

## OCEAN AND COASTAL LAW - 2019

Tim Eichenberg, Sarah M. Reiter, Caroline Park, and Donald Baur  
Environmental Law Center  
Vermont Law School, Summer Session Term 1  
May 28 – June 13, 2019  
9:00 am – 12:00 pm

### SYLLABUS

**Required Texts:** Rieser, et al, *Ocean and Coastal Law (OCL)*, West Group (4<sup>th</sup> Edition, 2013) available at bookstore;  
Supplemental Materials (SM) available at Bookstore  
**Strongly Recommended:** Baur, Eichenberg, Snusz and Sutton, *Ocean and Coastal Law and Policy*, ABA (2015) available at bookstore  
**Recommended Reading (RR):** On reserve in Library or URLs\*  
**Office Hours:** 1:00-2:00 p.m., Mondays - Thursdays  
**Exam:** Open-book, take-home, anonymous grading, due Sunday, June 17, 3:00 pm  
**Required Reading:** Advance reading and volunteers asked to present cases for first class

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### May 28-May 31/ Tim Eichenberg

CLASS I:

**Tuesday, May 28:** **Coastal Ownership and the Public Trust Doctrine**

**Required Reading:**

The Tidelands Controversy – **OCL pp. 31-39; 73-74; 82-90; 102-111**  
Public Trust in Coastal Lands and Waters – **OCL pp. 125-162**

**SM** \_\_\_ *U.S. v. California*, 332 U.S. 19 (1947)

**SM** \_\_\_ *National Audubon Society v. Superior Court*, 33 Cal. 3d 419 (1983)

**SM** \_\_\_ *San Francisco Baykeeper v. California State Lands Commission*,  
California Court of Appeals (2018)

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\* RR is not necessary for the class. These materials provide additional information and legal authority for the issues discussed in the corresponding class.

**Recommended Reading:**

- RR Gary Kinder, *Ship of Gold in the Deep Blue Sea*, pp. 366-373 and Epilogue (1998)
- RR Marc Reisner, *Cadillac Desert: The American West and Its Disappearing Water*, Chapter Two, The Red Queen (1993)
- RR S. Roady, "The Public Trust Doctrine," *Ocean and Coastal Law and Policy*, Chapter 2 (2008)
- RR Susan Steimile, [Corporate Sand Mining in SF Bay Sparks 'Sand Wars,'](#) KPIX CBS SF Bay Area, December 3, 2018

**CLASS II:**

**Wednesday, May 29: Coastal Zone Management**

**Required Reading:**

Saving the Bay: The Nation's First Coastal Management Agency (video)  
The Coastal Zone Management Act of 1972 and Federal Consistency Authority – **OCL pp. 249-311**  
Implementing Coastal Management Plan Policies: The California Coastal Act (slides)

SM \_\_\_ Waters of the United States, 33 CFR §328.3

SM \_\_\_ *Surfrider Foundation v. Martins Beach* (I), County of San Mateo Superior Court (2014)

**Recommended Reading:**

- RR Nadia Popovich, Livia Albeck-Ripka, and Kendra Pierre-Louis, ["78 Environmental Rules on the Way Out Under Trump,"](#) New York Times, December 18, 2018
- RR Juliet Eilperin, ["The Trump administration keeps losing environmental cases,"](#) Washington Post, August 18, 2018
- RR K. Fletcher, "Managing Coastal Development," *Ocean and Coastal Law and Policy*, Chapter 5 (2008)
- RR O. Pilky and Young, *The Rising Sea*, Chapter 1, "Living on the Edge" (2008)

**CLASS III:**

**Thursday, May 30: Private Property Interests, Public Access, and Coastal Erosion**

**Required Reading:**

Creating Beach Access by Regulation – **OCL pp. 238-244**  
Limits on State Authority: The Takings Issue – **OCL pp. 364-383**  
Public Access and Use of Beaches and Shores – **OCL pp. 216-238**

SM \_\_\_ *Surfrider Foundation v. Martins Beach* (II), California Court of Appeals (2017)

