ENVIRONMENTAL SUMMIT OF THE AMERICAS

Los Angeles
Loews Hollywood
Wednesday, March 29, 2017

http://www.shopaba.org/environsummit
We invite you to join legal practitioners from across the Americas (North, Central, South, and the Caribbean) for the Environmental Summit of the Americas on March 29, 2017 in Los Angeles at the Loews Hollywood. Summit participants will discuss pressing issues in environmental, energy, and resources law using a round-table format facilitated by leading environmental lawyers. This program is presented by the ABA Section of Environment, Energy, and Resources (SEER) in conjunction with the International Bar Association’s Section of Energy, Environment, Natural Resources and Infrastructure Law (IBA SEERIL). The Canadian Bar Association’s Section of Environmental, Energy and Resource Law (NEERLS) and the American College of Environmental Lawyers (ACOEL) are co-sponsors for the event.

This program will cover a broad range of topics, including climate change and energy; extended producer responsibility; officer, director, lender, and parent company liability; permitting and social license; and the impact of trade agreements on the environment. Join us as we connect environmental law leaders and professions from a variety of practice backgrounds to discuss these pressing cross-border issues.

The Summit will be co-located with the ABA SEER’s 46th Spring Conference to allow practitioners to attend both programs and network with top U.S. environmental attorneys. We will kick off the Summit with an optional dinner and reception and conclude with a joint cocktail reception with Spring Conference attendees.
Section of Environment, Energy, and Resources
Environmental Summit of the Americas

**SCHEDULE**

**TUESDAY, MARCH 28, 2017**

**DINNER AND RECEPTION**
Prior to the conference, you will have the opportunity to meet your peers over dinner and cocktails. Further details to be provided.

**WEDNESDAY, MARCH 29, 2017**

7:30 A.M. – 8:30 A.M.
**CONTINENTAL BREAKFAST**

8:30 A.M. – 9:45 A.M.
**CLIMATE CHANGE AND ENERGY/ENVIRONMENTAL POLICY**
Climate change issues and greenhouse gas emissions do not stop at the border, and warrant cooperation and coordination at the international level to implement effective solutions. Most of the nations in the Americas are signatories to the Paris Agreement, but the obligations to reduce greenhouse gas emission vary widely, as do different nations’ access to renewable energy. This session will focus on climate change and energy issues impacting the Americas that warrant cooperation and collaboration across the continents, including efforts to implement the Paris Agreement (and potential threats frustrating it), the differing approaches in the Americas to climate change adaptation, and how various nations are adopting energy policies to reduce greenhouse gases and promote alternative and renewable fuels.

*Discussion Facilitators:*
Christine Jochim, Brownstein Hyatt Farber Schreck LLP, Denver, CO
Ken Rivlin, Head of Global Regulatory and Environmental Law, Allen & Overy LLP, New York, NY

9:50 A.M. – 11:05 A.M.
**EXTENDED PRODUCER RESPONSIBILITY**
Although “Extended Producer Responsibility” has been used for many years in Europe and portions of the United States, it is a strategy still in the early stages of implementation in several Latin American countries. Extended Producer Responsibility takes the environmental, social, and economic costs associated with a good throughout its lifecycle and incorporates those costs into the market price of the product. This strategy has led to new models of legal and operational structures. This session will provide an overview and opportunity to discuss the alternative legal and operational structures associated with Extended Producer Responsibility and how these structures affect private and public sectors.

*Discussion Facilitators:*
LeRoy C. Paddock, Associate Dean for Environmental Law Studies, The George Washington University Law School, Washington, DC
Jose Pablo Sánchez, Axioma Estudio Legal, San José, Costa Rica
Luiz Fernando Sant’Anna, Demarest Advogados, São Paulo, Brazil

11:05 A.M. – 11:30 A.M.
**NETWORKING BREAK**

11:30 A.M. – 1:00 P.M.
**OFFICER, DIRECTOR, LENDER AND PARENT COMPANY LIABILITY**
This session will explore how different countries in the Americas address Officer, Director, Lender and Parent Company Liability for environmental matters. The discussion will include an analysis of how different types of liabilities related to environmental issues are regulated in each country to determine if there are circumstances in which Officers, Directors, Lenders and Parent Companies may be held liable for criminal, civil or administrative violations by a local subsidiary. When addressing Parent Company Liability, a general analysis of each country’s corporate forms and liability issues will be discussed to then delve into the differences and trends in the application of the “piercing of the corporate veil” doctrine.

