

15th Annual Conference!

Western Water Law

Where Do We Go from Here?

September 11-12, 2008 • Hyatt Convention Center • Denver

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For 15 years, **one** Conference has consistently delivered top-notch presentations on the most relevant and timely water topics in the West.

This is that Conference.

This special 15th Anniversary Program delivers no differently, **including these hot topics:**

- Featured Presentation: Water, Growth and Land Use
- Endangered Species Act and Water
- Climate Change and the Colorado River
- Green Initiatives
- Delta Smelt and Salmon Cases in California
- The Miccosukee Effect
- Interstate Water Disputes

Featuring Speakers From:

- Chicago-Kent College of Law
- CU-NOAA Western Water Assessment
- Center for Water Advocacy
- Montana Department of Justice

Schedule and Instructor Bios Inside 

Register Now! www.cle.com/westernwater or 800-873-7130

Thursday, September 11

Friday, September 12

8:00 Registration and Continental Breakfast
8:30 Welcome and Introduction Overview of Day One Roderick E. Walston, Esq., Program Co-Chair Best Best & Krieger, Walnut Creek, CA
8:45 The Wild West Survey of Western Water Issues Rosemary J. Beless, Esq. Fabian & Clendenin, Salt Lake City, UT
9:45 Featured Presentation Water, Growth and Land Use A. Dan Tarlock, Esq., Distinguished Professor of Law and Director of the Program in Environmental and Energy Law Chicago-Kent College of Law, Chicago, IL
10:30 Morning Break
10:45 Wetlands and Water Law Post- <i>Rapanos</i> Cases, Legislation and Regulation Roderick E. Walston, Esq., Program Co-Chair
11:30 Ethics Knowing Your Boundaries Jill N. Willis, Esq. Best Best & Krieger, Los Angeles, CA
12:30 Lunch Break
2:00 Climate Change and the Colorado River Is Time Running Out? Brad Udall, Director CU-NOAA Western Water Assessment, Boulder, CO
3:00 Afternoon Break
3:15 Green Initiatives Energy Development and Growth in Southern Utah Harold Shepard, Esq., Executive Director Utah Office Center for Water Advocacy, Moab, UT
4:00 Delta Smelt and Salmon Cases in California Implications and New Approaches Steven M. Anderson, Esq. Best Best & Krieger, Riverside, CA
5:00 Q&A Panel Members of the Faculty
5:15 Adjourn

8:00 Continental Breakfast
8:30 Welcome Back Overview of Day Two Eric L. Garner, Esq., Program Co-Chair Best Best & Krieger, Riverside, CA
8:45 Takings at the Court of Federal Claims Limiting Water Rights Nancie G. Marzulla, Esq. Marzulla Law, Washington, DC
9:30 Morning Break
9:45 The Endangered Species Act and Water Is the ESA Constitutional as Applied to Local Species with No Interstate Commerce Effect? Robert D. Thornton, Esq. Nossaman Guthner Knox & Elliott, Irvine, CA
10:30 The Micosukee Effect The Clean Water Act and Its Applicability to Water Transfers Peter D. Nichols, Esq. Trout, Raley, Montaño, Witwer & Freeman, Denver, CO
11:15 Q&A Panel Members of the Faculty
11:30 Lunch Break
1:00 Interstate Water Disputes (Part I) A Panel Presentation from the Trenches <i>Nebraska and Kansas</i> John B. Draper, Esq. Montgomery & Andrews, Santa Fe, NM <i>Wyoming and Montana</i> Sarah A. Bond, Esq., Assistant Attorney General Montana Department of Justice, Helena, MT <i>California and Oregon</i> Paul S. Simmons, Esq. Somach, Simmons & Dunn, Sacramento, CA <i>Georgia, Florida and Alabama</i> James T. Banks, Esq. Hogan & Hartson, Washington, DC
2:30 Afternoon Break
2:45 Interstate Water Disputes (Part II) A Panel Presentation from the Trenches
4:30 Q&A Panel Members of the Faculty
4:45 Evaluations and Adjourn

Save
These
Dates!

