



ABOUT THE PROGRAM

Historically, water law has been the province primarily of lawyers and policy makers in the arid western United States. In recent years, however, lawmakers in the eastern and midwestern United States have come to recognize the critical role that water management plays in securing a healthy and vibrant society over the long term.

In recognition of this development, The University of Toledo College of Law and its Legal Institute of the Great Lakes (LIGL) are proud to sponsor this 14th annual conference on national water issues.

The conference this year will address multiple issues that greatly impact the Great Lakes region.

Defining the Reach of the Clean Water Act

Federal agencies have proposed a controversial new rule defining “waters of the United States” under the Clean Water Act, an important jurisdictional issue sorely in need of clarification after U.S. Supreme Court opinions have muddied the waters. Some critics say the proposed rule constitutes federal overreach and overregulation, while others urge it does not protect enough waters and wetlands. An agency official and advocates on both sides will debate the merits of this significant proposed rule

Open Lake Disposal of Harbor Sediments

Harbors in Toledo, Cleveland and other Great Lakes ports must be dredged periodically to allow for cargo ships. For years, most of the dredged sediments, high in phosphorus, have been disposed of in the open waters of Lake Erie, a practice that impairs water quality and arguably contributes to harmful algal blooms. Leaders of the Army Corps of Engineers, Ohio EPA and the environmental community will discuss the problem and potential solutions, such as beneficial reuse.

Fracking Bans and State Preemption

Shale oil and gas development has been booming in recent years. Concerns about the impacts of such development upon local water resources, however, have spurred many municipalities to enact ordinances banning hydraulic fracturing or severely restricting oil and gas activities within their borders. Legal experts will address whether such local ordinances are enforceable or are preempted by state oil and gas laws, focusing on recent cases in Ohio and neighboring states.

Algae and the Toledo Water Crisis

This August, nearly half a million persons in the Toledo area were left without drinking water when microcystin, a toxin produced by harmful algal blooms in Lake Erie, was detected at elevated levels in the city's public water supply. Building upon last year's conference which focused on algae, experts will discuss what happened and where we go from here to address the algae problem in Lake Erie.

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THE 14TH ANNUAL GREAT LAKES Water Conference

**“DEFINING AND
DEFENDING
OUR WATERS”**

Friday, Nov. 7, 2014

THE UNIVERSITY OF TOLEDO COLLEGE OF LAW TOLEDO, OHIO

GREAT LAKES Water Conference

DEFINING AND DEFENDING OUR WATERS

Conference sponsored by: The University of Toledo College of Law and The University of Toledo College of Law Legal Institute of the Great Lakes

FRIDAY, NOV. 7, 2014

8 A.M. CHECK-IN FOR CLE REGISTRANTS

8:30 A.M. WELCOME AND OPENING REMARKS
Dean Daniel Steinbock
The University of Toledo College of Law

8:45 A.M. KEYNOTE SPEAKER
Gail Hesse
Executive Director
Ohio Lake Erie Commission
Sandusky, Ohio

9:15 A.M. Panel 1
DEFINING THE REACH OF THE CWA
Moderator:
Professor Kim Diana Connolly
SUNY Buffalo Law School
Buffalo, N.Y.

Speakers:
Jan Goldman-Carter
Wetlands & Water Resources Counsel
National Wildlife Federation
Washington, D.C.

Christina Gruenhagen
Government Relations Counsel
Iowa Farm Bureau
West Des Moines, Iowa

Mike Walker
Director, National Enforcement Training Institute
U.S. Environmental Protection Agency
Washington, D.C.

10:45 A.M. BREAK

11 A.M. Panel 2
OPEN LAKE DISPOSAL OF SEDIMENTS
Moderator:
Professor Kenneth Kilbert
The University of Toledo College of Law
Toledo, Ohio



The conference will be held in
THE UNIVERSITY OF TOLEDO COLLEGE OF LAW
RICHARD AND JANE MCQUADE LAW AUDITORIUM
1825 WEST ROCKET DRIVE

5.5 HOURS OF CLE

Application has been made for Ohio CLE credit from the Ohio Supreme Court Commission on Continuing Legal Education for 5.5 of CLE credit including 0.0 hours of Ethics, Substance Abuse, and Professionalism.

COST:
FREE to the public
\$75 for CLE

\$10 for box lunch (you must pre-register for a box lunch)

To register for CLE or a box lunch,
go to: law.utoledo.edu/ligl/conferences.htm
or send an email to: wendy.leiby@utoledo.edu.

Credit card payments can be made online. Checks can be made payable to The University of Toledo and sent to:

Attention: Wendy Leiby
Mail Stop 507
The University of Toledo College of Law
2801 W. Bancroft St.
Toledo, Ohio 43606-3390

For more information, call 419.530.4131
or visit our website at: law.utoledo.edu

The Legal Institute of the Great Lakes (LIGL) is a multidisciplinary research center within the College of Law. The institute supports research, maintains publications, and sponsors conferences on legal, economic, and social issues of importance to the Great Lakes region of the United States and Canada.

Speakers:
Craig Butler
Director
Ohio Environmental Protection Agency
Columbus, Ohio

Lt. Col. Karl Jansen
Commander, Buffalo District
U.S. Army Corps of Engineers
Buffalo, N.Y.

Kristy Meyer
Managing Director of Clean Water Programs
Ohio Environmental Council
Columbus, Ohio

12:30 P.M. LUNCH

1:30 P.M. Panel 3
FRACKING BANS AND STATE PREEMPTION

Moderator:
Professor Blake Watson
University of Dayton School of Law
Dayton, Ohio

Speakers:
Deborah Goldberg
Managing Attorney
Earthjustice
New York, N.Y.

John Keller
Attorney
Vorys, Sater, Seymour & Pease LLP
Columbus, Ohio

3 P.M. Bonus Panel
ALGAE AND THE TOLEDO WATER CRISIS

Speakers to be announced

4 P.M. CLOSING