*Discussion Facilitators:*
Angeles Murgier, Brons & Salas, Buenos Aires, Argentina
Antonio Reis, Reis & Sampaio Advogados, São Paulo, Brazil
Barry Weintraub, Rueters LLP, Toronto, Canada

1:00 P.M. – 2:30 P.M.
**LUNCHEON ADDRESS: ASSESSING THE QUALITY OF ENVIRONMENTAL REGULATION**
In the policy debate on environmental regulation in Latin America, there is a growing consensus on the need to address existing
weaknesses in the design of existing legal frameworks. In order to encourage legislators, practitioners and policymakers to devote more attention to likely problems of practicability in implementation and enforcement throughout the regulatory process, the Inter-American Development Bank initiated a project aimed at producing a practical checklist to assess the quality of existing environmental regulation with the aim of improving the overall implementation of Latin American environmental law in the region.

**Discussion Facilitators:**
David Corderi Novoa, Inter-American Development Bank, Washington, DC (Invited)
Maria Vizeu Pinheiro, Environment for Inclusion, Washington, DC (Invited)

2:30 P.M. – 3:45 P.M.
**PERMITTING AND SOCIAL LICENSE**
Many regions of the world are rich in geology of minerals and metals. Nevertheless, in order to explore and develop those resources, both economic feasibility and environmental viability have to be established. But there is also a third element beyond the economy and the environment that must be considered in projects: the social aspect. In this sense, social and public elements of projects can present scenarios where the exploration and development of natural resources face fundamental challenges when the project is not socially approved by the relevant communities. In this session, we will share the successes, failures, and lessons learned from the Americas on permitting and social license to operate with the purpose to make extractive industries sustainable in the long run.

**Discussion Facilitators:**
Leopoldo Burguete Stanek, Gonzalez Calvillo, S.C., Asociación Nacional de Abogados de Empresa, Ciudad de México, México
Patricio Leyton, FerradaNehme, Santiago, Chile

3:45 P.M. – 4:15 P.M.
**NETWORKING BREAK**

4:15 P.M. – 5:30 P.M.
**TRADE AND THE ENVIRONMENT**
The economic impacts of trade agreements between the United States and other nations were one of the focal points of the recent U.S. Presidential election, but little attention has been given to the environmental impacts of such agreements and how they aid or hinder environmental protection efforts both in the United States and globally. This session will discuss select trade agreements that impact the Americas, focusing on the environmental protection requirements they contain. Topics that will be addressed include how these requirements have been or will be implemented, the effectiveness of such requirements in protecting the environment, and potential additional regulations that could be imposed to provide further protections.

**Discussion Facilitators:**
Jonathan Kahn, Blake, Cassels & Graydon LLP, Toronto, Canada
Michelle Ouellette, Best Best & Krieger LLP, International Bar Association, Riverside, CA
Francisco Tong, Rodrigo, Elias & Medrano Abogados, Lima, Peru

6:30 P.M. – 8:30 P.M.
**ABA SEER SPRING CONFERENCE COCKTAIL RECEPTION**
Join us for an informal networking cocktail reception with attendees of the 46th Spring Conference. All are welcome!