SM \_\_\_ Richard Frank, [Contentious California Beach Access Case Heads to the U.S. Supreme Court](#), March 12, 2018,  
 SM \_\_\_ *McGarvey v. Whittredge*, 628 A. 3d 620 (2011)  
 SM \_\_\_ H. Rice, [“Mayor faults ‘blow to Galveston’ after state halts beach project.”](#)  
 Houston Chronicle, November 15, 2010

**Recommended Reading:**

RR Michael C. Blumm and Lucas Ritchie, [Lucas’s Unlikely Legacy: The Rise of Background Principles as Categorical Takings Defenses](#), 29 Harv. Envtl. L. Rev. 321, 341-354 (2005)  
 RR Rosanna Xia, <https://www.latimes.com/local/lanow/la-me-martins-beach-supreme-court-20181001-story.html> October 1, 2018  
 RR Carolyn Lochhead, [“Is rebuilding in hurricane zones wise?”](#) San Francisco Chronicle, Jan. 8, 2013  
 RR Meg Caldwell and Craig Holt Segall, [No Day at the Beach: Sea Level Rise, Ecosystem Loss and Public Access Along the California Coast](#), 34 Ecology Law Quarterly 533 (2007)  
 RR James G. Titus, [Rolling Easements](#), U.S. Environmental Protection Agency (2011)

**CLASS IV:**

**Friday, May 31: Adapting to Climate Change and Sea Level Rise**

**Required Reading:**

Protecting Beaches and Coastal Communities (slides)  
 Private Property Interests in Coastal Waters/Lands – **OCL pp. 163-179**  
 Beach Erosion, Sea Level Rise and Shoreline Protection – **OCL pp. 338-351**  
 Beach Renourishment and Loss of Littoral Rights – **OCL pp. 193-205**  
 Note on Judicial Takings – **OCL 383-385**  
 Effects of Government Funding – **OCL pp. 351-364**

SM \_\_\_ Ari Phillips, [How the New Flood Insurance Reforms Make Costly Future Climate Disasters More Likely](#), Climate Progress, March 26, 2014

**Recommended Reading:**

RR Paul Rogers, [Trump administration gives new life to development on huge Cargill Salt property in Redwood City: EPA says Clean Water Act does not apply to Cargill Redwood City property.](#)  
 RR C. Tulou, et al “Climate Change and the Marine Environment,” *Ocean and Coastal Law and Policy*, Chapter 18 (2008)  
 RR T. Eichenberg, Bothwell and Vaughn, [Climate Change and the Public Trust Doctrine: Using an Ancient Doctrine to Adapt to Rising Sea Levels in San Francisco Bay](#), 3 Golden Gate University Environmental Law Journal 243-282 (2010)

RR Beth Daley, [“House wrecked repeatedly by sea rebuilt with taxes: Multiple damage claims for coastal homes raise flood insurance questions.”](#) New England Center for Investigative Reporting, March 9, 2014

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## June 3-6 / Sarah Reiter & Caroline Park

CLASS V:

Monday, June 3:

The United Nations Convention on the Law of the Sea (UNCLOS): The Past, Present, and Future

### Required Reading:

International Law of the Sea, The Deep Seabed and High Seas: OCL Chapter 1, pp. 1-7, 19-31, 50-56, 68-71

SM \_\_\_ [1992 Rio Declaration: Principles 15, 16—The Precautionary Approach and The Polluter Pays Principle](#)

SM \_\_\_ [UNCLOS \(Articles 116-120, 123, 133, 136, 137, 141, 145, 158, 162, 192, 194, 197, 235\)](#)

SM \_\_\_ Ian Beck, [The US and the UN Convention on the Law of the Sea](#), International Policy Digest, 22 November 2018

SM \_\_\_ B. Corcoran, [International Regulation of Areas Beyond National Jurisdiction: Negotiations on a New Legal Structure for the High Seas](#), Lawfare Blog 11 December, 2018.

