit. This Fall’s symposium will be on Friday, 10/20. The theme will be “Making Money from Energy” and will include presentations on royalty clauses in oil-and-gas leases, wind leases, solar leases, and battery-storage leases, as well as generating revenue from produced water, brine leases, geothermal leases, and stranded energy for use in cryptocurrency mining.

**Keiter, Bob (Utah)** has been appointed by the Secretary of the Interior to the National Park System Advisory Board. He gave the opening talk at Boise State University Andrus Center’s conference on Outdoor Recreation on Public Lands. His essay and keynote talk on “Yellowstone and the National Park Idea” appears in a recently published edited volume on Poland’s national parks.

**Kuh, Katrina Fischer (Pace | Haub)** visited at the William S. Richardson School of Law at the University of Hawaii in spring 2023, where she taught Climate Change Law and Administrative Law. She was thrilled to join the Environmental Law Program for an environmental field



service trip to the Hakalau Forest National Wildlife Refuge and for hikes in the Manoa Valley and along the Kahuku Coast. She also presented her paper, Eco-Necrotourism and Public Land Management: Last Chance Tourism, Ecological Grief, and the World's Disappearing Natural Wonders (co-authored with Robin Craig), which will be published in the Florida State University Law Review. She also presented her forthcoming book chapter, Avoiding Performative Climate Justice, as part of the University of Houston EENR Center's Environmental, Energy, and Natural Resources Law Lecture Series. She continues to serve on the boards of the Environmental Law Collaborative and Green Amendments for the Generations and recently joined the board of the Climate Science Legal Defense Fund. She is also presently co-chairing the Education, Community & Workforce Team of The Climate Exchange on Governor's Island.

**Laitos, Jan (Denver)** filed an *Amicus* brief in the United States Supreme Court in support of a Petition for a Writ of Certiorari in the case of *Community Housing Improvement Program v. City of New York*, No. 22-1095. The brief and cert petition seek to reverse a 2023 2d Circuit Federal Court of Appeals decision holding that New York City's rent control law did not cause a taking of the rental property of city landlords. The law firm of Jenner & Block were Counsel for this *Amicus* brief. Laitos spoke at the 2023 Annual Conference of the Colorado Association of Mineral Royalty Owners on "The Supreme Court and Constitutional Protection of Property Rights." And he gathered scholar-speakers and co-authors for a major Property Rights Conference being held at the University of Denver Sturm College of Law in April of 2024, where the papers delivered at the conference will be published in a book – THE CONSTITUTIONAL RIGHT TO PRIVATE PROPERTY AND THE POLICE POWER (Edward Elgar Publishing 2025).

**Leshy, John (Emeritus, U.C. College of the Law, San Francisco)** presented in various venues on his comprehensive political history of America's public lands, *OUR COMMON GROUND* (Yale University Press, 2022), including at UNLV (Las Vegas); UC Davis; U. of Iowa; UC Santa Barbara and the Santa Barbara Museum of Natural History; Bend, Oregon (sponsored by the Oregon Natural Desert Ass'n); and Boise and Ketchum, Idaho (sponsored by the Idaho Conservation League). Upcoming presentations include at the California State Bar's Environmental Law Section annual conference at Yosemite and the U. of Montana, and he remains available for other such opportunities. An essay drawn from his book (America's Public Lands: What

History Suggests About Their Future), can be found in 34 *Colorado Env'tl L.J.* 1-30 (Winter 2023). In March, John testified at an oversight hearing of the Public Lands Subcommittee of the House Natural Resources Committee in Washington D.C. on federal lands conservation policy. That same month the NY Times published his op-ed on Utah's lawsuit seeking to disestablish the Antiquities Act (<https://www.nytimes.com/2023/03/05/opinion/national-parks-bears-ears-monuments.html>). He continues to engage on numerous public land issues and serves on the boards of the Grand Canyon Trust and the Wyss Foundation.

**Lin, Al (UC Davis)** published [Fixing Net Zero Leakage](#), 58 *WAKE FOREST L. REV.* 119 (2023) and [The Supreme Court Just Shriveled Federal Protection of Wetlands, Leaving Many of These Valuable Ecosystems at Risk](#), *THE CONVERSATION*, May 26, 2023.