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**PLEASE STAY FOR THE 46TH ANNUAL ABA SEER SPRING CONFERENCE!**

The ABA SEER 46th Spring Conference will be taking place in Los Angeles on March 29–31, 2017, at the Loews Hollywood right after the Environmental Summit of the Americas. The Spring Conference builds on the traditions of the premiere environmental law conference with deep dives into legal practical matters. Panel discussions cover a broad range of topics including; energy and environment priorities of the new administration and the 115th Congress, what all environmental, energy, and resources lawyers need to know about TSCA reform, and FERC pipeline certificate proceedings and new disputes over “public convenience and necessity.” For more information about the schedule and speakers, visit [www.shopaba.org/environspring](http://www.shopaba.org/environspring). For more information on promotional codes, visit [www.shopaba.org/environsummit](http://www.shopaba.org/environsummit). The Section anticipates that attendees will be eligible to receive up to 10.5 CLE credits, including 1.5 ethics credits, if they attend the Spring Conference.
REGISTRATION INFORMATION

Location and Lodging
The Environmental Summit of the Americas will take place at the Loews Hollywood Hotel, 1755 North Highland Avenue, Hollywood, California 90028. A block of rooms has been reserved at the discounted rate of $219 plus tax for single/double rooms. A limited number of government rate rooms are also available for $157 plus tax (or the current government rate). A valid government ID will be required upon check in. The deadline for room reservations at the discounted rate is Monday, March 6, 2017 at 5:00 p.m. (CST). To book at the conference’s discount rate, call reservations at (877) 875-1604 or the hotel directly at (323) 856-1200, or online via the hotel’s reservation system at https://aws.passkey.com/go/abaspringconference. Be sure to mention The ABA Section of Environment, Energy, and Resources 2017 Spring Conference.

Advance Registration
We encourage you to register online at www.shopaba.org/environsummit. If you wish to register by mail, visit www.shopaba.org/environsummit, to download a registration form. Please mail the form with your check (payable to the American Bar Association) or credit card information to: American Bar Association, Attn: Service Center – Meeting/Event Registrations Department, 321 N. Clark Street, Fl. 16, Chicago, IL 60654 or send to our secure fax number: (312) 988-5850. All attendees must be pre-registered for this conference to participate.

The deadline to receive the early bird registration rate for the Environmental Summit of the Americas is Monday, February 20, 2017. All registrations postmarked after Monday, February 20, 2017, must include an additional $50 for processing. The final cutoff date for advance registration is Monday, March 13, 2017. After this date, registrations must include an additional $25 for processing.

Attention ABA Members!
If you are an ABA member but not a member of the Section of Environment, Energy, and Resources, please note that your conference registration fee ($400 on or before 2/20/17 or $450 after 2/20/17) now includes Section membership, a $75 value! You will be automatically enrolled in the Section of Environment, Energy, and Resources. ABA Membership is a prerequisite for Section membership. If you are not already an ABA member, please call (800) 285-2221. Please note: Free membership only applies to individuals who have not been a member of the Section during the past two years.

Conference Course Materials
Course materials and related background information will be provided to attendees online prior to the conference. You may wish to bring a laptop, netbook, or tablet to view the materials on-site; complimentary Wi-Fi access will be available. The registration fee covers Wednesday’s breakfast, breaks, lunch, and reception.

Cancellation Policy
Registrants who are unable to attend the conference will receive a refund less a $50 administrative fee if written notice of cancellation is received by Monday, March 13, 2017. Cancellations may be e-mailed to Jennifer.Idrovo@americanbar.org or faxed to (312) 988-5572, attn.: Program Assistant. No refunds will be granted after Monday, March 13, 2017. Registration fees are not transferable to other Section or ABA programs. Substitutions for the program are acceptable. The ABA reserves the right to cancel any program and assumes no responsibility for personal expense.

Americans with Disabilities Act
If any special arrangements are required for a disabled individual to attend this program, please call Jennifer Idrovo at (312) 988-5625 by Monday, March 13, 2017.

REGISTRATION RATES

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SAVE $100 ON SPRING CONFERENCE

The Summit will be co-located with the ABA Section of Environment, Energy, and Resources 46th Spring Conference to allow practitioners to attend both programs and network with top U.S. environmental attorneys. All Environmental Summit of the Americas attendees will receive $100 off their Spring Conference registration. Use code SUMMIT17 to receive your discount. Please note you must register for the Spring Conference separately to utilize the discount.