



The Florida Bar Continuing Legal Education Committee and
the Environmental & Land Use Law Section present

2013 ELULS Annual Update

(Including Ethical Challenges for the
Environmental Lawyer and Consultant)

*Celebrating
40 Years of Service
to its Membership*

Course Classification: Advanced Level

August 8-10, 2013

Sawgrass Marriott Golf Resort & Spa
1000 PGA Tour Boulevard
Ponte Vedra Beach, FL 32082
800-457-4653

Course No. 1616R/1617C
1615C



SCHEDULE OF EVENTS

Wednesday

4:00 p.m. – 6:00 p.m.

Executive Council Meeting (open to all attendees)

Thursday

8:00 a.m. – 8:30 a.m.

Late Registration

8:30 a.m. – 8:35 a.m.

Opening Remarks/Introduction

8:35 a.m. – 9:20 a.m.

Situational Ethics: Can Circumstances Affect the Ethical Responsibilities of Environmental Attorneys and Professionals?

*Anna H. Long, Sundstrom, Friedmand & Fumero, LLP
L. Thomas Roberts, E. Sciences, Inc.*

9:20 a.m. – 10:05 a.m.

Lawyers, Consultants, and Clients – The Ethics, Legalities, and Implications of Data Reporting

*Kellie D. Scott, Gunster
William Ware, Geosyntec Consultants*

10:05 a.m. – 10:35 a.m. **Break**

10:35 a.m. – 11:20 a.m.

Case Study Evaluations - Ethical Challenges in the Environmental Industry

*Frank L. Hearne, Mechanik, Nuccio, Hearne & Wester, P.A.
Terry Griffin, Cardno TBE*

11:20 a.m. – 12:05 p.m.

Ethical Conundrums with Emerging Chemicals

*Justin P. Hofmeister, The Goldstein Environmental Law Firm, P.A.
Derek E. Huston, HSW Engineering, Inc.*

12:05 p.m. – 1:10 p.m.

Substantive Committees Luncheon (open to all attendees)

1:15 p.m.

Keynote Introduction

1:20 p.m. – 2:10 p.m.

Keynote Address: Journey to Sustainability—The Courage to Change

Claude Ouimet, Senior V.P. & G.M., Interface Canada and Latin America

2:10 p.m. – 3:15 p.m.

Ethics for Environmental and Sustainability Reporting

*Jacob T. Cremer, Smolker, Bartlett, Schlosser, Loeb & Hinds, P.A.
Thea D. Dunmire, ENLAR Compliance Services, Inc.*

3:15 p.m. – 3:45 p.m. **Break**

3:45 p.m. – 4:45 p.m.

Rising Criminal Enforcement: Keeping Your Client Out of the Clink

*Stacy Watson May, The Law Firm of Stacy Watson May, P.A.
James E. Felman, Kynes, Markman & Felman, P.A.*

4:45 p.m. – 5:30 p.m.

Legislative Update

*Lawrence E. Sellers, Jr., Holland & Knight LLP
Terry E. Lewis, Lewis, Longman & Walker, P.A.*

5:30 p.m. – 5:35 p.m.

Session Summary and Announcements

5:35 p.m. – 6:30 p.m.

Reception

6:30 p.m. – 8:30 p.m.

EcoWalk – Guana Reserve Interpretive Beach Walk
ESciences

7:30 p.m. – 9:30 p.m.

Entertainment

John Henry Hankinson & The Non-Essentials

Friday

Concurrent Sessions

A) Track A B) Track B

8:25 a.m. – 8:30 a.m.

A) and B) Opening Announcements

8:30 a.m. – 9:15 a.m.

A) Natural Gas Pipelines in Florida

*Virginia C. Dailey, Hopping Green & Sams
Al Taylor, Williams Gas Pipeline/Gulfstream
Natural Gas at Williams Company*

B) Integrating Water Conservation into Sustainable Development & Green Building

*Nicole C. Kibert, Carlton Fields
Roger W. Sims, Holland & Knight
Veronika Thiebach, St. Johns River Water Management District*

9:15 a.m. – 10:00 a.m.

