March 4, 2021
9:35 a.m. - 1:25 p.m. EDT
Zoom Webinar

CLE COURSE MATERIALS
Panel 1 - CITIES & CLIMATE CHANGE

3. ARTICLE: America on Fire: Climate Change, Wildfires & Insuring Natural Catastrophes, 54 U.C. Davis L. Rev. 817

Panel 2 - CITIES, CLIMATE JUSTICE, & THE LAW

1. ARTICLE: Evacuating the Incarcerated: The intricacies of keeping prisoner's Eighth Amendment rights intact during natural disasters, 11 L. J. Soc. Just. 57
3. ARTICLE: ENERGY JUSTICE AND CLIMATE REFUGEES, 41 Energy L. J. 337

Panel 3 - ADAPTATION & RESILIENCE

1. Summary for Urban Policymakers – What the IPCC Special Report on 1.5°C Means for Cities
2. Superstorm Sandy at Five: Lessons on Law as Catalyst and Obstacle to Long-Term Recovery Following Catastrophic Disasters, 48 ELR 10494
4. NOTE: Water, Water Everywhere, Communities on the Brink: Retreat as a Climate Change Adaptation Strategy in the Face of Floods, Hurricanes, and Rising Seas, 46 Ecology L.Q. 259
Urban Climate Change and the Law

Tok Michelle Oyewole, Ph.D (keynote speaker, NYC Environmental Justice Alliance)

Dr. Michelle Tokunbo ‘Tok’ Oluwaseyi Oyewole is NYC-EJA’s Policy & Communications Organizer and leads our solid waste equity campaigns. She earned her Ph.D. from the University of California, Santa Barbara in Geography, studying how school garden programs throughout Brooklyn can maximize liberatory potential for racially-minoritized young people, while highlighting inequitable distributions of environmental and social burdens. Her Master’s degree focused on how farmers’ organic amendment (e.g. compost) management practices affect field-scale GHG emissions, as well as recommendations for California to improve carbon sequestration legislation. She has a Bachelor’s degree in Communications and Minor in Geography/Environmental Studies from the University of California, Los Angeles (UCLA). She has worked with the NYC Department of Health and Mental Hygiene, assessing school-based health intervention programs in NYC neighborhoods with disproportionate health burdens. She has also worked in Lagos, Nigeria at Community Conservation and Development Initiatives, as a farmer and educator in Ecuador, and with the Planning and Conservation League in Sacramento, California. During graduate school, she was a student leader with the statewide University of California Student Association (UCSA), as the Graduate and Professional Student Chair and a Legislative Director. She was also an instrumental organizer in the 2010 statewide campaign that successfully prevented the Koch brothers and oil industry from repealing California’s Global Warming Solutions Act.

Panel 1: Cities & Climate Change

Professor Eric Schaaf (moderator)

Eric Schaaf is the Regional Counsel for Region 2 of the United States Environmental Protection Agency and oversees the legal aspects of all EPA programs in New York, New Jersey, Puerto Rico and the U.S. Virgin Islands. Eric first joined EPA’s Office of Regional Counsel as a staff attorney in 1984; he has headed that office, as Regional Counsel, since June 2002. Immediately prior to being appointed Regional Counsel, Eric served for five years as the Deputy Regional Counsel and prior to that, he served for over 10 years as Chief of the New York/Caribbean Superfund Branch.

In his work with EPA, Eric has dealt with the full range of environmental statutes administered by the Agency, including the Clean Air Act, the Clean Water Act, the Safe Drinking Water Act, the Resource Conservation and Recovery Act, the Toxic Substances Control Act, the Federal Insecticide, Fungicide and Rodenticide Act, and the Comprehensive Environmental Response, Compensation and Liability Act (also known as “Superfund”).

Professor Michael Gerrard, Columbia Law

The founder and faculty director of the groundbreaking Sabin Center for Climate Change Law and one of the foremost environmental lawyers in the nation, Michael Gerrard is an
advocate, litigator, teacher, and scholar who has pioneered cutting-edge legal tools and strategies for addressing climate change. He writes and teaches courses on environmental law, climate change law, and energy regulation. He was the chair of the faculty of Columbia University’s renowned Earth Institute from 2015 to 2018.