**Lucas, Alastair (Calgary) published (with Kay Olugbemi, Calgary)** "Legal Rights to a Healthy Environment"[Occasional Paper #82], *Canadian Institute of Resources Law* (2023). They also presented on this subject to the Sustainable Energy Development (SEDEV) Interdisciplinary MSc Program Group at the University of Calgary.

**Mann, Roberta (Oregon)** presented "Driving Transformation: Tax Strategies for Electrifying Light Duty Transportation" at the Association of American Law School's Annual Meeting (January 5th, 2023) and published [the article](#) in 53 *ENVIRONMENTAL LAW REPORTER* 10298 (April 2023). She will be visiting at Canterbury University in Christchurch, New Zealand, in July and August. As part of the visit to New Zealand, Roberta will present on U.S. tax policy for electric vehicles at Victoria University in Wellington. She will also present on U.S. environmental tax policy at the International Fiscal Association meeting in Queenstown. Roberta will present New Zealand's proposal to tax methane emissions from livestock at the Global Conference on Taxation in September.

**Mills, Monte (University of Washington)** published "(Some) Land Back...Sort of: The Transfer of Federal Public Lands to Indian Tribes Since 1970, 63 *NAT. RES. J.* 200 (2023), <https://digitalrepository.unm.edu/cgi/viewcontent.cgi?article=4142&context=nrj>," with Audrey Glendenning and Prof. Martin Nie (Montana). He also collaborated with Profs. Heather Whiteman Runs Him (Arizona) and Dylan Hedden-Nicely (Idaho) to file the Brief of Tribal Nations and Indian Organizations as Amici Curiae in

Support of the Navajo Nation, State of Arizona, et al. v. Navajo Nation, et al., and U.S. Dep't. of the Interior, et al. v. Navajo Nation, et al., Nos. 21-1484 & 22-51, (U.S. Supreme Court Feb. 8, 2023). This fall, Mills (with co-authors Prof. Michael Blumm (Lewis & Clark) and Dean Elizabeth Kronk Warner (Utah) will publish the Fifth Edition of NATIVE AMERICAN NATURAL RESOURCES LAW (Carolina Academic Press). Along with Prof. Kekek Stark (Montana), Mills will also publish Administrative Sovereignty and Tribal Governance, in UNTOLD CASE STUDIES IN PUBLIC ADMINISTRATION: DOCUMENTING THE VOICES OF PUBLIC SERVICE (Sara Rinfret, ed., Routledge) and Beyond Current Boundaries: Disrupting Historical Legacies to Re-Indigenize the Crown of the Continent, in TOMORROW'S FUTURE OF THE AMERICAN WEST (Robert Frodeman, Luther Propst, and Evelyn Brister, eds., Univ. of Utah Press).

**Mulvaney, Timothy (Texas A&M)** authored "Beneath the Property Taxes Financing Education," 123 COLUM. L. REV. (forthcoming 2023); "Foreword: Property and Education," 123 COLUM. L. REV. (forthcoming 2023) (with LaToya Baldwin Clarke); "[Essential Property](#)," 107 MINN. L. REV. 605 (2022) (with Joseph W. Singer); "[Property's Compulsory Terms](#)," 117 NW. U. L. REV. 191 (2022); "[Walling Out: Rules and Standards in the Beach Access Context](#)," 94 S. CAL. L. REV. 1 (2021); and "[Takings Localism](#)," 121 COLUM. L. REV. 215 (2021) (with Fordham's Nestor Davidson). Among other projects, he is working on a new article at the intersection of species preservation and takings law.

**Narula, Smita (Pace | Haub)**, Co-Director of the Global Center for Environmental Legal Studies, returned to Pace | Haub Environmental Law following her sabbatical. She taught an Environmental Justice Seminar and Property. In February, she took part in Miami Law's Environmental Law Program Distinguished Speaker Series and spoke on a panel on "The Right to a Healthy Environment: From Recognition to Practice," sharing her current research on whether the right to a healthy environment, which was recently recognized by the U.N. General Assembly, can help deliver climate justice. In April, she presented at a first of its kind CLE Webinar on Caste Discrimination, organized by the Women's Bar Association of the State of New York. She also participated in a roundtable discussion on Caste Discrimination and U.S. Law, organized by the AALS Section on Law and South Asian Studies, for which she serves as an Executive Committee member. She also served as co-faculty advisor to the [Pace International Law Review \(PILR\) Symposium](#) on 21st Century Conflict: International Law and the War in Ukraine, and moderated a panel on human rights and the environment.