### Recommended Reading:

RR Wright, G., Rochette, J., Gjerde K., and Seeger, I., [INTERGOVERNMENTAL CONFERENCE ON MARINE BIODIVERSITY OF AREAS BEYOND NATIONAL JURISDICTION](#), official UN webpages (skim)

RR [The long and winding road: negotiating a treaty for the conservation and sustainable use of marine biodiversity in areas beyond national jurisdiction](#), (2018)

RR [Making law on the high seas](#)

RR Doug McCauley, F. Joyce, [2018’s top 10 ocean news stories \(commentary\)](#) 24 December 2018 Mongabay.com

CLASS VI:

**Tuesday, June 4:**

**UNCLOS Applied: The South China Sea Arbitration  
and Deep Sea Mining Exploration**

**Required Reading:**

International Mining Management: OCL, Chapter 5, pp.552-570; Review UNCLOS Articles pertaining to The Area (Part XI)

- SM \_\_\_ [Timeline: The Philippines-China Maritime Dispute](#), Rappler.com, July 12, 2016
- SM \_\_\_ [What Can the South China Sea Learn from the Arctic?](#) The National Interest, April 5, 2017
- SM \_\_\_ JoAnna Klein, [Visitors From the Ocean's Twilight Zone](#), The New York Times, 21 November 2018
- SM \_\_\_ Todd Woody, [Seabed Mining: The 30 People Who Could Decide the Fate of the Deep Ocean](#), Oceans Deeply, 6 September 2017
- SM \_\_\_ [ISA Briefing note on the submissions to the draft regulations on the exploitation of mineral resources in the Area](#)

**Recommended Reading:**

- RR [South China Sea Arbitration](#) (skim)
- RR Val Fajardo, [When David Can't Defeat Goliath: A Strategy on How the Philippines can Enforce The Hague's Arbitration Award](#), VLS '18
- RR Presentation by Michael Lodge, Secretary-General, [New Developments in deep seabed mining](#), International Seabed Authority to the Hamburg Business Club, Hamburg, 25 September 2018
- RR [Submissions to the ISA's Request for Comments](#) (ISBA/24/LTC/WP.1/REV.1), 19 November 2018 (skim)
- RR [The secret on the ocean floor](#), BBC News Story

CLASS VII:

**Wednesday, June 5:**

**Environmental Assessments & Cumulative Impacts  
Analyses in the Marine Environment**

**Required Reading:**

OCL, Chapter 4 pp. 329-338, Chapter 5 pp.543-544

- SM \_\_\_ Halpern, B. et al, [A global map of human impact on marine ecosystems](#) (2008)
- SM \_\_\_ Erin Prahler, Sarah M. Reiter, et al., [It All Adds Up: Enhancing Ocean Health by Improving Cumulative Impacts Analyses in Environmental Review Documents](#), 33 STAN. ENVTL. L.J. (2014)

**Recommended Reading:**

- RR Clarke Murray, Cathryn<sup>1</sup>, Mach, Megan E.<sup>2</sup>, and Martone, Rebecca, G.<sup>2</sup>  
[Cumulative effects in marine ecosystems: scientific perspectives on its challenges and solutions.](#) WWF-Canada and Center For Ocean Solutions.  
60 pp. (2014).