Professor Christine Chung, Albany Law School, Gov. George E. Pataki Distinguished Professor of Law

Professor of Law Christine Chung draws upon her deep knowledge of and experience with financial markets, corporate governance norms, complex business transactions, and government investigations to examine financial market regulatory systems, capital markets and corporate and securities law systems, municipal finance, and consumer and investor protection. Professor Chung's teaching and research interests include regulatory architecture and regulatory reform, risk management (including systemic risk management), compliance, corporate governance, investor protection and feminist jurisprudence. She frequently presents on issues associated with securities fraud and investor protection, the recent financial crisis, and municipal financial distress.

Professor Sonia Rolland

Professor Rolland's writings focus on the legal framework for sustainable and socio-economic development in international economic law. Her research interests include public international law, international economic law and development, international environmental law and energy regulation. Through the exploration of different subject matters, she examines the intersection of legal regimes to improve the understanding of an increasingly multi-layered international and transnational legal order. She teaches Public International Law, International Trade Law, International Business Transactions and Cross-Border Civil Litigation.

Salma Shitia, J.D. Candidate, Georgetown University Law Center

Salma Shitia is a J.D. Candidate at Georgetown University Law Center where she is a Global Law Scholar, International Economic Law Fellow, and Human Rights Associate. Salma is also the Managing Editor of Development at the Georgetown Environmental Law Review. She is currently working at the U.S. Department of Commerce’s Commercial Law Development Program covering the Egypt, Iraq, and Sudan portfolios handling subject matter including sustainable energy, commercial code, international arbitration, and more. Salma’s research focuses on international economic law, development, and climate change in the Middle Eastern and African regions. Salma graduated with a B.A. from Cornell University in May 2018.
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Jalisa Gilmore, Research Analyst, NYC Environmental Justice Alliance

Jalisa Gilmore is the Research Analyst at the NYC Environmental Justice Alliance. She previously worked as a Research Assistant at the Icahn School of Medicine at Mount Sinai—where her work included research on communicating environmental health information and study results to community-based research participants in East Harlem. In her prior work at ARCHIVE Global, she worked on housing and health issues in relation to sustainability. Jalisa has an MPH in Environmental Health Sciences from Columbia University’s Mailman School of Public Health with a certificate in Climate Change and Human Health. During her time at Columbia, she worked as a Program Coordinator for PrIMER, an undergraduate research program for college students underrepresented in the sciences. She also worked as a Teaching Assistant for the Mailman School’s Biological and Environmental Determinants of Health course. Jalisa received her BS in Environmental Sciences with a Biology concentration from the University at Albany, State University of New York.

Panel 2: Cities, Climate Justice and the Law

Dr. Philip McAdoo (moderator)

Philip McAdoo is the Vice President of Diversity, Equity, and Inclusion at Earth Justice. Philip is based in Headquarters in San Francisco.

Philip brings over 15 years of experience to his role at Earthjustice. Before founding his own consulting firm, he served as the Director of Equity, Justice, and Community at the Sidwell Friends School in Washington, D.C. Among his many accomplishments there: he increased hiring and retention of staff of color; he evaluated years of graduate and alumni data to inform and create initiatives to support students; he spearheaded a professional development initiative for faculty and staff as well as an annual program for students and their families to foster understanding around race, gender, sexual orientation, ability, and socio-economic diversity; he developed and implemented new transgender, nonconforming, and recruitment policies; and he created a Native American education and equity program, engaging Michelle Obama in the project.

Joel Kupferman, Esq., Executive Director, New York Environmental Law and Justice Project

Joel Kupferman serves as the Executive Director of the New York Environmental Law and Justice Project. The New York Environmental Law and Justice Project is a non-profit public interest organization which counsels and represents groups and individuals concerned with the preservation and improvement of community environmental conditions. They believe it is possible for people to protect themselves and their communities from dangerous and burdensome environmental hazards through knowledge and effective and affordable legal avenues. Environmental justice should be available to all people regardless of race, gender or age. By
utilizing their “commando” law techniques we are able to effectively promote the interests of the environmental community.

**Filzah Belal, LL.B., Academic Affairs, Sai University, Chennai**

Filzah completed her B. A. LLB (Hons.) from National Law University and Judicial Academy, Assam. She has been a part of various public speaking events in different capacities - participant, judge and organiser. Her greatest achievements include being selected for the prestigious UNIS-United Nations International Student Conference 2013 which was hosted at the UN General Assembly Hall in New York. In December 2019, she presented her paper on the fundamental rights aspects relating to sustainable business and water pollution at the International Conference on Sustainable Development 2019 by the Ontario International Development Agency at Harvard University, Boston.