**Nolon, John R. (Pace | Haub, Emeritus)** article, "Pandemics and Housing Insecurity: A Blueprint for Land Use Law Reform, published at 46 Vt. L. Rev. 422 (Spring 2022), will be included in the 2023 edition of the Zoning and Planning Law Handbook. The Handbook is an annual softbound publication containing recent law review articles that the publisher, Thomson Reuters, believes represent important contributions to the literature of zoning and land use law. He was also selected as a referee by the Yale Law Journal to review an article on land use law and climate change. A student recently wrote an [article](#) in the NYSBA's Municipal Lawyer in tribute to him. Under his tutelage, the Pace Land Use Law Center celebrated the graduation of seven Land Use Scholars in May. Together, these students produced 60 blogs on land use strategies that mitigate and adapt to climate change and published seven full length law journal articles on climate resilient development. Nine of them also were featured panelists at regional and national conferences.

**Ommen, Todd (Pace | Haub)**, the Managing Attorney of the Pace Environmental Litigation Clinic (PELC), was newly appointed the Executive Director of the John Jay Legal Services. He was recently involved in compiling a [resource guide for communities on New York's Green Amendment](#). In a recent radio segment of the [The Sanctuary for Independent Media](#) Radio, he discusses the litigation status of Lights Out Norlite and its motion to join the state public nuisance lawsuit against the Norlite hazardous waste incinerator and aggregate production facility. Under his leadership, the PELC previously filed a Motion to Intervene in the State of NY and New York State Department of Environmental Conservation v. Norlite, LLC on behalf of Lights Out Norlite. Lights Out Norlite seeks to intervene in the State case to sue the Norlite Facility for its members' decade-long exposure to harmful air contaminants. Lights Out Norlite also seeks to challenge DEC's lack of enforcement action with regard to the Facility as a violation of its members' constitutional rights to clean air and a healthful environment, pursuant to the recently enacted Green Amendment. He enjoyed writing the problem question for the [2023 Jeffrey G. Miller National Environmental Law Moot Court Competition](#) and looks forward to writing the problem question for [NELMCC 2024](#) which will be held in person this time.

**Ottinger, Richard L. (Pace | Haub, Dean Emeritus)** continues to advise J.D., LL.M., S.J.D. students, and international visiting scholars, involving them in national and international environmental and energy efficiency and renewable energy research and presentations. He remains a strong advocate for urgent action on climate change and continues to liaise with the International Union for the Conservation of Nature on issues of climate change and energy policy in his role as co-director of the Pace Global Center for Environmental Legal Studies.

**Outka, Uma (Kansas)** has been elected as a member of the American Law Institute and fellow of the American Bar Foundation. As 2022-23 chair of the AALS Section on Natural Resources and Energy Law, she organized a plenary program at this year's AALS conference, "From Aspiration to Implementation for Energy and Environmental Justice." Recent publications include *Synthesizing Energy Transitions* (with Nadia Ahmad, Danielle Stokes, & Hannah Wiseman), 39 GEORGIA STATE UNIV. LAW REVIEW 1087 (2023); *SDG7: Affordable and Clean Energy* (with Elizabeth Kronk Warner), 53 ENVIRONMENTAL LAW REPORTER 10124 (2023); *Justice Ruth Bader Ginsburg's Legacy in Environmental Law*, chapter in THE JURISPRUDENTIAL LEGACY OF JUSTICE RUTH BADER GINSBURG (NYU Press 2023); *Energy Communities in the EU and the United States* (with Annalisa Savaresi), chapter in DE GRUYTER HANDBOOK ON ENERGY LAW IN THE LOW-CARBON TRANSITION\_(De Gruyter 2023). This summer, she will present a work-in-progress, *Evolving Legal Conceptions of 'Energy Communities'* – at the Natural Resources Law Teachers Workshop at the FNREL Annual Institute.

