



**ENVIRONMENTAL & ENERGY LAW SECTION
EXECUTIVE COMMITTEE AGENDA
Saturday, October 23, 2021
12:00 P.M. – 1:30 P.M.
The Statler Hotel at Cornell University, Ithaca**

1. Welcome by the Chair Linda Shaw
2. Approval of Minutes from May 2021 Executive Committee Meeting (page 2)
3. Budget Report (Julia O’Sullivan, Budget Director) (page 7)
4. Annual Meeting (J. Rigano) (page 8)
5. 2021 Essay Contest Winners (M. Villani)
6. October 29th NYSBA Executive Committee Brownfield Extender Bill Presentation (L. Shaw)
7. Diversity & Inclusion Fellowship and Committee Update (C. Leas/ S. Lobe) (page 9 - 10)
8. Newsletter/Social Media/Webpage (R. Partington)
9. Awards Committee – Nick Ward-Willis has been appointed the Chair for this Committee
10. EELS Committee Reorganization (L. Shaw) & Committee Reports by Chairs or Co-Chairs (page 11-12)
11. Green Amendment Update (K. Kuh)
12. Climate Change Blog Update (C. Howard)
13. Future programming (Y. Hennessy)
14. New Business including Nomination Committee (M. Hecker)
15. Motion to Adjourn

Environmental & Energy Law Section
EXECUTIVE COMMITTEE MEETING
May 19, 2021

In Attendance: Please see Attached Attendance List

Approval of October 22, 2020 Executive Committee Minutes

- Motion to approve by W. Mugdan, seconded by G. Port
- Minutes approved with no objection.

Treasurers Report (J. Rigano)

- Report on 2020 income (approx. \$48,000) and expenses (approx. \$8,500) to date
- Section still has a surplus of approx. \$63,000.

Membership Status & Initiatives (M. Hecker)

- Issue with NYSBA renewal process for 2021. If not renewed by April 1, 2021, then members automatically dropped. Triggered need for Section outreach to dropped members, which N. Ward-Willis has drafted. Still waiting for list of specific members that have been dropped.
- 746 members as of April 2021. Hoping numbers will increase once dropped members receive targeted outreach.
- Numbers lower than normal, likely due to pandemic as well as NYSBA automatic dropping.
- Still trending heavy with older attorneys.
- Committee actively working to increase membership.
 - Pushing law student numbers with recent law school panel, outreach to law professors and better/earlier advertising to law students.
- Discussed other membership initiatives including targeting energy attorneys.

Fall Meeting (L. Shaw)

- NYSBA policy for in-person meetings in packet.
- Cabinet has preliminarily voted to have fall meeting in-person at the Statler Hotel in Ithaca.
- Discussed logistics and possible coordination Municipal Law Section and the need to make financial commitments soon.
- Will look for people to register early to determine interest levels.
- Target dates of October 22-24th.
- Agenda still fluid so ideas can be sent to L. Shaw.

Climate Change Blog (C. Howard)

- Update given, including outreach to all other NYSBA sections to determine their interest in receiving the Blog. Now, there are 18 NYSBA Sections receiving the Blog.
- A new blog entry forthcoming. Lots of options for material given Biden Administration.
- Discussed possibility of broadening distribution of Blog (e.g., ABA, other states' bar associations).

Green Amendment (K. Kuh)

- Update given on Green Amendment to State Constitution and upcoming vote this Fall.
- Encouraged discussing Green Amendment with others to garner support.
- Available as a resource to get the word out for the Green Amendment.
- June 9th Facebook live presentation. Details to follow in Section message board..
- Section previously supported Green Amendment. Discussed history with NYSBA Executive Committee. Section no longer allowed to support given NYSBA rule on not supporting/opposing ballot initiatives.