She has several paper publications to her name and has been serving as a blog contributor since September 2019 at the University of Pennsylvania's Undergraduate Law Journal as well as writing for the Fordham Environmental Law Blog. At NLUJA, she specialized in environmental law and went on to create her own blog named 'Perspectives on Environmental Law' which is a platform to focus on Environmental legal issues arising from Northeast India.

Currently, she is working as a member of the Academic Affairs Team at Sai University, Chennai where she is also pursuing her interest in teaching by serving as a full-time teaching assistant for various subjects, including environmental regulations.

In her free time, she would ideally be baking a cake or re-learning the piano.

**Raya Salter, Esq., Member, NYS Climate Action Council**

Raya Salter is an attorney, consultant, educator and clean energy law and policy expert with a focus on energy and climate justice. Raya is a member of the New York State Climate Action Council, the body that is developing the plan to implement the nation's leading climate law. She is also the Lead Policy Organizer for the NY Renews Climate Justice Coalition.

Raya is an experienced advocate, having practiced energy law and regulation in multiple jurisdictions, including New York and Hawaii. She has written widely on energy policy, and her book, "Energy Justice, Domestic and International Perspectives" was released by Edward Elgar in 2018.

**Carlos Garcia, Energy Planner, NYC Environmental Justice Alliance**

Carlos Garcia is the Energy Planner for the NYC Environmental Justice Alliance (NYC-EJA). His work supports identifying high-impact renewable energy investment opportunities in low- to moderate-income communities, supporting energy transitions that lead to a low carbon pathway,
and working on frameworks to determine the developmental and economic benefits associated with reducing climate pollution. His primary responsibilities include data analysis, advocacy, project management, and policy & economic modeling. This work spans across NYC-EJA’s’ program areas but focuses on our REVitalize, NY Renews, and Climate Works for All campaigns. Carlos is also helping in developing the analytical basis and strategies to support policy and local advocacy efforts to replace local fossil-fuel peaker power plants with energy storage. He has previously worked at environmental law firms, the PeaceCorps, the Peruvian Government, Harvard University, the Delaware Valley Regional Planning Commission, and as a University of Pennsylvania Energy Policy Fellow. Carlos has earned a B.A. in Environmental Studies from Goucher College and a Master’s in Environmental Policy and Certificate of Law the University of Pennsylvania and University of Pennsylvania Law School.

Panel 3: Adaptation & Resilience

Professor Nestor Davidson (moderator)

Nestor Davidson joined Fordham in 2011 and was named the Albert A. Walsh Professor of Real Estate, Land Use and Property Law in 2017. Professor Davidson is an expert in property, urban law, and affordable housing law and policy, and is the co-author of the casebook Property Law: Rules, Policies and Practices (7th ed. 2017). Professor Davidson founded and serves as the faculty director of the law school’s Urban Law Center and previously served as Associate Dean for Academic Affairs.

William Shutkin, Principal, Shutkin Sustainable Living; Faculty Lead, Urban Resilience and Sustainability, Masters of the Environment Program, University of Colorado Boulder

A social entrepreneur, attorney and educator, William Shutkin has been at the forefront of the sustainability field for over 25 years. David Brower, the father of the modern environmental movement, described him as “an environmental visionary creating solutions to today’s problems with a passion that would make John Muir and Martin Luther King equally proud.”

Shutkin is a sustainable developer based in Boulder, Colorado, focused on green, mixed-use, mixed-income projects in Boulder and other select U.S. cities. From 2011 to 2016, he was President and CEO and Richard M. Gray Fellow in Sustainability Practice at Presidio Graduate School in San Francisco. Prior to Presidio, Shutkin was on the faculty of the University of Denver Sturm College of Law, where he was director of the Rocky Mountain Land Use Institute, and was inaugural chair in sustainable real estate at the University of Colorado Boulder Leeds School of Business.

Professor Kimberly Diamond, Adjunct Professor of Law at Fordham Law School
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Kim Diamond is a recognized leader in the legal, energy, and environmental communities and is a thought leader in renewable energy, smart cities, and energy policy areas.

Within the American Bar Association’s (ABA’s) Section of Environment, Energy & Resources, she served as Co-Chair of the award-winning Renewable, Alternative, and Distributed Energy Resources (RADER) Committee as well as Co-Chair of the Special Committee on Congressional Relations. Ms. Diamond has also served as Chair of the Tri-State Area Chapter of Women of Renewable Industries and Sustainable Energy (f/k/a Women of Wind Energy) and as a Wind Energy Ambassador for the Wind Energy Foundation.

