



**Insiders Guide
to the
Annual Update
available online at
www.eluls.org**

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



OMNI AMELIA ISLAND PLANTATION RESORT

2014 ELULS Annual Update

***(Including Ethical Challenges for the
Environmental Lawyer and Consultant)***

Course Classification: Intermediate Level

August 7-9, 2014

**Omni Amelia Island Plantation Resort
39 Beach Lagoon
Fernandina Beach, Florida 32034
(904) 261-6161**

**Course No. 1778R/1905C
1777C**



Schedule of Events

Wednesday, August 6, 2014

4:00 p.m. – 6:00 p.m.

Executive Council Meeting

Thursday, August 7, 2014

8:00 a.m. – 8:25 a.m.

Late Registration

8:25 a.m. – 8:30 a.m.

Opening Remarks/Introduction

8:30 a.m. – 10:10 a.m.

Affiliate/Attorney Ethics: Mock Trial Addressing Ethical Issues Associated with Environmental Due Diligence, Eminent Domain and “New” Types of Contamination Issues in Florida

Ralph DeMeo, Esq., Hopping Green & Sams, P.A.

J. Chris Herin, P.G., Geosyntec Consultants

Peter K. Partlow, P.E., E. Sciences, Inc.

William L. Finger, Esq., Finger, Nelson & Maguire, PLLC

Robert Fingar, Esq., Guilday Law

10:10 a.m. – 10:20 a.m. **Break**

10:20 a.m. – 11:10 a.m.

Ethical Issues for Attorneys and Consultants: Attorney-Client Privilege, Confidentiality, and the Work Product Doctrine

David B. Weinstein, Esq., Greenberg Traurig

Chelsae R. Johansen, Esq., Greenberg Traurig

11:10 a.m. – 12:00 noon

Affiliate/Attorney Ethics: How to Avoid Conflicts of Interest: Does Your Involvement Pass the Straight-Face Test?

Anna H. Long, Esq., Friedman, Friedman & Long, P.A.

L. Thomas Roberts, E Sciences, Inc.

12:00 noon – 1:00 p.m.

Substantive Committee Luncheon

1:00 p.m. – 2:00 p.m.

Keynote Speaker

John Englander, Oceanographer & Consultant, Boca Raton

2:00 p.m. – 2:10 p.m. **Break**

2:10 p.m. – 3:00 p.m.

Air Policy and Energy Production

Robert A. Manning, Esq., Hopping Green & Sams, P.A.

Scott Osbourn, P.E., Golder Associates, Inc.

Paula Cobb, Esq., Director of The Division of Air Resource

Management, Florida Department of Environmental Protection

3:00 p.m. – 3:50 p.m.

Sector Planning: The North Ranch Master Plan

Chris Sinclair, AICP, Renaissance Planning Group

David L. Powell, Esq., Hopping Green & Sams, P.A.

W. Michael Dennis, Ph.D., Breedlove, Dennis & Associates, Inc.

3:50 p.m. – 4:00 p.m. **Break**

4:00 p.m. – 4:50 p.m.

Administrative Law Update

Francine M. Ffolkes, Esq., Florida Department of Environmental Protection

4:50 p.m. – 5:40 p.m.

Legislative Update

Lawrence E. Sellers, Jr., Esq., Holland & Knight, LLP

Terry E. Lewis, Esq., Lewis, Longman & Walker, P.A.

5:40 p.m. – 7:00 p.m.

Reception

6:30 p.m. – 8:30 p.m.

Eco Walk (E Sciences)

7:30 p.m. – 9:30 p.m.

Live Music (Hankinson)

Friday, August 8, 2014

Concurrent Sessions

A) Track A (Land Use)

B) Track B (Environmental)

8:15 a.m. – 8:25 a.m.

Opening Announcements

8:25 a.m. – 9:15 a.m.

A) Annexations

Thomas A. Cloud, Esq., Gray Robinson, P.A.

Kyle Shephard, Esq., Orlando City Hall

B) Hazardous Waste/Soil Contamination Forum

Laurel E. Lockett, Esq., Carlton Fields Jordan Burt

Steven D. Folsom, P.E., HSW Engineering, Inc.

9:15 a.m. – 10:05 a.m.

A) CDDs

Scott I. Steady, Esq., Burr & Forman LLP

Brian A. Watson, Esq., Burr & Forman LLP

Brian Lamb, Meritus Districts

B) Insurance and its Implications for Coastal Development

Anthony Ettore, Esq., Disaster Strategies and Ideas

Lisa Miller, Lisa Miller and Associates

Niki Pace, Esq., Mississippi-Alabama Sea Grant Legal Program

10:05 a.m. – 10:20 a.m. **Break**

10:20 a.m. – 11:10 a.m.

A) First Amendment Developments in Land Use

Sidney F. Ansbacher, Esq., St. Augustine

Gary S. Edinger, Esq., Benjamin, Aaronson, Edinger, &

Patanzo, P.A.

B) Strategies for Developing Resilient Coastal Communities

Danielle Irwin, Florida Department of Environmental Protection

Niki Pace, Esq., Mississippi-Alabama Sea Grant Legal Program

Kelly Samek, Esq., Florida Department of Environmental Protection

11:10 a.m. – 12:00 noon

A) Land Use ADRs

Carlos Alvarez, Esq., Mediations, Facilitations and Arbitrations

Miranda F. Fitzgerald, Esq., Lowndes, Drosdick, Doster, Kantor

& Reed, P.A.