Reorganization of Cabinet and Officers (N. Ward-Willis)

- Discussed proposal to reorganize Cabinet and officers, including creation of Budget Officer and removal of Treasurer position and positions of First and Second Vice-Chair and Secretary as well as proposed assignment of responsibilities. See P. 29 of Meeting Materials. Position of Chair would remain the same under the proposal.
- Would require amendment of Section's By-Laws. Then needs to be submitted to NYSBA for vote on June 11, 2021.
- Will circulate for vote next week.
- Conceptual support expressed.

2021 Essay Contest (M. Villani)

- Now waiting for essays to be submitted.
- Discussed advertising contest – using social media – and desire to continue and expand advertising efforts. Goal to get younger members involved.

Newsletter/Social Media/Webpage (M. Villani/N. Ward-Willis)

- Thanks to Miriam on her historic efforts with newsletter.
- Discussed manner in which Newsletter is distributed.
 - Motion to distribute Newsletter electronically only (subject to “opt-out” if permitted by NYSBA) by M. Villani; seconded by R. Nichols. Motion passed without objection.

Diversity and Inclusion (S. Lobe)

- Update on 2021 Fellowship given.
- Committee considering other initiatives, likely to partner with other committees, other CLE topics and group mentoring.
- Looking to develop best practices for Section members.

House of Delegates Update (A. Kendall)

- Current focus on CPLR rules.
- Discussed Bar Center Lease at 1 Elk Street. PowerPoint provided to discuss issue, option of moving and pros and cons of staying versus moving.
- Meeting schedule for May 22, 2021 to discuss although unclear if there will be a vote taken.

- Solicited feedback from Executive Committee; general consensus to support recommendation to move.
- Direction given to A. Kendall on Section's position to not renew lease and look for more suitable location.

Social Media (R. Parington/D. Gamils)

- Increasing numbers every day.
- 315 Twitter followers (up from 252 in October 2020).
- Looking to expand content and social media takeovers.
- Be sure to like and share posts.
- To discuss recruiting law students to grow social media presence.

Upcoming Events (N. Ward-Willis)

- Overview of upcoming events given:
 - Meet the Officers, June 1, 2021
 - Key Issues in USEPA Region 2, June 23-24, 2021
 - Oil Spill Program

Miscellaneous

- Discussed NYSBA Governmental Affairs Policy Discussion, including difficulties that have been experienced and Section's concerns. A topic to be the subject of discussion into next year. Brownfield example explained.
- Will look for a vote by email for Committee reorganization but if there is a need for discussion, then will move vote to Fall Meeting.
- Thank you to N. Ward-Willis for his tenure as Chair.
- Motion to adjourn by L. Shaw, seconded by V. Robbins. Motion adopted without objection.

PARTICIPANTS BY ZOOM/CONFERENCE CALL
May 19, 2021 EXECUTIVE COMMITTEE MEETING

Nick Ward Willis
Linda Shaw
James P. Rigano
Yvonne Hennessey
Amy Jasiewicz
Simone Smith
Susan Amron
Martin Baker
Kathleen Bennett
Michael Bogin
Catherine Buckley
Gregory Brown
Catherine Buckley
Hayley Carlock
Peter Casper
Jerry Cavaluzzi
Philip Dixon
Bridget Donlon
David Freeman
Drew Gamils
John Greenthal
Kevin Healy
Carl Howard
Michael Hecker
Amy Kendall
Jan Klubik
Alan Knauf
Dan Kranin
Katrina Kuh
Christine Leas
Richard Leland
Sarah Lobe
Margaret McDonald
Walter Mugdan
Rosemary Nicols
John Parker
Rachel Parington
Frank Piccininni
Gail Port
Telisport Pusavage

David Quist
Virginia Robbins
Nicholas Robinson
Steve Russo
Michelle Schroeder
Larry Schnapf
Jay Simpson
Matthew Sinkman
Adam Stolorow
Howard Tollin
Melissa Vale
Miriam Villani
Cheryl Vollweiler
Mindy Zoghlin

New York State Bar Association
Environmental and Energy Law Section
For the Nine Months Ending Thursday, September 30, 2021