**Owley, Jessica (Miami)** has yet another piece on Confederate monuments, "[Confederate Heritage Organizations and Confederate Monument Removal](#)," 71 WASH U. J.L. & POL'Y 77 (2023) (with Jess Phelps) alongside an article on the potential of using animal studies as evidence. "[Vermin of Proof: Arguments for the Admissibility of Animal Model Studies as Proof of Causation in Toxic Tort Litigation](#)" 34 GEO. ENV'T L. REV. 303 (2022) (with Kristen Ranges). Continuing her work with the Environmental Law Collaborative, Owley was part of the joint publication "[Adapting to a 4°C World](#)," 52 ENV'T L. REP. 10211 (2022) and has a co-authored (with Karen Bradshaw, Robin Craig, and Keith Hirokawa) chapter on baselines in the forthcoming book ADAPTING TO HIGH-LEVEL WARMING: EQUITY, GOVERNANCE, AND LAW. At the annual meeting of the Association of Law, Property, and Society ([ALPS](#)), Owley presented her work on judicial obstacles to environmental protection, with a focus on recent developments in takings law. She has become an active

member of the Resilience Property Theory Group, presenting work both at Essex University in the UK and at [the Oñati International Institute for the Sociology of Law](#) in Spain, both in June 2023. In her role as Environmental Law Program director, she has been busy organizing events and launching initiatives. For example, she has relaunched the junior environmental law listserv for pre-tenure environmental law faculty (and for those seeking to become academics). The University of Miami is also hosting a list of environmental conferences and symposia. Please reach out to have your event included.

**Parker, Elisabeth** (Utah, Stegner Law & Policy Program) co-authored an [amicus brief](#) in support of the Navajo Nation in *Arizona v. Navajo Nation* (No. 21-1484) and *Dep't of Interior v. Navajo Nation* (No. 22-51). She also co-published a chapter on Indigenous peoples and environmental law in COMPARATIVE ENVIRONMENTAL LAW RESEARCH HANDBOOK (Edward Elgar Publishing). She co-published an article on tribal water rights settlements. "[The Unfulfilled Promise of Indian Water Rights Settlements](#)," 37 NATURAL RESOURCES & ENVIRONMENT 12 (2022). She co-authored an article on Indigenous efforts to advance the human right to a healthy environment. "Indigenizing the Right to a Healthy Environment," PACE ENVIRONMENTAL LAW REVIEW (forthcoming). She presented on air quality disparities at the University of Utah's Climate Justice Teach-in. She also taught Air Pollution Law & Policy and coached Utah's National Environmental Law Moot Court Competition team during the spring semester.

**Parker-Flynn, James (Florida State University College of Law)** just completed his first year as FSU Law's Director of the Center for Environmental, Energy, and Land Use Law, joining FSU from a rigorous environmental law practice. Parker-Flynn teaches Energy Law, Land Use Law, and Environmental Justice and serves as the faculty advisor for the Journal of Land Use and Environmental Law. Parker-Flynn is part of an interdisciplinary team of researchers at FSU competing for one of the National Science Foundation's Convergence Accelerator research grants, focusing on Equitable Water Solutions. The team leverages cross-disciplinary expertise in the physical and social sciences, drawing on resources at FSU's National High Magnetic Lab, which hosts the largest and highest-powered magnet lab in the world.



James Parker-Flynn  
Director of the Center for Environmental, Energy, and  
Land Use Law  
Florida State University College of Law

**Payne, Heather (Seton Hall Law):** published “Rebuilding Grid Governance,” [48 B.Y.U. L. REV. 1057 \(2023\)](#) (with Joel Eisen) and [“The Public Health Case Against Gas Appliances.”](#) Bill of Health, Harvard Law Petrie-Flom Center (with Jenn Oliva). Presented at the AALS Annual Conference; the American Institute of Architects Taliesin Colloquium; UCSF/UC Law SF Consortium on Law, Science & Health Policy; the University of Richmond School of Law Journal of Law & Technology Symposium; the 5<sup>th</sup> Annual Consumer Law Scholars Conference, Berkeley Center for Consumer Law & Economic Justice; the Vanderbilt-Pace PEG, ESG, and Sustainable Business Workshop; the 8<sup>th</sup> Annual SRP Sustainability Conference of American Legal Educators at ASU Law; the Berkeley/Penn Energy Law Scholars Workshop; and the New Jersey State Bar Association Environmental Law Forum.

**Pleune, Jamie (Utah, Stegner Law & Policy Program)** published an article on the procedures included in the FAST-41 program, and analyzed whether those reforms would address common causes of delay and improve the transparency, predictability, and timeliness of mine permit applications. "This Permit Reform Already Works. Why Aren't More Mine Permit Applicants Using It?" 53 ENV. L. REP. 10463 (2023) (with Edward Boling). The article was runner up for the Best Paper Award for the ABA SEER Spring 2023 conference. It also prompted an invitation to testify before the House Committee on Natural Resources,

Subcommittee on Oversight and Investigations. The hearing, held May 11, 2023, focused on permit reform and NEPA implementation. She also published an article on implementation of the America the Beautiful Initiative. “Creating a Transparent Methodology for Measuring Success within the Continuum of Conservation for the America the Beautiful Initiative 15 Geo. Wash. J. Energy & Env’tl. L. \_\_\_ (2023) (forthcoming).



