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The Eighth Annual Advanced Conference on Litigating
Natural Resource Damages
Including special addresses by DOJ ENRD head Jeff Clark,
John Cruden, and Congressman Garret Graves

March 14 & 15, 2019
Washington, District of Columbia
Arnold & Porter Conference Center

Credits: 10.75 WA CLE | 10.75 ABCEP (call about others)
Quick when/where: 8:30 a.m., 601 Massachusetts Avenue, NW

Yes! Please register me:

Name: ________________________________________________
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For which state(s)? _____________________________________

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If you cannot attend in person, check boxes to order:
- [ ] Video Replay  - [ ] Audio Replay  - [ ] Course Materials
This year’s Advanced NRD Conference in D.C. starts with a special opening policy address from Jeffrey B. Clark, Assistant Attorney General for ENRD, on federal policy priorities. We’ll follow that with a discussion by federal trustees on how they see the current challenges and opportunities.

States are asserting themselves on a number of environmental issues and we’ll feature New Jersey as an NRD pioneer that is moving forward to address new issues. New issues include baseline in the context of extreme weather and climate change; We’ll also explore innovative approaches for valuing nature and sustainability. Along those lines we’ll have a case study of a consent decree with the City of Seattle for restoration banking.

You’ll hear insights from in-house counsel for NRD case management strategies and our annual update on trial strategies and techniques. We’ll conclude with John Cruden’s insights into how NRD practice adapts to new issues and science.

This program attracts both high level speakers and attendees and we keep participation at a level that facilitates a very active dialogue. You’ll have an opportunity to continue the conversation at the breaks and we hope you’ll stay for the reception and dinner at the end of the first day. Join us for this truly extraordinary event.

~ Program Co-Chairs: Ira M. Gottlieb, Esq. of McCarter & English and Brian D. Israel, Esq. of Arnold & Porter
8:30  The Eye of the Storm: Extreme Weather, Climate Change and Baseline
Modeling the impact of changes due to extreme weather events and sea level rise

Robert Haddad, Ph.D.
Group VP - Environmental & Earth Sciences
Exponent, Inc. ~ Menlo Park, CA

Michael B. Gerrard, Esq., Professor of Professional Practice
Columbia Law School ~ New York, NY

Daniel M. Galpern, Esq.
Law Offices of Daniel M. Galpern ~ Eugene, OR

10:00  Restoration Banking: An Idea Who’s Time Has Finally Arrived?
The opportunities and obstacles for third-party credit-banking mechanisms as memorialized in the recent consent decree with the City of Seattle

Rachel Jacobson, Esq.
Wilmer Cutler Pickering Hale and Dorr ~ Washington, DC

10:30  Break

10:45  Trial Strategies
Use of big data, analytics, machine learning, and analytics to value cases and make tactical decisions during trial

Kevin J. Vaughan, Esq., Senior Counsel, HSSE, Moderator
Exxon Mobil Corporation ~ Spring, TX

David G. Mandelbaum, Esq.
Greenberg Traurig ~ Philadelphia, PA

Allan Kanner, Esq.
Kanner & Whiteley ~ New Orleans, LA

12:00  Special Closing Address: Insights into How NRD Practice Adapts to New Issues and Changes in the Science
A view from the former Special Assistant Attorney General for the Department of Justice’s Environment and Natural Resources Division

John C. Cruden, Esq.
Beverage & Diamond ~ Washington, DC

12:30  Evaluations and Adjourn

Registration & Other Conference Information

To Register:
Call us at: 206-567-4490
Fax the registration form to us at: 206-567-5058
Email us at: registrar@lawseminars.com
Online: www.lawseminars.com
Mail the registration form on the front page.
Walk-ins are welcome, subject to space availability.
Registration is complete when we receive payment or agree to later payment.

Tuition:  Regular tuition for this program is $995 with a group rate of $895 each for two or more registrants from the same firm. For government employees and Tribal members, we offer a special rate of $745. For students, people in their job for less than a year, and public interest NGO’s, our rate is $497.50. All rates include admission to all seminar sessions, food and beverages at breaks, the reception and dinner, and all course materials. Materials will be available for download and review a few days before the seminar. Make checks payable to Law Seminars International. Financial aid is available to those who qualify. Contact our office for more information.

Substitution & Cancellation:  You may substitute another person at any time. We will refund tuition, less a $50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, March 8, 2019. After that time, we will credit your tuition toward attendance at another program or the purchase of a webcast or audio replay.

Continuing Education Credits:  Live credits: This program qualifies for 10.75 WA MCLE and 10.75 Academy of Board Certified Environmental Professionals (ABCEP) credits. Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

Location:  The conference will be held at the Arnold & Porter Conference Center at 601 Massachusetts Avenue, NW in Washington, DC 20001-3743. Lodging is available at a number of nearby hotels—use your favorite hotel website to find the one that offers the best deal for you.