	2021 Budget	September	2021 Year To Date	Percent	2020 Budget	2020 Year To Date	Percent	2019 Year To Date	2018 Year To Date	2017 Year To Date
Income										
Dues	\$28,000.00	\$245.00	\$26,407.50	94.31%	\$28,200.00	\$26,710.84	94.72%	\$27,897.50	\$28,551.59	\$28,656.25
Meetings	20,000.00	3,080.00	4,415.00	22.08%	35,000.00	18,920.00	54.06%	45,805.00	25,596.50	29,031.50
Sponsorship	34,000.00	2,100.00	10,850.00	31.91%	25,000.00	9,650.00	38.60%	34,550.00	38,250.00	20,500.00
Newsletters	1,000.00		540.00	54.00%	300.00	675.00	225.00%		495.00	370.00
Prior Years Surplus Used				0.00%	27,000.00		0.00%			
Total Income	83,000.00	5,425.00	42,212.50	50.86%	115,500.00	55,955.84	48.45%	108,252.50	92,893.09	78,557.75
Expenses										
Postage & Shipping	1,500.00	165.74	296.87	19.79%	1,500.00	440.63	29.38%	1,719.69	923.53	1,257.70
Awards & Grants	6,500.00		5,687.01	87.49%	10,000.00	11,620.62	116.21%	11,641.04	1,500.00	692.26
Misc Travel Costs	1,000.00			0.00%		295.97	0.00%			
Diversity	250.00		(7,331.25)	-2932.50%	1,000.00		0.00%	250.00		
Membership Initiative	1,000.00			0.00%	1,500.00	680.00	45.33%			
Meeting Rooms	2,500.00			0.00%	1,500.00		0.00%		1,626.50	
Catering & Banquets	20,000.00			0.00%	40,500.00	24,570.61	60.67%	102,625.19	31,550.69	31,800.95
Beverage Service & Receptions	10,000.00		2,172.10	21.72%	20,000.00	5,380.00	26.90%	15,482.32	4,297.50	5,785.76
Speaker & Guest Expense	1,000.00			0.00%	1,500.00	466.10	31.07%	104.85	1,000.00	360.30
Audio/Visual Expense	6,000.00			0.00%	8,000.00	8,893.97	111.17%	5,151.61	3,380.26	3,506.76
Promotional Costs	1,000.00			0.00%	1,500.00		0.00%	1,991.95		
Activities & Entertainment	500.00			0.00%	1,500.00		0.00%			
Gratuities				0.00%	500.00		0.00%			
Section Executive Committee Meetings	4,000.00			0.00%	8,500.00	9,850.47	115.89%	6,973.99	6,624.41	1,498.35
Officers Expense	150.00			0.00%	2,000.00		0.00%	98.30	20.90	161.23
Miscellaneous Meeting and Program Costs	7,500.00			0.00%	8,000.00	726.88	9.09%	2,028.02	3,855.92	8,670.04
Section Subcommittee Meetings	1,000.00			0.00%	500.00		0.00%	42.13	80.76	269.57
Newsletters	5,000.00	1,705.02	7,478.23	149.56%	6,000.00	3,291.26	54.85%	3,696.42	3,374.65	3,849.32
Graphic Department Allocations	1,500.00	144.53	144.53	9.64%	1,500.00	995.04	66.34%	1,957.40	1,215.22	913.60
Total Expenses	70,400.00	2,015.29	8,447.49	12.00%	115,500.00	67,211.55	58.19%	153,762.91	59,450.34	58,765.84
Net Income over Expense	12,600.00	3,409.71	33,765.01	267.98%		(11,255.71)	0.00%	(45,510.41)	33,442.75	19,791.91

Accumulated Surplus (Deficit) \$62,397



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October 21, 2021

Dear Colleagues:

We are writing to share some exciting news about our Annual Meeting, which will combine the best of what in-person events have to offer with the convenience we have all come to expect from the virtual world. The meeting will take place Tuesday, Jan. 18, to Friday, Jan. 28, with our marquee events taking place in person from Thursday, Jan. 20, to Saturday, Jan. 22, at the New York Hilton Midtown.

