

Friday, January 21, 2011
2:15 p.m. – 5:30 p.m.
Environment & Natural Resources Section
3.0 MCLE Credit Hours

2011 Environmental Law Update

The 2011 Environmental Law Update will focus on three hot topics in environmental law. First, while climate change legislation in Congress appears to be stalled indefinitely, the regulation of carbon dioxide and other greenhouse gases by the EPA is now moving forward following the Supreme Court's 2007 decision opening the door to their regulation under the Clean Air Act. We have also seen the effects of climate change in the courts, where a variety of plaintiffs, including individuals, environmental groups and state and local governments, have instituted litigation targeting corporations associated with the emission of greenhouse gases. Next, we will take a look at the South Carolina Brownfields program, including changes that have been instituted in recent years, an explanation of the various tax and other incentives offered by the program, and a look at problems commonly encountered in the purchase and development of such properties. Finally, we will take a look at the other side of environmental law, criminal enforcement, which was highlighted as a renewed area of focus for EPA by its Administrator Lisa P. Jackson.

Agenda

- 2:15 p.m. – 2:45 p.m. **The Shifting Regulatory Landscape Surrounding Climate Change**
Prof. Cinnamon Piñon Carlarne, Columbia
- 2:45 p.m. – 3:15 p.m. **The Rise of Global Warming Litigation**
Garry S. Rice, Charlotte, NC
- 3:15 p.m. – 3:30 p.m. **Background, History and Context of the South Carolina Brownfields Program**
Ben A. Hagood Jr., Charleston
- 3:30 p.m. – 3:45 p.m. **The Evolution and Expansion of Protections Offered by the South Carolina Brownfields Program**
Robert Hodges, Columbia
- 3:45 p.m. – 4:00 p.m. **Discussion of Tax Incentives Created by the South Carolina Brownsfields Program**
W. Thomas Lavender Jr., Columbia
- 4:00 p.m. – 4:15 p.m. **Hurdles Commonly Encountered in a Brownfields Project: Roundtable Discussion**
Robert Hodges, Columbia
Ben A. Hagood Jr., Charleston
W. Thomas Lavender Jr., Columbia
- 4:30 p.m. – 5:30 p.m. **The Other Side of Environmental Law: *United States v. W.R. Grace et al.***
William A. Coates, Greenville
Elizabeth Van Doren Gray, Columbia

Course Planner/Moderator: *Michael J. Bogle, Greenville*