ABA SEER Spring Conference. From the left Jamie Pleune, Edward (Ted) Boling, and Michael Drummond



HNR Committee Hearing. From the left Jeremy Harrell and Jamie Pleune

**Pollans, Margot (Pace | Haub)** is the Faculty Director of the newly named Pace Food Law Center. After a brief hiatus, she returned to Pace | Haub Environmental Law in Spring to teach Administrative Law, Food Systems and Environmental Law. Recently, she was quoted in a joint press release by the Farm Bill Law Enterprise (FBLE) [“Food Law Leaders Call for Systems Change through 2023 Farm Bill.”](#) FBLE is a national partnership of law school programs working toward a farm bill that reflects the long-term needs of our society, including economic opportunity and stability; public health and nutrition; climate change mitigation and adaptation; public resources stewardship; and racial and socioeconomic justice.

**Quirke, Doug (Oregon)** is a Research Associate with the Environmental and Natural Resources (ENR) Law Center. Starting in summer 2022, he contributed to research for “The Oregon Forest Trust: An Ecological Endowment for Posterity,” an article authored by Professor Mary Wood (Oregon) for publication in a special full edition of the OREGON LAW REVIEW (forthcoming 2023). As part of the ENR’s Conservation Trust Project and Global Environmental Democracy Project research teams, Quirke continues to support development of the “Pacific Northwest Framework for Atmospheric Recovery” (PNW FAR, forthcoming 2024). He served as team lead for the Forest Working Group at the PNW FAR Convening led by Professor Wood in Stevenson, WA (May 17<sup>th</sup> – 19<sup>th</sup>, 2023). The Convening brought together dozens of experts from diverse disciplines for concerted collaboration on the logistics of region- and ecotype-specific carbon sequestration and natural climate solutions practices.

**Robinson, Nicholas A. (Pace | Haub, Emeritus)** continues to engage in a variety of international projects through Pace’s Global Center for Environmental Legal Studies and in his role as Executive Governor for the International Council on Environmental Law. In April, he spoke on the panel, [Holistic Conceptions of Health in Indigenous Wisdom and Law](#), a side event within the framework of the 22nd session of the United Nations Permanent Forum on Indigenous Issues, organized by the Normandy Chair for Peace. He was also quoted in the [Reuters research project "The Bat Lands"](#) concerning zoonotic spillover and pandemic risk. Having contributed to the creation of the [New York’s Environmental Rights Repository](#), he continues to advocate for the promise of New York’s new Green Amendment. In [this article for the New York Law Journal](#), he explains the changes necessary in government operations for the state to uphold this new law and how New York courts hold the ultimate decision in the first four cases. He was also interviewed by [Spectrum News](#) regarding a class-action lawsuit filed by residents of Buffalo, New York after learning the city has [not been fluoridating](#) the water since June 22, 2015.

**Schremmer, Joe (New Mexico)** recently published an article explaining the judicial remedies available for subsurface trespasses and their relationship to public regulation of subsurface natural resources including oil and gas and pore space. *Subsurface Trespass: Private Remedies and Public Regulation*, 101 Neb. L. Rev. 1005 (2023). He published an article in a recent symposium on Professor Eric Claeys’ forthcoming book, *Natural Property Rights*. Schremmer’s contribution seized on a

particular debate about the *ad coelum* doctrine in property law to make an argument about the importance of understanding common law property doctrines holistically as a system. *Ad Coelum and the Design of Property Rights*, 9 Tex. A&M J. Prop. L. 707 (2023). He presented a paper at the 70th Mineral Law Institute hosted by the LSU Paul M. Herbert Law Center. The paper explains the analysis of disputes between oil and gas development and carbon sequestration in the same tract of land. *The Potential for Conflicts between CCS Projects and Mineral Extraction*, 70 Min. L. Inst. (forthcoming 2023). He is currently working on a fuller treatment of these issues for a law review article. He also presented an analysis of recent subsurface property cases at the 49th Annual Ernest E. Smith Oil, Gas, and Mineral Law Institute sponsored by the University of Texas School of Law. *Subsurface Property Issues in Recent Litigation*, 49 Ernest E. Smith Oil, Gas and Min. L. Inst. (2023). He also presented his scholarship involving subsurface property rights and trespass at the Subsurface Resources Colloquium hosted by SMU School of Law in April 2023.