The in-person portion of the meeting will kick off with the Presidential Summit and the President's Reception on Thursday and end Saturday with the House of Delegates meeting. The Executive Committee meeting, the Constance Baker Motley Symposium & Diversity Awards Programs and reception and the House of Delegates dinner will take place on Friday, Jan. 21. **All other events will be virtual.**

We want to assure you that we made this decision based on what our members wanted. More than 60% of members who have attended our live annual meetings said they would not take part in person this year but would like the ability to attend NYSBA social events. Our International Section had to cancel its planned global conference in New York City in November at considerable cost because of the difficulty getting members and speakers. With so much uncertainty about the future course of the pandemic, it did not seem prudent to risk the association's financial resources on the kind of big, in-person events we have held previously.

Our priority is, and always has been, the safety of our members and staff. We understand that some members still prefer to attend everything virtually while others are craving the camaraderie of receptions and in-person events. Our hybrid meeting will allow all of you to make the decision that is right for you personally. We wish you all the best and hope to see you online or at the New York Hilton Midtown.

Sincerely,

T. Andrew Brown
President

Sherry Levin Wallach
President-Elect



SECTIONS

Environmental & Energy Law

2022 Diversity & Inclusion Fellowship

The Fellowship

- > \$7,500 stipend to spend the summer of 2022 (8 weeks minimum) working on legal matters for a government environmental or energy agency or public interest environmental organization in New York State. (The applicant need not have identified a summer internship prior to applying for the fellowship. After a 2022 fellowship awardee has been selected, members of the Section can assist the awardee in searching for a summer internship placement.)
- > Invitation to a meeting of the NYSBA's Environmental & Energy Law Section
- > Assignment of a mentor from the environmental or energy bar

Eligibility

First-year, second-year, and third-year (night students only) underrepresented group members who are: 1) enrolled in a law school in New York State; or 2) permanent New York State residents, and enrolled in a law school in the United States. Underrepresented group members are persons who are: African American, Latinx, Native American, Alaskan native, Asian, Pacific Islander, LGBTQ+.

All applicants must be a member of NYSBA and the Environmental & Energy Law Section. Membership is free for law students.

Fellowship Criteria

Interest in environmental and/or energy issues; strong academic record (undergraduate and/or law school); outstanding personal qualities; and leadership abilities. (A law school course in environmental or energy law is **not** a prerequisite.)

Application Requirements

- > Completed application form
- > Resume
- > Undergraduate Transcript
- > Law school transcript
- > Essay describing applicant's interest in environmental or energy issues
- > Reasons for wanting to participate in the Fellowship
- > Two letters of recommendation



Application Deadline

February 4, 2022

Email: Email completed application form and required supporting documents to:
Amy Jasiewicz at:

ajasiewicz@nysba.org

Detailed information, and application forms, may be obtained by contacting ajasiewicz@nysba.org or online at **[NYSBA.ORG/ENV DIVERSITY FELLOWSHIP](https://www.nysba.org/envdiversityfellowship)**



SECTIONS

Environmental & Energy Law

2022 Diversity & Inclusion Fellowship



Application Deadline

February 4, 2022

Application Form

Name: _____

Permanent Address: _____

Email Address: _____ Phone Number: _____

School Address (if different): _____

Law School Attending: _____

Day student Evening student First year Second year Third year (evening only)

African American

Latinx – person of Mexican, Puerto Rican, Dominican, Cuban, Central or South American origin

Native American or Alaskan native – person having origins in any of the original peoples of America

Asian or Pacific Islander – person having origins in any of the Countries located in East, South or Southeast Asia, or the Pacific Islands

LGBTQ+ – person who does not identify exclusively as heterosexual and/or cisgender

Prior Education

College Name	Address	Major	Dates Attended	Degree
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Attach the following supporting materials to this application:

1. A resume describing your prior employment and other relevant activities and qualifications.
2. An undergraduate transcript, and a law school transcript. (Transcripts need not be certified; finalists may be asked to provide certified transcripts.)
3. An essay (maximum: two double-spaced typewritten pages) describing your interest in environmental or energy issues, your personal qualities and leadership ability, and reasons for wanting to participate in the Fellowship.
4. Two letters of recommendation. (These may be the same as used for law school applications. If these letters are confidential, they may be sent directly to the Fellowship Committee at address below.)