A) Sea Changes in Solid and Hazardous Waste Regulation and Remediation in Florida

*Ralph A. DeMeo, Hopping Green & Sams
David Riotte, Geosyntec Consultants*

B) A Developer's Guide to Navigating Bug and Bunny Issues with the Wildlife Agencies

*Amelia Savage, Hopping Green & Sams
Harold G. "Bud" Vielhauer, Fish & Wildlife Conservation Commission
Dave Hankla, U.S. Fish & Wildlife Service*

10:00 a.m. – 10:30 a.m. **Break**

10:30 a.m. – 11:15 a.m.

A) All That Glitters is Not Gold: Pitfalls of Word Choice in Documents

*Rory C. Ryan, Ryan Law
Joel E. Balmat, HSW Engineering, Inc.*

B) Overcoming Encumbrances for a Mitigation Bank

*Katherine E. Cole, Hill Ward Henderson
Abbey Naylor, Birkitt Environmental Services, Inc.*

11:15 a.m. – 12:00 p.m.

A) Air Update: New NAAQS, Boiler MACT, and More

*Robert C. McCann, Jr., Golder Associates, Inc.
David S. Dee, Gardner, Bist, Wiener, Wadsworth, Bowden,
Bush, Dee, LaVia & Wright, P.A.*

B) Land Use Practice Post-DCA: What are Important State Resources and Facilities and What's DEO's Jurisdiction?

*Derek V. Howard, Monroe County Attorney's Office
Richard J. Grosso, Shepard Broad Law Center, Nova Southeastern University
Tara W. Duhy, Lewis, Longman & Walker, P.A.*

12:00 p.m. – 1:40 p.m.

Section Annual Meeting and Awards Luncheon

1:40 p.m. – 2:50 p.m.

General Counsels' Roundtable

*Moderator: Timothy J. Center, Centerfield Strategy
Matthew Z. Leopold, Department of Environmental Protection
Robert N. Sechen, Department of Economic Opportunity
Laura J. Donaldson, Southwest Florida Water Management District
Harold G. "Bud" Vielhauer, Fish & Wildlife Conservation Commission
John W. Costigan, Department of Agriculture & Consumer Services*

2:50 p.m. – 3:35 p.m.

Administrative Law Update

Mary F. Smallwood, GrayRobinson, P.A.

3:35 p.m. – 4:05 p.m. **Break**

4:05 p.m. – 4:55 p.m.

Large-Scale Restoration I: The Gulf of Mexico

*John Henry Hankinson, Jr., Former Executive Director, Gulf Coast
Ecosystem Restoration Task Force
Janet E. Bowman, The Nature Conservancy*

4:55 p.m. – 5:45 p.m.

Large-Scale Restoration II: The Everglades

*Gregory M. Munson, Department of Environmental Protection
Shannon A. Estenoz, U.S. Department of the Interior
Jane C. Graham, Audubon Florida*

5:45 p.m. – 5:50 p.m.

Closing Remarks

5:50 p.m. – 7:30 p.m.

Reception

8:00 p.m.

Young Lawyers Committee Social

Saturday

ELULS Committee Meetings (open to all attendees)

8:30 a.m. – 10:00 a.m.

Affiliate Membership

9:00 a.m. – 10:00 a.m.

Law School Liaison

10:00 a.m. – 12:00 noon

Continuing Legal Education

12:00 noon – 2:00 p.m.

Public Interest

CLE CREDITS

**2013 Environmental and Land Use Law
Annual Update (1616R)**

General: 16.0 hours
Ethics: 5.0 hours

CERTIFICATION PROGRAM

(Max. Credit: 16.0 hours)

City, County & Local Government: 16.0 hours

Real Estate Law: 16.0 hours

State & Federal Gov't & Administrative Practice: 16.0 hours

**2013 Ethical Challenges for the Environmental
Lawyer and Consultant (1615C)**

General: 3.5 hours
Ethics: 3.5 hours

CERTIFICATION PROGRAM

(Max. Credit: 3.5 hours)

City, County, Local Gov't: 3.5 hours

Real Estate: 3.5 hours

State & Federal Gov't & Administrative Practice: 3.5 hours

Seminar credit may be applied to satisfy CLER / Certification requirements in the amounts specified above, not to exceed the maximum credit. See the CLE link at www.floridabar.org for more information.

Prior to your CLER reporting date (located on the mailing label of your Florida Bar News or available in your CLE record on-line) you will be sent a Reporting Affidavit if you have not completed your required hours (must be returned by your CLER reporting date).

