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Carolinas Wetlands

Legislation, Regulation, Mitigation and More

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- Office of the Assistant Secretary of the Army (Civil Works)
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Schedule and Instructor Bios Inside ►

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Thursday, January 10

Friday, January 11

8:00 Registration and Continental Breakfast

8:30 Welcome and Introduction

Overview of Day One

Craig A. Bromby, Esq., Program Co-Chair
Hunton & Williams, Raleigh, NC

Ethan R. Ware, Esq., Program Co-Chair
McNair Law Firm, Columbia, SC

8:45 National Cases Spotlight

Rapanos Fallout and *National Association of Homebuilders v. Defenders of Wildlife*

Roderick E. Walston, Esq.
Best Best & Krieger, Walnut Creek, CA

9:45 Morning Break

10:00 On the Hill

National Legislative and Regulatory Update

Deidre G. Duncan, Esq.
Hunton & Williams, Washington, DC

11:00 Local Case Law, Legislative and Regulatory Update

North Carolina

Craig A. Bromby, Esq., Program Co-Chair

12:00 Lunch Break

1:30 Local Case Law, Legislative and Regulatory Update

South Carolina

Ethan R. Ware, Esq., Program Co-Chair

2:30 Keynote Presentation: The Army's Wetlands Challenge

Regulating in Times of Regulatory and Scientific Uncertainty and Change

Charles R. "Chip" Smith, Assistant for Environment, Tribal and Regulatory Affairs
Office of the Assistant Secretary of the Army (Civil Works)
Fairfax, VA

3:15 Afternoon Break

3:30 Rapanos Guidance

Update from the Corps

Justin McCorcle, Esq., and Ken Jolly, Chief, Regulatory Division
U.S. Army Corps of Engineers, Wilmington, NC

Richard L. Darden, PhD, Regulatory Division
U.S. Army Corps of Engineers, Charleston, SC

5:00 Adjourn

8:00 Continental Breakfast

8:30 Welcome Back

Overview of Day Two

Craig A. Bromby, Esq., Program Co-Chair
Ethan R. Ware, Esq., Program Co-Chair

8:45 Section 401 and Wetland Functional Assessments

North Carolina Perspective

John R. Dorney, Environmental Supervisor
North Carolina Division of Water Quality, Raleigh, NC

9:30 Wetlands Regulations

South Carolina Perspective

M. Rheta Geddings, Assistant Bureau Chief, Bureau of Water
South Carolina Department of Health and Environmental Control, Columbia, SC

10:15 Morning Break

10:30 Environmental Perspective

Wetlands Protections in the Carolinas

Scott Bodien, Technology Director
Catawba Lands Conservancy, Charlotte, NC

11:15 Regional Supplements to the 1987 Manual

Atlantic and Gulf Coast

Katherine Trott, Acting Chief, Regulatory Community of Practice
U.S. Army Corps of Engineers, Washington, DC

12:15 Lunch Break

1:45 Private Mitigation Providers

How to Best Utilize Third-Party Mitigation

George A. Howard, Executive Vice President and Project Manager
Restoration Systems, Raleigh, NC

2:45 Afternoon Break

3:00 Ethics

For the Wetlands Professional

Craig A. Bromby, Esq., Program Co-Chair
Ethan R. Ware, Esq., Program Co-Chair

4:00 Phase II Stormwater Permitting

What You Need to Know

R. Cody Lenhardt, Esq.
McNair Law Firm, Charleston, SC

4:45 Evaluations and Adjourn

<p>Program Co-Chairs</p> <p>Craig A. Bromby focuses on administrative law and environmental compliance, specifically, water pollution control, wastewater discharge permitting, surface water and groundwater quality issues, pretreatment, wetlands and endangered species regulation.</p> <p>Ethan R. Ware is best known for his accomplishments in air, hazardous waste, and wetlands law. He has appeared on behalf of businesses in negotiations relating to environmental permits, in defense of environmental and OSHA enforcement actions by state and federal agencies, in defense of toxic tort lawsuits, and on behalf of industry in criminal and civil environmental actions.</p>	<p>Richard L. Darden joined the Charleston District in June 2005 to handle South Carolina Department of Transportation permits. He currently manages the Santee Cooper Pee Dee Electrical Generating Station EIS project and construction application for the Corps. He has been leading the District's efforts in the implementation of the Rapanos Guidance since it was issued in July 2007.</p> <p>John R. Dorney is in charge of the Wetlands Program Development Unit, which is responsible for developing and implementing new or modified wetland regulatory policies, as well as FERC permitting and watershed monitoring. He has been with the Water Quality Section for 21 years.</p>	<p>Ken Jolly is a certified wetland scientist. He began at Wilmington District's Regulatory Division as a project manager in 1978. He was Field Office Chief in the Raleigh office from 1987 to 2002, at which time he returned to Wilmington for his current position.</p> <p>R. Cody Lenhardt has studied environmental policy and focuses his practice on environmental, administrative and regulatory law.</p> <p>Justin McCorcle focuses on the Clean Water Act regulatory program, environmental law, and legal issues associated with federal flood control, storm damage reduction and navigation projects.</p> <p>Katherine Trott has been actively involved with the updating and regionalizing of the 1987 Wetlands Delineation Manual with Regional Supplements.</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>Keynote Presenter</p> <p>Charles R. "Chip" Smith is responsible for executive leadership, policy development, strategic planning, and dispute resolution for the Army's Regulatory Program, environmental restoration and protection projects, Indian affairs, historic preservation, and water resources planning policy. He serves as primary liaison among senior leaders of the Administration, tribal governments, state and federal agencies, members of Congress, industry, and other environmental organizations.</p>	<p>Deidre G. Duncan advises clients on environmental permitting, compliance, and litigation matters regarding the Corps of Engineers' Civil Works Program, with an emphasis on the Corps' regulatory program under the Clean Water Act, the Endangered Species Act, and other environmental statutes.</p> <p>M. Rheta Geddings has been within the Bureau of Water for 18 years. She previously oversaw the Division of Water Quality, water facilities permitting, and stormwater, construction and agricultural permitting.</p>	<p>CLE INTERNATIONAL Program Attorney Allison A. Gerkman, alli@cle.com.</p>
<p>Scott Bodien enjoys working on GIS and broader environmental issues. He and his organization work to conserve land by undertaking or assisting in direct land transactions.</p>	<p>George A. Howard is an original proponent and influential advocate of private sector mitigation banking and mitigation delivery systems.</p>	<p>For information on becoming an Exhibitor or Sponsor, please contact Barbara Hollingsworth, barbara@cle.com.</p>

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Keeping Pace in a Dynamic Field

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Charles R. "Chip" Smith

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