Certification

I hereby certify that all the statements contained and information provided in this application, and in the attachments hereto, are truthful, to the best of my knowledge and that I meet the eligibility requirements for the Diversity & Inclusion Fellowship in Environmental Law.

I further certify that I am a member of the NYSBA and the Environmental & Energy Law Section or that my application for free membership is attached.

Applicant's Signature: _____ Date: _____

Email completed application form and required supporting documents to: Amy Jasiewicz at: ajasiewicz@nysba.org

Environmental & Energy Law Section Officer – Committee Liaison Responsibilities: October 2021

<u>Mike Hecker</u>	<u>Linda Shaw</u>	<u>James Rigano</u>	<u>Yvonne Hennessey</u>
<p>Social Media & Communications</p> <p>Co-Chair Drew Gamils dgamils@kblaw.com</p> <p>Co-Chair Rachel Partington rpartington@nyenvlaw.com</p> <p><i>* Twitter, LinkedIn & Communities</i></p>	<p>The NY Environmental Lawyer Journal</p> <p>Miriam E. Villani mvillani@swc-law.com</p> <p><i>* TNYEL + Essay Contest</i></p>	<p>Hazardous Waste/Brownfield/Site Remediation</p> <p>Co-Chair David Freeman dfreeman@gibbonslaw.com</p> <p>Co-Chair Amy Lynn Reichhart areichhart@nixonpeabody.com</p> <p>Co-Chair Lawrence Schnapf Larry@Schnapflaw.com</p>	<p>Environmental Insurance</p> <p>Co-Chair Michele Schroeder mschroeder@environrisk.com</p> <p>Co-Chair Jerry Cavaluzzi (jerrycavaluzzi@kennedyjenks.com)</p>
<p>Environmental Business Transactions</p> <p>Co-Chair Jon Schuyler Brooks jbrooks@freeborn.com</p> <p>Co-Chair Donna Mussio Donna.Mussio@friedfrank.com</p> <p>Co-Chair Helen Mauch helen@mintzermauch.com</p> <p>Co-Chair Adam Stolorow Astolorow@sprlaw.com</p> <p>Co-Chair Adam Schultz aschultz@couchwhite.com</p>	<p>Pesticides, Agriculture & Rural Issues</p> <p>Co-Chair Scott H. Wyner shwyner@gmail.com</p> <p>Co-Chair Telisport W. Putsavage putsavagelaw@gmail.com</p> <p>Co-Chair Mackenzie Schoonmaker mschoonmaker@bdlaw.com</p>	<p>Solid Waste</p> <p>Co-Chair Michael S. Bogin mbogin@sprlaw.com</p> <p>Co-Chair Steven C. Russo (russos@gtlaw.com)</p>	<p>Continuing Legal Education</p> <p>Co-Chair Genevieve M. Trigg gtrigg@barclaydamon.com</p> <p>Co-Chair Marla Wieder Wieder.Marla@epa.gov</p> <p>Co-Chair Lawrence Schnapf Larry@Schnapflaw.com</p>
<p>Mining and Oil & Gas Exploration</p> <p>Co-Chair Alita Giuda agiuda@couchwhite.com</p> <p>Co-Chair Kevin Bernstein bernstk@bsk.com</p>	<p>Energy and Global Climate Change</p> <p>Co-Chair Haley Carlock hcarlock@scenichudson.org</p> <p>Co-Chair Gregory Brown gbrown@bdflegal.com</p> <p>Co-Chair Carl Howard howard.carl@epa.gov</p> <p>Co-Chair Michael Gerrard michael.gerrard@aporter.com</p> <p>Co-Chair Kevin Healy jkhealy@bryancave.com</p> <p>Co-Chair Ginny Robbins vrobbs@bsk.com</p>	<p>Adirondacks, Catskills, Forest Preserve & National Resource Management</p> <p>Co-Chair Claudia K. Braymer claudia@braymerlaw.com</p> <p>Co-Chair Thomas A. Ulasewicz tau@fmbf-law.com</p> <p>Co-Chair Jan Kublick Jan.kublick@gmail.com</p>	<p>Corporate Counsel</p> <p>Co-Chair Howard Tollin HTollin@sterlingrisk.com</p> <p>Co-Chair Nick Ward-Willis Nward-willis@kblaw.com</p>

