SUMMARY: New administrations in Raleigh and Washington, D.C. may bring changes in environmental priorities, initiatives, policies and rulemaking. This program focuses on potential changes and developments that are already in process in addition to updates on noteworthy environmental cases and legislation. Specifically, the program addresses environmental priorities and policies of the new administration in Raleigh, how the Trump administration and the new Congress might address environmental issues, Brownfields Program changes, regulatory responses to TCE exposure risks, environmental litigation in which North Carolina is a party, and developments regarding the attorney-client privilege and work product doctrine.
### Changes Abound: New Policies, New Priorities in Environmental Law

2017 Environment, Energy & Natural Resources Law Section Annual Meeting

#639EVM | May 12-13, 2017

#### FOUR WAYS TO REGISTER

**ONLINE**  www.ncbar.org/CLE  •  **PHONE**  800.228.3402  •  **FAX**  919.677.1774

*Credit cards only.  **Please make checks payable to the NCBA Foundation.

#### TUITION | LIVE • WEBCAST • VIDEO REPLAY (VR)

Select format and tuition rate below.

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#### VIDEO REPLAY LOCATIONS

For details and updates, see www.tinyurl.com/CLE639EVM

- Cary | #639BAR | July 27
- Other (if applicable, from website): City: ____________ | Code: #639

### REGISTRANT INFORMATION

Please print clearly.

- Print Full Name: ____________________________________________________________________________
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639EVM-B
Program Agenda

Friday, May 12, 2017, 7:45a–12:00p

7:45a  Registration and Continental Breakfast
(Breakfast included at the Live program only)

8:25  Welcome and Introductions

8:30  2017 at DEQ with Q&A
Mary Penny Kelley
DEQ’s Senior Advisor for Policy and Innovation shares thoughts on DEQ priorities and initiatives in the first year of the Cooper Administration.

9:00  Federal Policy Forecast Panel
Lee Lilley and Nathaniel B. “Nat” Mund
This panel discusses changes, challenges, priorities and opportunities related to federal environmental policy and new leadership at EPA in the Trump administration.

10:00  Break

10:15  NC Brownfields Program Programmatic Changes
John Gallagher, Bruce Nicholson and Jeffrey B. Tyburski
This year is the 20th anniversary of the North Carolina Brownfields Property Reuse Act. Hear discussion on the changes and new initiatives at the Brownfields Program as well as specific projects and real world examples of successful Brownfields projects.

11:00  DEQ in Transition
Jessica M. Marlies and Robin Smith
Program speakers provide an overview of the agency transition from the McCrory to the Cooper administration and an update on recent environmental litigation in which North Carolina has participated, including Clean Power Plan and Waters of the United States litigation.

12:00p  Adjourn

Saturday, May 13, 2017, 7:30–11:45a

7:30a  Family Breakfast: Open to all program participants and families
(Breakfast included at the Live program only)

8:25  Welcome and Introductions

8:30  State Case Law and Legislative Update
Jeffrey F. Cherry and James L. Joyce
Get an annual update on noteworthy developments in the General Assembly related to environmental issues and a review of significant cases.

9:30  TCE and Regulatory Policy
Caroline Nasrallah Belk, Michael Scott, William Service and Carol Jones Van Buren
This session focuses on dramatic regulatory changes at DEQ in the approach to trichloroethane regulation and an overview of how the regulated community responds to similar regulatory changes.

10:15  Break
2017 Environment, Energy and Natural Resources Section Annual Meeting and Awards Presentation

Sean Sullivan, Troutman Sanders LLP, Raleigh, 2016-2017 Environment, Energy & Natural Resources Section Chair, presiding

10:45 Attorney-Client Privilege, Confidentiality, and the Work Product Doctrine: Traps for the Inattentive Litigator

Warren T. Savage

Through a discussion of recent case law, ethics opinions and hypotheticals, this program addresses how lawyers can best protect the confidentiality of communications with their clients through the course of litigation.

11:45 Adjourn

*Indicates portion providing Ethics/Professional Responsibility credit

IN OUR BOOKSTORE NOW!

North Carolina Environmental Law Desk Manual
Managing Editor: Grady L. Shields

The first of its kind from the Environment, Energy & Natural Resources Section of the NCBA, this manual provides a well-rounded foundation for the beginner and serves as a useful reference tool for the experienced environmental practitioner.

Prepared by some of North Carolina’s most recognized environmental practitioners, this resource offers an overview of environmental laws relating to a wide range of hot topics, including agriculture/agribusiness, coastal regulation, air and energy issues, mining, waste and water issues, environmental impact statements, and the North Carolina Brownfields Program.

Visit www.ncbar.org/CLE and click on publications for more information.

FINE PRINT • REGISTRATION Registrations are limited by space, and may include a live video broadcast overflow room.

TRANSFERS Registrants may transfer from a Live program, Video Replay, Webcast, Webinar or Phone/Audio Streaming Program without penalty within three business days after the program date.

CANCELLATIONS Cancellations must be received by 9:00 a.m. the third business day prior to the program to qualify for a refund (less $75 administrative fee). Those not attending will receive the digital program materials in full consideration of tuition paid.