**Seidenfeld, Mark (Florida State University College of Law)** recently had the article, “Rethinking the Good Cause Exception to Notice and Comment Rulemaking in Light of Interim Final Rules.” 75 ADMIN L. REV. \_\_\_ (forthcoming 2023), accepted for publication: He also was one of several panelists who delivered the “Allen N. Poucher Lecture: Discussion of West Virginia v. EPA,” at the Levin College of Law, University of Florida (October 2022). In addition, Professor Seidenfeld commented on two papers at the New Faces in Administrative Law Panel of Junior and Senior Scholars, and one paper at the New Faces in Legislation and Statutory Interpretation Panel of Junior and Senior Scholars, at the Annual Meeting of the AALS, in Washington, DC (January 2023).

**Vithanage Achintha (Pace | Haub)**, Associate Director of Environmental Law Programs, was named to the [2023 Lawdragon Green 500: Leaders in Environmental Law](#) along with Karl Coplan. She was invited to guest lecture at Columbia Law regarding her Pace Environmental Law Review article, [Addressing Correlations Between Gender-Based Violence and Climate Change: An Expanded Role for International Climate Change Law and Education for Sustainable Development](#). At the Spring Conference of the ABA’s Section on Environmental Energy and Natural Resources in Denver, Colorado, she presented on the panel “*Massachusetts v. EPA* Turns Sweet 16” where she discussed the international legal impacts of the supreme court decision with a focus on the case’s positive impact on international climate change negotiations. This summer, she attended

and presented on “Energy Justice and Underserved Communities” at a Conference on Current Trends in Mining and Energy Regulation at the law school of Cientifica del Sur in Peru and guest lectured at Cientifica Law on marine biodiversity protection under international environmental law, before taking a few days to explore Cusco, Machu Picchu, and the Sacred Valley. She taught International Environmental Law in Spring and will be teaching a seminar course on Advanced International Environmental Law in Fall.

**Wood, Mary (Oregon)** delivered the [Marie-Sklodowska-Curie Energy Transition Governance and Law Lecture](#) at the University of Houston with her talk, [“Confronting the Other Climate Imperative: An Approach to Sky Cleanup Using Natural Climate Solutions”](#) (January 31<sup>st</sup>, 2023, via Zoom). She was opening keynoter at the student-organized [Public Interest Environmental Law Conference](#) at the University of Oregon in Eugene, OR with an address titled “Nature’s Trust: Protecting an Ecological Endowment for Posterity” (March 2<sup>nd</sup>, 2023). As part of her ongoing work to develop the “Pacific Northwest Framework for Atmospheric Recovery” (PNW FAR, forthcoming 2024), Wood led the PNW FAR Convening in Stevenson, WA (May 17<sup>th</sup> – May 19<sup>th</sup>, 2023). The Convening brought together dozens of experts from diverse disciplines for concerted collaboration on the logistics of region- and ecotype-specific carbon sequestration and natural climate solutions practices. Wood also gave the keynote address at the Eötvös Loránd University Law School and Aarhus University [Joint Workshop on Future Generations Litigation and Transformative Changes in Environmental Governance](#) in Budapest, Hungary with a talk titled [“Global Atmospheric Trust Litigation: Protecting the Planet’s Climate System for Future Generations”](#) (June 9<sup>th</sup>, 2023, via Zoom). Her comprehensive article on public trust obligations in forest management, “The Oregon Forest Trust: An Ecological Endowment for Posterity” will be published as a special full edition of the OREGON LAW REVIEW (forthcoming 2023).



**Environmental Law Collaborative Workshop in Hood River, Oregon in July 2023**

From left to right Camille Pannu, Josh Galperin, Karen Bradshaw, Danielle Stokes, Kevin Lynch, Jessica Owley, JB Ruhl, Cinnamon Carlarne, Rebecca Bratspies, Michele Okoh, Shannon Roesler, Ruhan Nagra, Anastasia Telesetsky, Robin Craig, Karrigan Bork, Sarah Fox, Amber Polk, Melissa Powers, and Keith Hirokawa