B) Implications of EPA's Recent “Waters of the US” Proposed Rule

Matt Leopold, Esq., Florida Department of Environmental Protection

12:00 noon – 1:30 p.m.

ELULS Annual Meeting & Luncheon

1:30 p.m. – 2:30 p.m.

Climate Change/Energy

Erin Deady, Esq., Erin L. Deady, P.A. (moderator)

Jason Liechty, Environmental Projects Coordinator, Natural

Resources Planning and Management Division, Broward County

Environmental Protection and Growth Management Department

Robert Scheffel “Scheff” Wright, Esq., Partner – Gardner, Bist, Wiener,

Wadsworth, Bowden, Bush, Dee, LaVia & Wright, P.A.

George Cavros, Esq., Florida Policy Atty, Southern Alliance for

Clean Energy

Steven D. Scroggs, Senior Director, Project Development, Florida

Power & Light Company

2:30 p.m. – 3:45 p.m.

General Counsel's Roundtable

Moderator: Timothy J. Center, Centerfield Strategy
Matt Leopold, Esq., Florida Department of Environmental Protection
Kirk L. Burns, Esq., South Florida Water Management District
Harold G. "Bud" Vielhauer, Esq., Florida Fish & Wildlife Conservation Commission

Robert Sechen, Esq., Florida Department of Economic Opportunity
John W. Costigan, Esq., Assistant (Deputy) General Counsel,
Office of General Counsel, Florida Department of Agriculture and Consumer Services

3:45 p.m. – 4:00 p.m. **Break**

4:00 p.m. – 5:00 p.m.

Sea Level Rise Panel

Jason Totoiu, Esq., Everglades Law Center (moderator)
Richard J. Grosso, Esq., Shepard Broad Law Center, Nova Southeastern University
Debbie M. Orshesky, Esq., Greenberg Traurig, LLP
Nancy Ellen Stroud, Esq., Lewis Stroud & Deutsch P.L.

5:00 p.m. – 6:30 p.m.

Reception

8:00 p.m. – 10:00 p.m.

Young Lawyers Committee Social

Saturday, August 9, 2014

ELULS Committee Meetings

8:30 a.m. – 10:00 a.m.

Affiliate Membership

9:00 a.m. – 10:00 a.m.

Law School Liaison Meeting

10:00 a.m. – 12:00 noon

Continuing Legal Education

12:00 noon – 2:00 p.m.

Public Interest Committee

2:00 p.m. – 5:00 p.m.

Volleyball

CLE Credits

2014 Environmental and Land Use Law Annual Update (1778R)

General: 16.0 hours Ethics: 7.0 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

2014 Ethical Challenges for the Environmental Lawyer and Consultant - Audio CD Only (1777C)

General: 4.0 hours Ethics: 4.0 hours

CERTIFICATION PROGRAM

(Max. Credit: 4.0 hours)

City, County, Local Gov't: 4.0 hours

Real Estate: 4.0 hours

State & Federal Gov't & Administrative Practice: 4.0 hours

2014 Environmental and Land Use Law Annual Update - Audio CD Only (1905C)

General: 20.0 hours Ethics: 7.0 hours

CERTIFICATION PROGRAM

(Max. Credit: 20.0 hours)

City, County, Local Gov't: 20.0 hours

Real Estate: 20.0 hours

State & Federal Gov't & Administrative Practice: 20.0 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, 2014 that they will be unable to attend the seminar, will have an additional \$185 retained. Persons attending under the policy of fee waivers will be required to pay \$185.

Hotel Reservations

A block of rooms has been reserved at the Omni Hotel & Resorts in Amelia Island, at the rate of \$186 single/double occupancy. To make reservations, call the Omni Hotel & Resorts directly at (904) 261-6161. Reservations must be made by 7/7/14 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



FAX:

Completed form to 850/561-9413

Registration

Register me for 2014 ELULS Annual Update (Including Ethical Challenges for the Environmental Lawyer and Consultant)

ONE LOCATION: (060), OMNI AMELIA ISLAND PLANTATION RESORT, AMELIA ISLAND (AUGUST 7-9, 2014)

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 in the appropriate amount 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 will only be used for this order. CLB: Course No. 1778R/1905C/1777C

REGISTRATION FEE (CHECK ONE):

1778R

- Member of the Environmental & Land Use Law Section: \$495
- Non-section member: \$535
- Full-time law college faculty or full-time law student: \$360
- Persons attending under the policy of fee waivers: \$185

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.)



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.

METHOD OF PAYMENT (CHECK ONE):

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

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Course Book — Audio CD

Can't attend the Annual Update in person? Order the Audio CD or Course Book.

Private recording of this program is not permitted. **Delivery time is 4 to 6 weeks after 8/8/14. TO ORDER AUDIO CD OR COURSE BOOKS**, fill out the order form above, including a street address for delivery. **Please add sales tax.** 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 tax exempt, include documentation with the order form.

2014 ELULS Annual Update (Thursday and Friday Sessions)

- AUDIO CD (1905C) 20.0 hours (includes both tracks)**
(includes Electronic Course Material)
\$460 plus tax (section member); \$500 plus tax (non-section member)

TOTAL \$ _____

- COURSE BOOK ONLY (1778M)**
Cost \$60 plus tax

TOTAL \$ _____

2014 Ethical Challenges for the Environmental Lawyer and Consultant (Thursday a.m. Sessions Only) Ethics: 4.0 hours

- AUDIO CD (1777C)**
(includes Electronic Course Material)
\$125 plus tax (section member); \$165 plus tax (non-section member)

TOTAL \$ _____