**CLASS VIII:**

**Thursday, June 6:**

**Fisheries: U.S. Federal and International Conservation and Management**

**Required Reading:**

- SM \_\_\_ Magnuson-Stevens Fishery Conservation and Management Act and National Standard 1 Guidelines: excerpts
- SM \_\_\_ *Natural Resources Defense Council v. Daley*, 209 F.3d 747 (D.C. Cir. 2000)
- SM \_\_\_ *Flaherty v. Bryson*, 850 F.Supp.2d 38 (D.D.C. 2012)
- SM \_\_\_ *Texas v. Crabtree*, 948 F.Supp.2d 676 (S.D. Texas 2013)
- SM \_\_\_ *Gulf Fishermens Ass'n et al. v. National Marine Fisheries Service et al.*, 341 F.Supp.3d 632 (E.D.La. 2018)
- SM \_\_\_ Letter from [State of New York regarding Petition for Rulemaking to amend the Summer Flounder, Scup, and Black Sea Bass Fishery Management Plan and its implementing regulations](#) (March 23, 2018)
- SM \_\_\_ [International Convention for the Conservation of Atlantic Tunas \(ICCAT\)](#), May 14, 1966, 673 U.N.T.S. 63.
- SM \_\_\_ [ICCAT Recommendation 17-06: Western Atlantic Bluefin Tuna](#)
- SM \_\_\_ A. Van Dam, “Big sea, bigger data: How analytics are making peace between fishermen and turtles”, *Washington Post* (February 4, 2019) <[https://www.washingtonpost.com/us-policy/2019/02/04/big-sea-bigger-data-how-analytical-biologists-are-making-peace-between-fishermen-turtles/?utm\\_term=.25c9b330830e](https://www.washingtonpost.com/us-policy/2019/02/04/big-sea-bigger-data-how-analytical-biologists-are-making-peace-between-fishermen-turtles/?utm_term=.25c9b330830e)>.
- SM \_\_\_ C. D’Angelo, “The Fish on Your Plate May Not Be What You Ordered”, *HuffPost* (March 7, 2019) <[https://www.huffpost.com/entry/seafood-fraud-study-oceana\\_n\\_5c8079ade4b020b54d81ffa3](https://www.huffpost.com/entry/seafood-fraud-study-oceana_n_5c8079ade4b020b54d81ffa3)>.

**Recommended Reading:**

- RR The Ecosystem Approach: Bycatch Reduction – **OCL pp. 636-640**
- RR *Pacific Marine Conservation Council v. Evans*, 200 F.Supp.2d 1194 (N.D.Cal. 2002) – **OCL pp. 640-646**
- RR Individual Fishing Quotas – **OCL p. 676 to top of p. 678**
- RR *Alliance Against IFQs v. Brown*, 84 F.3d 343 (9<sup>th</sup> Cir. 1996) – **OCL pp. 680-684**
- RR 2007 Reauthorization and Catch Share Programs – **OCL pp. 688-689**

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## June 10-13 / Donald Baur

*NOTE: \* indicates a case for which a volunteer student presentation is requested*

**Sunday, June 9:**                    Non-required screening of *The Cove* in the classroom beginning at 6:00 pm.

CLASS IX:

**Monday, June 10:**                    **PART I: International Authorities – Species Conservation/Whales and Whaling**

### Required Reading:

- SM \_\_\_\*        *Japan Whaling Ass'n v. American Cetacean Society*, 478 U.S. 221 (1986)
- SM \_\_\_        Letter from Department of the Interior to the President regarding Iceland and the Fisherman's Protective Act (Jan. 31, 2014)
- SM \_\_\_        "Saving Whales, Saving Whaling, Saving the Whaling Convention," *Environmental Forum*, at 40-45 (May/June 2007)
- SM \_\_\_        "['Whale Wars' Leader: 'Arrest Me or Shut Up,'](#)" *New York Times* (June 4, 2011)
- SM \_\_\_        "['Whale Wars – Eco-Terrorism as Reality TV'](#)", *Huffington Post* (June 5, 2009)
- SM \_\_\_\*        *Institute of Cetacean Research v. Sea Shepherd Conservation Society*, 708 F.3d 1099 (9th Cir. 2013)
- SM \_\_\_        United Nations, Japan Declaration Under Article 36(2) Rescinding ICJ Jurisdiction (October 6, 2015)
- SM \_\_\_        [Statement by Japan's Ministry of Foreign Affairs on decision to withdraw from the IWC \(December 26, 2018\)](#)
- SM \_\_\_        "In Japan's 'city of whales,' an uncertain future after last Antarctic hunt" *Washington Post*, (April 5, 2019) [https://www.washingtonpost.com/news/world/wp/2019/04/05/feature/japan-whaling-research-hunts-end-and-defiant-commercial-era-begins/?utm\\_term=.395fd4d216a1](https://www.washingtonpost.com/news/world/wp/2019/04/05/feature/japan-whaling-research-hunts-end-and-defiant-commercial-era-begins/?utm_term=.395fd4d216a1)
- SM \_\_\_        "Taiji dolphin hunt: activists to launch unprecedented legal challenge" *The Guardian* (February 13, 2019) <https://www.theguardian.com/world/2019/feb/13/taiji-dolphin-hunt-activists-to-launch-unprecedented-legal-challenge>
- SM \_\_\_        "Season Ends for Taiji's 2019 Dolphin Hunts An Animal Rights Article from All-Creatures.org" *All-Creatures.org* (March 2019) <https://www.all-creatures.org/articles/ar-taiji-2019-dolphins.html>