On a personal level, Ms. Diamond was recognized on A Word About Wind’s Legal Power List 2016 as one of the Top 100 lawyers working in wind globally. She was also recognized as a 2014 finalist for a Clean Energy Education & Empowerment Award (C3E Award) for leadership and achievement from the U.S. Department of Energy and the MIT Energy Initiative.

Professor John Nolon, Pace Law School

John R. Nolon is Distinguished Professor of Law at the Elisabeth Haub School of Law at Pace University where he teaches property, land use, dispute resolution, and sustainable development law courses and is Counsel to the Law School's Land Use Law Center which he founded in 1993. He served as Adjunct Professor of land use law and policy at the Yale School of Forestry and Environmental Studies from 2001-2016.

Professor Nolon was named one of two Distinguished Professors in 2014 by Pace University. Previously, he served as the James D. Hopkins Professor from 2009-2011 and the Charles A. Frueauff Research Professor of Law during the 1991-92, 1997-98, 1999-2000, and 2000-01 academic years. He received the Richard L. Ottinger Faculty Achievement Award in 1999 and won the Goettel Prize for faculty scholarship in 2006, and was named Outstanding Teacher of the Year in 2016-2017. In 2009, he was awarded the National Leadership Award for a Planning Advocate by the American Planning Association. The International City/County Management Association presented its Honorary Membership Award to Professor Nolon in 2014, its highest award to a person outside the city management profession for exemplary service to local government. The NY Planning Federation presented him its Lifetime Achievement Award in 2018. He is on the advisory boards of the Sustainable Development Code, the NY Planning Federation, and the Westchester/Fairfield chapter of the Urban Land Institute.

Professor Harold McDougall, Howard Law School

Professor Harold McDougall has been a member of the Howard faculty since 2000, teaching courses on property, sustainable development, and civil rights. He specializes in civic culture and civic infrastructure, focusing primarily on how these support sustainable social and economic development and human rights. Prof. McDougall has written numerous articles and Huffington Post blogs, as well as two books pursuing these themes. BLACK BALTIMORE: A NEW
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Professor McDougall has a background in civil rights and community organizing, and has served the National Association for the Advancement of Colored People (NAACP) as Washington Bureau Director. He has served on the National Governing Board of Common Cause, the Board of Directors of the Council for the International Exchange of Scholars (Fulbright Scholars Program), and the Board of Trustees of the Paul J. Aicher Foundation (Study Circles Resource Center/Everyday Democracy). He has consulted for the Kellogg, Kettering, and Village Foundations, and the Montgomery County, MD, County Executive’s Office.

**Arnoud Molenaar, Chief Resiliency Officer, City of Rotterdam, Netherlands**

Arnoud Molenaar is the Chief Resilience Officer of the City of Rotterdam. After attending the University of Utrecht and graduating with a degree in physical geography, he started his career with several ambitious trainee posts and jobs in France, New Zealand and the Netherlands. As deputy head of the Rotterdam Water Management Department he was responsible for Rotterdam’s urban water management and the Waterplan2. In 2008 he was appointed manager of the ambitious Rotterdam Climate Proof program. In this context he initiated the international Connecting Delta Cities network as part of the C40, became regional coordinator within the Dutch research program Knowledge for Climate and was responsible for the design and implementation of the Rotterdam Adaptation Strategy. He successfully led the City of Rotterdam towards a leading position on innovative urban water management and climate adaptation, which resulted in 2013 in an European Peer City status.

Arnoud is first editor of the third Connecting Delta Cities book Resilient Cities and Climate Adaptation Strategies, which was launched early 2014. He also was member of the Steering Committee of the international conference Deltas in Times of Climate Change 2014. In September 2014 he was appointed Chief Resilience Officer of the City of Rotterdam supported by the Rockefeller Foundation. In 2016 he launched the Rotterdam Resilience Strategy. Under his leadership, the Global Center of Excellence for Climate Adaptation was launched in Rotterdam.

**Dr. Yaw Agyeman Boafo, Ph.D., Centre for Climate Change & Sustainability**
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Dr. Boafo’s research interest is on human-environment interactions focusing on assessing climate and ecosystem change vulnerability and resilience in both rural and urban settings. In the face of increasing vulnerability of rural households to environmental changes, my goal is to design and apply participatory methodologies to sustainability and sustainable development issues. Ultimately, Dr. Boafo undertake solution-oriented research to generate outcomes, which will challenge stakeholders’ including local communities, development practitioners and policymakers to appreciate, advance and apply resilient, practical and sustainable mitigative and adaptive strategies to environmental challenges.