Environmental & Energy Law Section Officer – Committee Liaison Responsibilities: October 2021

<p align="center">Legislation</p> <p align="center">Co-Chair John Parker (parkerjlp@gmail.com) Need to solicit volunteers. <i>* Legislative Forum in Spring</i></p>	<p align="center">Environmental Justice</p> <p align="center">Co-Chair Jose Almanzar JAlmanzar@bdlaw.com Co-Chair Jessica Steinberg Albin jadinas22@hotmail.com <i>* Coordinate on Minority Fellowship</i></p>	<p align="center">Land Use and Environmental Impact Assessment</p> <p align="center">Co-Chair Dan Richmond dmrichmond@zarin-steinmetz.com Co-Chair Frank Piccininni fpiccininni@sterlingrisk.com</p>	<p align="center">Enforcement & Compliance</p> <p align="center">Co-Chair Susan Amron SAmron@planning.nyc.gov Co-Chair Matthew Sinkman matthew.sinkman@ag.ny.gov Co-Chair Karen Mintzer karen@mintzermauch.com</p>
<p align="center">Petroleum Spills</p> <p align="center">Co-Chair Jeffrey Stravino jstravin@hodgsonruss.com Co-Chair Melissa M. Valle mvalle@nyenvlaw.com <i>* Annual Spills Conference</i></p>		<p align="center">Toxic Torts</p> <p align="center">Co-Chair Cheryl P. Vollweiler cvollweiler@traublieberman.com Co-Chair Dan Krainin dkrainin@bdlaw.com</p>	<p align="center">Future of Federal Env'tl Policy Taskforce</p> <p align="center">David Freeman dfreeman@gibbonslaw.com Gail Port (gport@proskauer.com) Kevin Healy jkhealy@bryancave.com <i>* coordinate response to issues of import</i></p>
		<p align="center">Water Quality, Coastal & Wetland Resources</p> <p align="center">Co-Chair Amy K. Kendall akendall@nyenvlaw.com Co-Chair Teresa M. Bakner tbakner@woh.com Nicholas C. Rigano nrigano@riganollc.com</p>	<p align="center">Membership, Diversity & Inclusion</p> <p align="center">Co-Chair Christine Leas cleas@sprlaw.com Co-Chair Sarah Lobe Sarah.lobe@gmail.com <i>* Coordinate on Minority Fellowship</i></p>
<ul style="list-style-type: none"> • Representative to the House of Delegates: Amy Kendall, David (alternate) • EELS Liaison with Young Lawyers Section: TBD • Representative to the NYSBA Executive Committee: Robert Schofield, Whiteman, Osterman & Hanna • Counsel to Cabinet: Alan Knauf • Liaison to NYSBA Cannabis Committee: Telisport W. Putsavage • Awards Committee: Lou Alexander + rotating members; propose awardees + Coordinate on Minority Fellowship • Nominating & ByLaws Committee: Current Secretary + rotating members (3-5 Total) to nominate next cabinet member + members at large, etc. 			