



## Brazil Program - BAILE Winter Course 2020

### U.S. Environmental Law & Practice

Time/day	Monday 02/24	Tuesday 02/25	Wednesday 02/26	Thursday 02/27	Friday 02/28
<b>9-10:15am</b>	<b>U.S. Law (Intro)</b>	<b>U.S. Law (Torts)</b>	<b>Water Law</b>	<b>U.S. Env. Law Corporate Litigation</b>	<b>Brazil-U.S. Seminar*</b>
<b>Break 10:15- 10:30am</b>					
<b>10:30- 11:45am</b>	<b>U.S. Law (Constitutional)</b>	<b>U.S. Env'tl. Law (Clean Air Act)</b>	<b>U.S. Env'tl Law (Endangered Species Act)</b>	<b>U.S. Env't. Law NGO Litigation (Challenges &amp; Opportunities)</b>	<b>Brazil-U.S. Seminar*</b>
<b>Lunch 11:45am- 1pm</b>					
<b>1-2:15pm</b>	<b>U.S. Law (Administrative)</b>	<b>US Env'tl. Law (Clean Water Act)</b>	<b>U.S. Env'tl. Law (Land Use/Planning)</b>	<b>U.S. Env't. Law (Alternative Dispute Resolution)</b>	<b>Brazil-U.S. Seminar*</b>
<b>Break 2:15- 2:30pm</b>					
<b>2:30- 3:45pm</b>	<b>U.S. Law (Property)</b>	<b>Natural Resources Law</b>	<b>U.S. Env'tl. Law (Hazardous Waste)</b>	<b>Climate Change Litigation</b>	<b>Brazil-U.S. Seminar*</b>

\*The Brazil-U.S. Seminar is devoted to allow Brazilian attorneys attending the course to exchange experience with U.S. attorneys. Special panels will be composed of selected Brazilian attorneys and U.S. attorneys on topics of interest to both countries based on the discussions during the previous days.

## **Course Description**

The BAILE Winter Course is a one-week comparative environmental law course, jointly sponsored by Pace University Law School, Brazilian Union of Environmental Advocacy (UBAA) and Beyond Institute.

The course will be held on February 24-28, 2020, at the Pace Law School campus in White Plains, just 30 minutes from Grand Central Station in Manhattan, New York.

Pace's proximity to New York City and its location in the Hudson Valley gives BAILE students a huge variety of opportunities beyond the classroom, allowing them to experience one of today's most important and cosmopolitan metropolises.

## **Objectives**

The course is intended to provide Brazilian and U.S. attorneys with an insight into U.S. environmental law practice, and especially environmental conflict resolution techniques, by comparing U.S. and Brazilian environmental legal regimes. Participants will discuss the foundations of U.S. common law, U.S. environmental law and international environmental law.

On the last day of the course, Brazilian participants will also have the opportunity to present seminars in partnership with U.S. attorneys and academics, broadening their contact with procedures and techniques used in U.S. law practice.

## **Target group**

The course is aimed at attorneys, academics and general practitioners who work in Brazil and wish to improve their theoretical and practical knowledge in the field of environmental law from a comparative perspective.

## **Faculty**

The course's faculty will consist of renowned U.S. attorneys and academics.

## **David Cassuto**

Professor David N. Cassuto came to Pace in July 2003 from Coblentz, Patch, Duffy & Bass LLP in San Francisco, where he practiced complex civil litigation. Prior to that, he was an associate at Pillsbury Winthrop LLP in San Francisco and served on the Executive Committee of the San Francisco Bar Association's Environmental Law Practice Group. Before entering private practice, Professor Cassuto clerked for the Honorable Rosemary Barkett on the United States Court of Appeals for the Eleventh Circuit.

A former professor of English specializing in literature and the environment, Professor Cassuto has published and lectured widely on legal, literary, and environmental issues. He is also a frequent speaker on legal and cultural studies.

Professor Cassuto teaches in the areas of property, professional responsibility, animal law, water law, international comparative law, and legal and environmental theory. He directs the Brazil American Institute for Law and Environment (BAILE), a cooperative endeavor with the Getulio Vargas Foundation School of Law in Rio de Janeiro, Brazil.

Professor Cassuto was a Fulbright Fellow at FGV Direito Rio, in Rio de Janeiro Brazil in 2010, is a visiting professor at the Federal University of Bahia, Brazil, and is the Class of 1946 Distinguished Visiting Professor of Environmental Law at Williams College.