Negotiating Leases
Los Angeles, September 11-12
Wine, Beer and Spirits Law
Seattle, September 11-12

California Wetlands
Los Angeles, September 15-16
Utah Water Law SuperConference
Salt Lake City, October 16-17

Renewable Energy
San Francisco, October 16-17
Conservation Easements
San Francisco, November 17-18

meet your **instructors**

<p>Program Co-Chairs</p> <p>Eric L. Garner practices environmental and water law. He is an author of <i>California Water II</i>, a guide to California water and policy issues. In 2006, he was named California Lawyer of the Year by <i>California Lawyer Magazine</i> for his work on the Santa Maria Groundwater Adjudication.</p> <p>Roderick E. Walston entered private practice after spending most of his legal career as a government attorney. He most recently served as both Acting Solicitor and Deputy Solicitor of the U.S. Department of the Interior. He specializes in natural resources law and appellate litigation.</p>	<p>Rosemary J. Beless has practiced water quality and water rights law, along with other areas of environmental and natural resources law, for over 28 years. She was presented with both the Lawyer of the Year Award and the Distinguished Service Award by the Utah State Bar for her work in environmental/natural resources law in Utah. She specializes in complex water rights title issues.</p> <p>Sarah A. Bond specializes in water law, Indian law and general civil litigation. She was previously at the Department of Natural Resources and Conservation as the State's hydropower attorney.</p> <p>John B. Draper has practiced water rights and natural resources law for more than 30 years. He has been counsel of record before the U.S. Supreme Court in two interstate water cases, <i>Kansas v. Colorado</i> and <i>Kansas v. Nebraska</i>. He is a Program Chair for CLE International's New Mexico Water Law Conference.</p> <p>Nancie G. Marzulla focuses on litigating takings claims involving water rights, real property, and environmental claims against the federal government. She has played a key role in several successful landmark property rights cases, and has written and spoken extensively on the takings issue.</p>	<p>Paul S. Simmons emphasizes water, natural resources and environmental law, including water rights, water quality, wetlands, endangered species, CEQA and NEPA.</p> <p>Robert D. Thornton has practiced environmental law for over 31 years and represents landowners, resource developers and public agencies. He is nationally recognized as an expert on the ESA and regional habitat conservation plans. He is a Program Chair for CLE International's Endangered Species Act Conference in San Diego.</p> <p>Brad Udall heads one of eight regionally focused NOAA-funded projects designed to connect decision makers with the latest in climate science. His research interests include the impacts of climate change on the Colorado River and he was a co-author of Appendix U in the recent Colorado River shortage sharing FEIS.</p> <p>Jill N. Willis specializes in water rights and related issues. She has significant litigation experience and is actively involved in one of the State's largest and most complex groundwater adjudications involving the Santa Maria Groundwater Basin.</p>
<p>Feature Presenter</p> <p>A. Dan Tarlock is an internationally-recognized expert in environmental law and the law of land and water use. He has published a treatise, <i>Law of Water Rights and Resources</i>, and is a co-author of four casebooks: <i>Water Resource Management</i>, <i>Environmental Law</i>, <i>Land Use Controls</i>, and <i>Environmental Protection: Law and Policy</i>.</p>	<p>Peter D. Nichols practices in the areas of water, water quality, and environmental law. He serves as Special Assistant Attorney General to Colorado and New Mexico on water transfer issues under the Clean Water Act. He is also the Water Quality Litigation Chair of the National Water Resources Association.</p> <p>Harold Shepard and his organization strive to promote the long-term sustainability of water resources in the western United States.</p>	<p>Tell us what you're thinking!</p> <p>Do you have specific questions or topics you hope to see covered? Contact CLE International Program Attorney Alli Gerkman, alli@cle.com.</p> <p>Reach your target audience!</p> <p>Would you like the opportunity to exhibit at or sponsor this Conference and get your name out to its many prospective and actual attendees? Contact Barbara Hollingsworth, Barbara@cle.com</p>
<p>Faculty</p> <p>Steven M. Anderson practices in the areas of environmental, water and natural resources law. He represents public and private clients on matters involving the ESA, NEPA, CEQA and the CWA.</p> <p>James T. Banks represents clients before the federal courts, in agency permitting actions and regulatory proceedings at the federal and state levels, and before the U.S. Congress.</p>		

4 Easy Ways to Register

1 www.cle.com/westernwater 2 **FAX** (303) 321-6320 3 **PHONE** (800) 873-7130 4 **MAIL** CLE INTERNATIONAL 1620 Gaylord Street Denver, CO 80206

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Head Waters of the Big Thompson River in Rocky Mountain National Park

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Navigating the Changing Tide

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Featured Presentation: Water, Growth and Land Use

A. Dan Tarlock, Esq.
Distinguished Professor of Law and Director of
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Chicago-Kent College of Law
Chicago, IL