**Taiji Dolphin Hunt (video shown in class)**

**Recommended Reading:**

- RR *Institute of Cetacean Research v. Sea Shepherd Conservation Society*, 774 F.3d 935 19<sup>th</sup> Cir. 2014)
- RR P. Hoare, *The Whale: In Search of the Giants of the Sea*, Chapter 12 (2010)
- RR R. Ellis, *The Empty Ocean*, Chapter 4 (2003)
- RR R. Gambell, “The International Whaling Commission and the Contemporary Whaling Debate,” *Conservation and Management of Marine Mammals*, Chapter 8 (1999)
- RR Whaling in the Antarctic, *Australia v. Japan*, *Int’l Court of Justice* (March 3, 2014)

**CLASS IX:**

**Monday, June 10:**

**PART II: Federal Marine and Coastal Protected Areas**

**Required Reading:**

- SM \_\_\_ J. Lubchenco, “Making Waves: The Science and Politics of Ocean Protection” (October 15, 2015)
- SM \_\_\_ [“To Save Fish and Birds,”](#) *New York Times* (February 15, 2014)
- SM \_\_\_ [Maintaining Unimpaired Ocean Resources and Experiences: A National Park Service Ocean Stewardship Strategy](#) (2004)
- SM \_\_\_\* *United States v. Brown*, 552 F.2d 817 (8th Cir. 1977)
- SM \_\_\_ *Organized Fishermen of Florida v. Watt*, 590 F. Supp. 805 (1984), aff’d 775 F.2d 1544, 11th Cir. 1984)
- Marine Sanctuaries – **OCL pp. 944-956** (*Personal Watercraft Industry Association v. Department of Commerce*) \*
- SM \_\_\_ “Presidents Can Create Offshore Monuments, Judge Says” Law 360 (October 5, 2018)  
<https://www.law360.com/articles/1089878/print?section=environmental>

**Recommended Reading:**

- RR K. Connolly, “Marine Protected Areas,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 18 (2015)
- RR Baur, Irvin, Misenko, “Putting Protection into Marine Protected Areas,” 28 Vt. L. Rev. 497 (2004)
- RR R. Ellis, *The Empty Ocean*, Chapter 12 (2003)
- RR J. McPhee, *Encounters with the Archdruid*, Part 2 (1971)
- RR *Massachusetts Lobstermen’s Assoc. v. Wilbur Ross*, (349 F. Supp. 3d 48 (D.D.C. 2018)



CLASS X:

Tuesday, June 11:

The Marine Mammal Protection Act

**Required Reading:**

Federal Preemption

SM \_\_\_ \* *UFO Chuting of Hawaii v. Young*, 327 F. Supp. 2d 1220 (D. Hawaii 2004)

The Moratorium and Take/Import Prohibitions and the Exceptions –  
**OCL pp. 787-791**

SM \_\_\_ \* *Center for Biological Diversity v. National Science Foundation*, 55 ERC 1873 (N.D. Cal. 2002)

SM \_\_\_ \* *Strong v. Secretary of Commerce*, 5 F.3d 905 (5th Cir. 1993); *United States v. Hayashi*, 5 F.3d 1278 (9th Cir. 1993)

