

29th Annual Oregon Water Law Conference

November 5 & 6, 2020 ~ Portland, OR

Thursday, November 5, 2020

8:30 Introduction and Overview – Day One

David E. Filippi, Program Co-Chair
Stoel Rives LLP

8:40 Water Rights 101

Merissa A. Moeller
Stoel Rives LLP

9:15 Justice and Equity Considerations

Ensuring Access to Reliable and Sustainable Water Supplies, How Water Pollution May Result in Disproportionate Impacts, Preserving Natural Systems for Universal Benefits, and the Latest on Anti-SLAPP Suits

Direlle R. Calica, Energy & Water Policy Coord.
Affiliated Tribes of Northwest Indians

Robert W. Collin, Adjunct Professor
College of Law, Willamette University

10:15 *Break*

10:30 Oregon Legislative and Administrative Update – A Panel Discussion

The 2020 short session; agency budget cuts; recent OWRD rulemakings; prospects for the 2021 regular session

Thomas M. Byler, Director
Oregon Water Resources Department

Mary Anne Cooper, VP of Public Policy
Oregon Farm Bureau

Karen Lewotsky, Rural Partnerships & Water Policy Dir.
Oregon Environmental Council

Tracy Rutten, Intergovernmental Relations Assoc.
League of Oregon Cities

12:00 *Midday Break*

1:15 Recent Developments in the Use and Protection of Oregon Groundwater

- Key Concepts in Hydrogeology

Bruce Brody-Heine, RG, LHG, CWRE,
Principal Hydrogeologist
GSI Water Solutions, Inc.

- Efforts to Restore Groundwater in the Umatilla Basin CGWAs
J.R. Cook, Director
Northeast Oregon Water Association
- Recent Litigation over OWRD's Regulation of Groundwater
Dominic M. Carollo
Yockim Carollo LLP

2:30 Break

2:45 Perspectives on Water Law and Agriculture

Elizabeth E. Howard
Schwabe Williamson & Wyatt PC

3:45 Klamath Basin Litigation Updates

- *Baley et al. v. United States*
David E. Filippi
Stoel Rives LLP
- *Klamath Irrigation District v. OWRD* [and/or other matters?]
Patti Goldman, Managing Attorney
Northwest Office, Earthjustice
- State-wide issues raised by recent Total Maximum Daily Load (TMDL) cases and the Integrated Report
Steven L. Shropshire
Jordan Ramis PC

5:00 Adjourn and Reception ~ Sponsored by:
Stoel Rives LLP, Davis Wright Tremaine LLP, & Jordan Ramis PC

Friday, November 6, 2020

8:30 Introduction and Overview – Day Two

Richard M. Glick, Program Co-Chair
Davis Wright Tremaine LLP

8:35 Willamette Basin Updates

- Litigation Update: *NEDC v. USACE* and *WaterWatch v. USACE*
Larry B. Burke
Davis Wright Tremaine LLP
Laurie Rule, Senior Attorney
Advocates for the West
- Policy Update: The Future of Stored Water Supplies
Kirk B. Maag
Stoel Rives LLP

10:00 Break

10:15 **Water Supply Planning**

- Elements of Water Supply Planning
- Local and Regional Planning Efforts
- Permitting Issues, Challenges and Lessons Learned

Adam Sussman, Principal Consultant
GSI Water Solutions, Inc.

John J. Audley
Oregon Business Council

Jennifer Miller, Vice President
*Water and Environment Business Unit,
David Evans and Associates, Inc.*

11:30 **FERC Hydro Licensing Update**

Matthew A. Love
Van Ness Feldman LLP

12:15 *Midday Break*

1:30 **FCRPS Water Quality Issues**

New EPA Regulations; National Pollutant Discharge Elimination System (NPDES)
Permits; Lower Columbia Federal Dams; Water Temperature and Permitting

Justin Green, Water Quality Division Administrator
Oregon Department of Environmental Quality

Olivier Jamin
Davis Wright Tremaine LLP

May Lou Soscia, Columbia River Coordinator
Region 10, U.S. Environmental Protection Agency

2:45 *Break*

3:00 **Clean Water Act Update**

- *County of Maui* case: When are Groundwater Discharges of Pollutants Regulated Under the Clean Water Act?
- New Regulations Implementing Section 401

Richard M. Glick
Davis Wright Tremaine LLP

Beth S. Ginsberg
Stoel Rives LLP

4:00 **Ethical Considerations**

Nellie Q. Barnard
Holland & Knight LLP
Trisha Thompson
Holland & Knight LLP

5:00 *Adjourn*