MCLE CREDIT The North Carolina Bar Association Foundation is an accredited CLE sponsor under the MCLE Regulations promulgated by the NC State Bar Board of Continuing Legal Education. This program is approved (but not sponsored) by the Board for the designated number of CLE hours. Each attorney must maintain a record of his/her attendance for the NC State Bar annual report. MCLE credit is reported by NCBA Foundation only if a NC State Bar number is provided. Your CLE tuition includes mandatory State Bar fees used to support the State Bar’s Mandatory Continuing Legal Education program, the Chief Justice’s Commission on Professionalism and the Chief Justice’s Equal Access to Justice Commission. Your tuition also includes digital access to all program materials.

DIGITAL PROGRAM MATERIALS You will receive a notification email when digital materials are available to download. To retrieve digital materials, log in and select “Your Course Materials” on the CLE website. All of the materials for this program will be available for download in advance of the program.

VIDEO REPLAYS To qualify for the Early Bird tuition, registration must be received one week prior to the program date. NC State Bar rules require a minimum number of preregistered active State Bar members. The NCBA Foundation reserves the right to cancel any video program prior to the program date if registrations do not meet the NC State Bar requirement. Some sites require additional registration or evaluation forms. Visit www.tinyurl.com/CLE639EVM to confirm video replay registration and program start times. CLE credit hours at Video Replays are subject to change. Video replay program attendees may purchase the printed manuscript at cost. Due to printing and shipping lead times we are unable to accommodate requests for print materials made fewer than seven (7) days prior to any video replay program.

PERSONS WITH DISABILITIES We make every effort to ensure that our programs are held in facilities which are fully accessible to persons with disabilities. If you plan to attend our program and need special facilities or assistance relating to a disability, please contact the CLE Department at least one week prior to the date of the program.

INCLEMENT WEATHER We make every effort to notify registrants when a program is canceled or delayed due to weather. If inclement weather is forecast, please check your local news listings or contact event venue. NCBA programs will follow the work schedule of the hosting institutions, to include delayed openings.

CLE SCHOLARSHIPS A limited number of scholarships are available to members in financial need. Contact Membership Services at 1.800.662.7407 or email akemple@ncbar.org. EVENT SPONSOR AND EXHIBITOR OPPORTUNITIES Interested in meeting the attendees of this program? Become an exhibitor or sponsor! Contact Jennifer Shapero at CLESponsorship@ncbar.org for detailed information about these opportunities and their benefits.

FOR MORE INFORMATION, VISIT WWW.NCBAR.ORG/CLE.
Program Information

Planners
- Stanford D. Baird, K&L Gates LLP, Raleigh
- Brooks Rainey Pearson, Southern Environmental Law Center, Chapel Hill
- Sean M. Sullivan, Troutman Sanders LLP, Raleigh
- Carol Jones Van Buren, Van Buren Law PLLC, Charlotte

Speakers
- Caroline Nasrallah Belk, Bayer CropScience LP, Research Triangle Park
- Jeffrey F. Cherry, North Carolina General Assembly, Raleigh
- John Gallagher, Aptus Management, Carrboro
- James L. Joyce, K&L Gates LLP, Raleigh
- Mary Penny Kelley, Department of Environmental Quality, Raleigh
- Jessica M. Marlies, Hamilton Defenders, Greensboro
- Bruce Nicholson, Department of Environmental Quality, Raleigh
- Michael Scott, Department of Environmental Quality, Raleigh
- William Service, Mid-Atlantic Associates, Raleigh
- Robin W. Smith, Robin Smith Law Office PLLC, Chapel Hill
- Jeffrey B. Tyburski, McAdams Company, Durham

Hotel Information
Contact hotel directly for reservations at the special NCBA room rate. Rates are based on availability and may sell out.

DoubleTree by Hilton Hotel,
Atlantic Beach Oceanfront
2717 West Fort Macon Road
Atlantic Beach
Rate: $159 per night, Oceanview room
     $199 per night, Oceanfront room
Reservations: 252.222.4010 or 1.800.222.TREE
Rate Code: NC Bar Association
Cutoff Date: April 11, 2017

We extend our sincere gratitude to the NCBA Environment, Energy & Natural Resources Law Section and the planners and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the very highest quality.
Changes Abound: New Policies, New Priorities in Environmental Law

2017 Environment, Energy & Natural Resources Law Section Annual Meeting

LIVE • LIVE WEBCAST
Friday-Saturday, May 12-13, 2017
DoubleTree by Hilton Hotel, Atlantic Beach Oceanfront

CLE CREDIT: 6.0 Hours
includes 1.0 Hour Ethics/Professional Responsibility

UPDATES & REGISTRATION
www.tinyurl.com/CLE639EVM

“Nice variety of subject matter and impressive level of speakers. I found some value in each of the presentations.”

“Excellent networking and increased knowledge of current issues.”

—Attendees, 2016 Environment, Energy & Natural Resources Law Section Annual Meeting