**Keiko and the MMPA (video shown in class)**

SM \_\_\_ \* *Conservation Council for Hawaii v. NMFS*, 97 F. Supp. 3d 1210 (D. Hawaii 2015) (also discussed under Endangered Species Act on June 14)

Fisheries Incidental Take/Domestic – **OCL pp. 787-791**

Fisheries Incidental Take/Foreign – **OCL pp. 792-796**

SM \_\_\_ Courtney Columbus, “Navy defends asking Congress for leeway to kill marine mammals” (August 22, 2018)

<https://www.eenews.net/greenwire/2018/08/22/stories/1060094859>

SM \_\_\_ \* *Earth Island Institute v. Hogarth*, 494 F.3d 757 (9th Cir. 2007)

SM \_\_\_ \* [“Mexico Loses 10-Year WTO Battle Over US Tuna Labeling.”](#) VOA News (December 14, 2018)

**Recommended Reading:**

RR D. Baur, M. Gosliner, N. Young, K. Sedlacek “The Law of Marine Mammal Conservation,” *Ocean and Coastal Law and Policy*, 2d Ed, Chapter 14 (2015)

RR J. Hargrove, H. Chua-Evan, *Beneath the Surface: Killer Whales, SeaWorld, and the Truth Beyond Blackfish* (2015)

RR S. Casey, *Voices in the Ocean: A Journey into the Wild and Haunting World of Dolphins* (2015)

RR R. Ellis, *The Empty Ocean*, Chapter 11 (2003)

RR G. Meffe, W. Perrin, P. Dayton, “Marine Mammal Conservation: Guiding Principles and their Implementation,” *Conservation and Management of Marine Mammals*, Chapter 20 (1999)

- RR Timeline of US-Tuna II (Mexico) Dispute Settlement. [DS381: United States — Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products.](#) *World Trade Organization.*
- RR *NRDC v. Ross*, 331 F. Supp3d 1338 (Ct. Int'l Trade, 2018), 348 F. Supp. 3d 1306 (Ct. Int'l Trade, 2018)

**CLASS XI:**

**Wednesday, June 12: Marine Endangered Species**

**Required Reading:**

Listing and Critical Habitat – **OCL pp. 840-847**

- SM \_\_\_ C. Safina, [“In Defense of Biodiversity: Why Protecting Species from Extinction Matters.”](#) *Yale Environment* 360
- SM \_\_\_\* *Center for Biological Diversity v. Lohn*, 296 F. Supp.2d 1223 (W.D. Wa. 2003)
- Consultation and Jeopardy – **OCL pp. 864-872** (*Greenpeace Foundation v. Mineta*)\*
- SM \_\_\_ *Oceana v. BOEM*, 2014 WL 1281996 (D.D.C. Mar. 31, 2014)
- The Take Prohibition and its Exceptions - **OCL pp. 855-861** (*Strahan v. Coxe*)\*
- SM \_\_\_ *Marbled Murrelet v. Babbitt*, 83 F.3d 1060 (9th Cir. 1996)
- SM \_\_\_ *Drifting in Static*, National Geographic (Jan. 2011)
- SM \_\_\_ *Conservation Council for Hawaii v. NMFS*, 2015 WL 1499589 (D. Hawaii, Mar. 31, 2015) - (Please refer to SM 271-Class X)

**Recommended Reading:**

- RR J. Horwitz, *War of the Whales: A True Story* (2015)
- RR M. Rowland, “The ESA and Marine Species,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 17 (2015)
- RR D. Baur, Wm. R. Irvin, *ESA: Law, Policy and Perspectives*, Chapters 2, 6, 11, 15-17 (2010)
- RR R. Ellis, *The Empty Ocean*, Chapter 5 (2003)
- RR D. Domning, “Endangered Species: The Common Denominator” *Conservation and Management of Marine Mammals*, (1999)

**CLASS XII:**

**Thursday, June 13: PART I: Offshore Energy**

**Required Reading:**

Offshore Oil and Gas Energy Development –**OCL pp. 392-394, 397-415\***

- SM \_\_\_ [“Presidential Executive Order Implementing an America-First Offshore Energy Strategy.”](#) *The White House press release* (April 28, 2017)