REFUND POLICY

A \$25 service fee applies to all requests for refunds. Requests must be in writing and postmarked no later than two business days following the live course presentation or receipt of product. Registration fees are non-transferrable, unless transferred to a colleague registering at the same price paid. Registrants who do not notify The Florida Bar by 5:00 p.m., August 1, 2013 that they will be unable to attend the seminar, will have an additional \$175 retained. Persons attending under the policy of fee waivers will be required to pay \$175.

HOTEL RESERVATIONS

A block of rooms has been reserved at the Sawgrass Marriott Golf Resort & Spa, at the rate of \$129 single/double occupancy. To make reservations, call the Sawgrass Marriott Golf Resort & Spa directly at (800) 457-4653. Reservations must be made by 3:00 p.m. on 7/8/13 to assure the group rate and availability. After that date, the group rate will be granted on a "space available" basis.

ELECTRONIC COURSE MATERIAL NOTICE

Florida Bar CLE Courses feature electronic course materials for all live presentations, live webcasts, webinars, teleseminars, audio CDs and video DVDs. This searchable electronic material can be downloaded and printed and is available via e-mail several days in advance of the live presentation or thereafter for purchased products. Effective July 1, 2010.

TO REGISTER



ON-LINE:

www.floridabar.org/CLE



MAIL:

Completed form with check



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REGISTRATION

Register me for 2013 ELULS Annual Update (Including Ethical Challenges for the Environmental Lawyer and Consultant)

ONE LOCATION: (140), SAWGRASS MARRIOTT GOLF RESORT & SPA (AUGUST 8-10, 2013)

TO REGISTER OR ORDER AUDIO CD OR COURSE BOOKS BY MAIL SEND THIS FORM TO: The Florida Bar, Order Entry Department, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 with a check payable to The Florida Bar, or credit card information filled in below. If you have questions, call 850/561-5831. ON-SITE REGISTRATION, ADD \$25.00. **On-site registration is by check only.**

Name _____ Florida Bar # _____

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**E-mail address is required to receive electronic course material and is only used for this order.*

JMW: Course No. 1616R/1617C/1615C

REGISTRATION FEE (CHECK ONE):

1616R

- Member of the Environmental & Land Use Law Section: \$465
- Non-section member: \$505
- Full-time law college faculty or full-time law student: \$340
- Persons attending under the policy of fee waivers: \$175



Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

Members of The Florida Bar who are Supreme Court, Federal, DCA, circuit judges, county judges, magistrates, judges of compensation claims, full-time administrative law judges, and court appointed hearing officers, or full-time legal aid attorneys for programs directly related to their client practice are eligible upon written request and personal use only, complimentary admission to any live CLE Committee sponsored course. Not applicable to webcast. (We reserve the right to verify employment.)

METHOD OF PAYMENT (CHECK ONE):

- Check enclosed made payable to The Florida Bar
- Credit Card (Advance registration only. Fax to 850/561-9413.)
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Exp. Date: ____/____ (MO./YR.)

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COURSE BOOK — AUDIO CD

Private recording of this program is not permitted. **Delivery time is 4 to 6 weeks after 8/9/13. TO ORDER AUDIO CD OR COURSE BOOKS**, fill out the order form above, including a street address for delivery. **Please add sales tax. Tax exempt entities must pay the non-section member price.** Those eligible for the above mentioned fee waiver may order a complimentary audio CD in lieu of live attendance upon written request and for personal use only.

Please include sales tax unless ordering party is tax-exempt or a nonresident of Florida. If this order is to be purchased by a tax-exempt organization, the media must be mailed to that organization and not to a person. Include tax-exempt number beside organization's name on the order form.

2013 ELULS Annual Update (Thursday and Friday Sessions)

- AUDIO CD (1617C)**
(includes Electronic Course Material)
\$390 plus tax (section member); \$430 plus tax (non-section member)

TOTAL \$ _____

- COURSE BOOK ONLY (1616M)**
Cost \$60 plus tax

TOTAL \$ _____

2013 Ethical Challenges for the Environmental Lawyer and Consultant (Thursday a.m. Sessions Only)

- AUDIO CD (1615C)**
(includes Electronic Course Material)
\$115 plus tax (section member); \$155 plus tax (non-section member)

TOTAL \$ _____