Time Shift Your Content:  Audio podcasts and video replays, with course materials alone are available for $100. Replays will be available within three business days after the seminar or from the date we receive payment.
March 14 & 15, 2019
Washington, District of Columbia
Arnold & Porter Conference Center
601 Massachusetts Avenue, NW
(202) 942-5000

Who Should Attend:
In-house, private and government attorneys; trustee representatives; senior executives and risk managers; consultants and others who are involved in natural resource damage policy, assessments and claims

You Will Learn About:
- Jeffrey B. Clark on policy priorities at the DOJ’s Environment and Natural Resources Division
- Federal trustees on current NRD challenges and opportunities
- Case study of New Jersey as a pioneer for NRD remedial programs
- New approaches and new tools for valuing nature and sustainability
- Restoration banking and the viability of third-party credit-banking mechanisms
- Case management lessons from in-house counsel
- Extreme weather, climate change and baseline
- Trial strategies
- John Cruden on how NRD practice adapts to new issues and changes in the science

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Faculty: Natural Resource Damages Conference

Ira M. Gottlieb, *Program Co-Chair,* is a Partner at McCarter & English and Practice Group Leader of the Firm’s Environment & Energy Practice Group. He previously served served as an Assistant Regional Counsel for the United States Environmental Protection Agency, Region III.

Brian D. Israel, *Program Co-Chair,* is a Partner at Arnold & Porter and chair of the firm’s Environmental practice group. He served as lead counsel to BP in relation to the Deepwater Horizon NRD claim and as one of the trial attorneys at the Deepwater Horizon Clean Water Act penalty trial.

Jeffrey B. Clark, *Special Opening Address,* is the Assistant Attorney General for the Department of Justice’s Environment and Natural Resources Division.

John Cruden, *Special Closing Address,* is a Principal at Beverage & Diamond. He is immediate past President of the American College of Environmental Lawyers and previously served as a senior leader on environmental and natural resource matters at the United States Department of Justice.

The Hon. Garret Graves, (R) Louisiana, *Special Address,* represents Louisiana’s Sixth Congressional District in the United States House of Representatives. He serves as Chairman of the House Transportation and Infrastructure Subcommittee on Water Resources and Environment, which oversees water resources development and regulatory programs administered by the U.S. Army Corps of Engineers and the Environmental Protection Agency (EPA), along with other agencies and water-related programs.

Kevin J. Vaughan, *Moderator,* is Senior Counsel, HSSE at Exxon Mobil Corporation.

Susan Boyle is a Senior Consultant for GEI Consultants.

Thomas Byrne is Chief Environmental Counsel at Honeywell International Inc.

John Carlucci is Assistant Solicitor at the U.S. Department of the Interior.

Lauren Daniel, Arnold & Porter, is an environmental litigator handling a wide range of disputes, including NRD litigation and cost recovery.

Tod Delaney, Ph.D., is the Founder and President of First Environment. He serves as an expert witness for natural resource damages cases.

Mary Draves is VP and Chief Sustainability Officer for The Dow Chemical Company.


Michael B. Gerrard, Professor of Professional Practice at Columbia Law School, is the Founder and Director of Sabin Center for Climate Change Law.

Robert Haddad, Ph.D., is Group VP - Environmental & Earth Sciences for Exponent, Inc. He has focused on the strategic evaluation and tactical resolution of environmental problems for nearly 30 years.

Marc A. Rollo is a Partner at Archer & Greiner and serves as Chair of Archer’s Environment Law Department and the Petroleum Industry Practices Group.

John Rudolph is Attorney-Advisor to the U.S. Department of the Interior.

Sheryl Telford is VP, Environment, Health and Safety & Corporate Responsibility for The Chemours Company.

Theodore Tomasi is Vice President and Director of National Practices at Cardno, Inc.

Emma Windsor is a partner at Wilmer Cutler Pickering Hale and Dorr. She joined the firm following more than two decades in the federal government, where she handled some of the largest environmental cases in U.S. history and held senior positions at the US Department of Justice (DOJ), Department of the Interior (DOI) and Department of Defense (DoD).

Allan Kanner, Kanner & Whiteley, currently represents the State of New Jersey against EXXONMobil and represented the State of Louisiana in the Deepwater Horizon oil spill litigation.

Chauncey Kelly is Chief of the Natural Resources Section for the National Oceanic and Atmospheric Administration.

David G. Mandelbaum is a Shareholder at Greenberg Traurig and serves as Co-Chair of the firm’s Environmental Practice.

Jean Martin is Senior Counsel, HSSE at BP America Inc.

Craig R. O’Connor is Special Counsel for Natural Resources at the National Oceanic and Atmospheric Administration. He formerly served as Section Chief for the Natural Resources Section.

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