SM \_\_\_ “Drilling? Expect Few to Dive In,” *The New York Times* (Jan. 24, 2018)

SM \_\_\_ Court Setback Puts Trump’s Offshore Drilling Plans on Hold, Law 360 (April 25, 2019)

SM \_\_\_ \* *League of Conservation Voters v. Trump*, 363 F. Supp. 3d 1013 (D. Alaska 2019)

SM \_\_\_ BOEM, Offshore Wind Lease Map

SM \_\_\_ [“The nation’s first offshore wind farm is ready to go, despite critics’ blowback”](#) *Washington Post* (Aug. 27, 2016)

SM \_\_\_ [“What really toppled Cape Wind’s plans for Nantucket Sound.”](#) *Boston Globe*, (Jan. 30, 2015)

CLASS XII:

**Thursday, June 13:                    PART II: Deepwater Horizon/Macondo Well and Spill**

**Required Reading:**

SM \_\_\_ [“The Deepwater Horizon Threat,”](#) *New York Times* (April 16, 2014)

SM \_\_\_ [“Five Years After the Big Spill: Drilling Questions Continue in the Gulf,”](#) *Miami Herald* (April 19, 2015)

SM \_\_\_ Scott Angelle, Regulatory reforms still keep energy workers safe, *The Advocate* (May 2, 2019)  
[https://www.theadvocate.com/baton\\_rouge/opinion/article\\_cfd1e0c6-6c46-11e9-b146-0355bf8f3ef3.html](https://www.theadvocate.com/baton_rouge/opinion/article_cfd1e0c6-6c46-11e9-b146-0355bf8f3ef3.html)

**Student volunteer team to give presentation on causes of the spill, effects of the spill, resulting reform.**

CLASS XII:

**Thursday, June 13:                    PART III: Ocean Policy**

**Required Reading:**

SM \_\_\_ Executive Order 13547, Stewardship of the Ocean, Our Coasts, and the Great Lakes (July 19, 2010)

SM \_\_\_ National Ocean Implementation Plan (April, 2013)

SM \_\_\_ Ocean Action Agenda - Ocean Priorities for the Trump Administration

SM \_\_\_ Presidential Proclamation 9622 - *National Ocean Month* (May 31, 2017)

SM \_\_\_ Executive Order Regarding the Ocean Policy to Advance the Economic, Security, and Environmental Interest of the United States (June 19, 2018)  
<https://www.whitehouse.gov/presidential-actions/executive-order-regarding-ocean-policy-advance-economic-security-environmental-interests-united-states/>

**Recommended Reading:**

- RR D. Baur, P. Parenteau, G. Hancock Snusz, “Legal Authorities for Ecosystem-Based Management in U.S. Coastal and Ocean Areas,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 21 (2015)
- RR E. Laschever, F. Baptiste, N. Band, “Oil Spill Liability,” *Ocean and Coastal Law and Policy*, 2d Ed. Chapter 13 (2015)
- RR P. Smyth, M. Mason, “Offshore Mineral Development,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 12 (2015)
- RR A. Powers, O. Smith, “Emerging Ocean Uses,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 15 (2015)
- RR J. Wood, I. Gutherz, “Offshore Renewable Energy,” *Ocean and Coastal Law and Policy*, 2d Ed., Chapter 14 (2015)
- RR S. Chasis, “Reforms in U.S. Ocean Policy and Law in Response to Calls for Urgent Action,” *Ocean and Coastal Law and Policy*, Chapter 23 (2015)
- RR [Deepwater: The Gulf Oil Disaster and the Future of Offshore Drilling, Report to the President, National Commission in the BP Deepwater Horizon Oil Spill and Offshore Drilling](#) (Jan. 2011)
- RR “Scientific, Legal and Policy Lessons from the Deepwater Horizon Disaster,” *Environmental Law Reporter* (Nov. 2010)