### **Daniel Estrin**

General Counsel & Advocacy Director of the Waterkeeper Alliance. Before joining the Alliance in January 2016, Daniel has previously represented the organization as outside counsel for over fifteen years.

Prior to joining Waterkeeper, Daniel spent a decade as Managing Attorney and a clinical law professor at Pace Law School's Environmental Litigation Clinic. Prior to joining the Pace Law faculty in 2006, Daniel was Special Counsel at Kennedy & Madonna, LLP, a public interest law firm where he represented environmental advocacy organizations in citizen suits and permit challenges.

Before that, Daniel practiced for eight years in the litigation/arbitration and insurance/reinsurance departments at Chadbourne & Parke LLP in New York City, where he focused on environmental insurance coverage disputes. Daniel is admitted to practice in New York State, as well as before the Supreme Court of the United States, the United States Courts of Appeals for the Second, Sixth and Eleventh Circuits, and the United States District Courts for the Southern, Eastern and Northern Districts of New York.

### **Megan R. Brillault**

Partner at Beveridge & Diamond. Versed in the complexities of e-discovery, Megan helps clients implement cost-effective and fast-paced litigation solutions for all phases of discovery through post-trial proceedings. She also promotes diversity and inclusion within the firm and the legal community, working with the Leadership Council on Legal Diversity and various women's organizations.

A cornerstone of her practice includes helping clients in their pursuit and/or defense of cost recovery and contribution actions by private parties as well as federal and state governments under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) and related state laws, including the New York Navigation Law and the New Jersey Spill Act. In addition, Megan defends clients in toxic tort and product liability litigation as well as class and mass action litigation. Megan's experience includes groundwater and subsurface contamination issues involving a wide variety of contaminants including PCE, TCE, PCBs, 1,4-dioxane, and lead, among others. She also

represents policyholders in insurance coverage disputes under various types of policies, including CGL, D&O and pollution policies. To enhance her arbitration and mediation skills, Megan participates in a formal ADR training program that seeks to increase diversity among ADR neutrals.

Megan is also co-chair of the firm's Litigation practice group. Prior to joining the firm, Megan served as a law clerk to the Honorable Charles L. Brieant, former United States District Judge in the Southern District of New York.

## **John Nolon**

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.

## **Investment**

The price of the course is U\$ 2,500.00 and can be paid in up to 2x. The first deposit of a minimum of U\$ 1,000 must be made by October 1, 2019. The second installment may be paid by December 2, 2019. Brazilian Union of Environmental Advocacy (UBAA) members will be awarded a 15% discount on the course fee, totaling U\$ 2,125.00.

Beyond Institute reserves the right to cancel discounted registrations if it is found that the person enrolled is not regularly associated with UBAA.

Payments must be made by credit card directly to Pace University in US dollars.

Interested applicants who have already registered with the Beyond Institute through the institutional email or contact form will be sent a link for course registration and payment.

In order to avoid unnecessary refunds, upon confirmation of at least 20 pre-registered students, a link to the payment will be sent directly to Pace University via credit card.

For the 15% discount on the course fee, the applicant must inform the Beyond Institute of their UBAA membership status. In order to the promotional value to be applied, the participant must be in good standing with UBAA. Otherwise, your subscription will be canceled.

A U\$ 200 refund fee will be charged to those who sign up for the promotional amount but are not in good standing or are not actually members of UBAA.

## **How to apply**

Registration for the course is open and those interested should register and pay on Pace University's website.

For more information contact the Beyond Institute by email: [contato@beyondinstitute.org.br](mailto:contato@beyondinstitute.org.br).

Students' admission to the program will be conditional upon BAILE's verification that applicants meet the eligibility requirements, including proper English fluency. Participants who complete the course will receive a BAILE certificate, issued in conjunction with the Pace University School of Law, the Beyond Institute and the Brazilian Union of Environmental Advocacy.

Beyond Institute reserves the right to cancel the course if the minimum number of 20 registered participants is not reached. In this case, the amounts paid as registration will be fully refunded.

### **Additional Informations**

Classes will be taught in English. Thus, although no official proof of language proficiency is required, it is essential for those interested to have knowledge of the language to take advantage of the course.

Participants will be responsible for expenses on airfare, accommodation, food, health insurance, transportation in the United States and personal expenses. Participants are also required to obtain a tourism/business visa (B1/B2) to enable their participation in the course.