



THE CENTER FOR AMERICAN
AND INTERNATIONAL LAW

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THE CENTER FOR AMERICAN AND INTERNATIONAL LAW

Presents Its Annual Program on
Planning, Zoning and Eminent Domain

Co-Sponsored by
The Section of State and Local Government Law
of The American Bar Association



*"Very good program, I plan to
attend annually."*

"Great speakers; unequalled faculty."

-May 2008 Participants

Planning, Zoning and Property Rights

For Lawyers, Planners and Public Officials

December 10-12, 2008
Plano, Texas

The Program Includes:

- ▶ Critical Developments in Land Use Law
- ▶ Eminent Domain & the Gas and Oil Industry
- ▶ Fiscal Issues for Government Officials, Planners & Developers



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NEW THIS YEAR!
The Program will
begin with a
Mobile
Workshop

13 hours of MCLE credit (including 1.5 hours of ethics) available for Planning, Zoning & Property Rights
17 hours of credit available for Planners from APA/AICP

Planning, Zoning and Property Rights

WEDNESDAY, DECEMBER 10

12:30 **REGISTRATION**

1:30 **MOBILE WORKSHOP** (*Transportation provided*)
This mobile workshop, led by Frank Turner (Executive Director, City of Plano, TX) will be of interest to lawyers and planners alike. You will visit several local development projects in Plano, Dallas and Addison. The tour will end back at The Center for American and International Law, where you will enjoy a pizza reception and networking.

5:30 **RECESS**

THURSDAY, DECEMBER 11

8:00 **REGISTRATION (CONTINUED)**

9:00 **RECENT DEVELOPMENTS IN THE LAW**
Bruce M. Kramer, Maddox Professor of Law Emeritus, Texas Tech University School of Law; Of Counsel, McGinnis, Lockridge & Kilgore, L.L.P., Houston, TX

10:00 **NETWORKING BREAK**

10:15 **SIMULTANEOUS SESSIONS:**
A. PROCEDURAL DUE PROCESS — RUNNING FLAWLESS HEARINGS

Dwight H. Merriam, Robinson & Cole LLP, Hartford, CT
E. Allen Taylor, Jr., Taylor Olson Adkins Sralla & Eram, L.L.P., Fort Worth, TX

B. NATIONAL AND TEXAS EMINENT DOMAIN LAW UPDATE

Michael M. Berger, Manatt, Phelps & Phillips, LLP, Los Angeles, CA
Gideon Kanner, Prof. Emeritus, Loyola Law School; Of Counsel, Manatt, Phelps & Phillips, LLP, Burbank, CA
Kenneth A. Wright, Attorney at Law, Dallas, TX

11:30 **LUNCH (PROVIDED)**

12:45 **ETHICS — THE JEOPARDY SHOW VERSION**
Patricia E. Salkin, Assoc. Dean & Director, Government Law Center, Albany Law School, Albany, NY
Pamela B. Stein, Greenberg Traurig, LLP, Dallas, TX

2:15 **NETWORKING BREAK**

2:30 **PROPERTY RIGHTS ISSUES AT THE CUTTING EDGE: INVERSE AND DIRECT CONDEMNATION**

Michael M. Berger, Manatt, Phelps & Phillips, LLP, Los Angeles, CA
Robert H. Freilich, Miller Barondess, Los Angeles, CA
Dwight H. Merriam, Robinson & Cole LLP, Hartford, CT
Terry D. Morgan, Terry Morgan & Associates, Dallas, TX

4:00 **SIMULTANEOUS SESSIONS:**
A. PAY TO PLAY - WHAT'S NEW WITH FINANCING INFRASTRUCTURE?

Robert W. Burchell, Professor, Center for Urban Policy Research, Rutgers University, New Brunswick, NJ
Terry D. Morgan, Terry Morgan & Associates, Dallas, TX
Mark Stein, Stein Planning LLC, Dallas, TX

B. VALUATION ISSUES IN DIRECT AND INVERSE CONDEMNATION

Robert H. Freilich, Miller Barondess, Los Angeles, CA

5:00 **RECESS**

FRIDAY, DECEMBER 12

9:00 **A PICTURE IS WORTH A THOUSAND WORDS — DOCUMENTING YOUR CASE IN THE COUNCIL CHAMBERS AND THE COURTROOM**
Melinda Barlow, Assistant City Attorney, Arlington, TX
William S. Dahlstrom, Jackson Walker L.L.P., Dallas, TX
J. Clint Schumacher, Locke Lord Bissell & Liddell LLP, Dallas, TX
Dan Sefko, Freese & Nichols, Dallas, TX

10:15 **THE ANNUAL ZONING AND PLANNING LAW REPORT AWARDS - A DISCUSSION OF SOME OF THE MOST INTERESTING CASES IN 2008**
Dwight H. Merriam, Robinson & Cole LLP, Hartford, CT

10:45 **HELPING DEVELOPMENT IN A DOWN ECONOMY**
Dwight H. Merriam, Robinson & Cole LLP, Hartford, CT

11:00 **NETWORKING BREAK**

11:15 **LESSONS LEARNED: DISASTER PREPAREDNESS AND MITIGATION**
Michael Lauer, Planning Works, Melbourne Beach, FL

12:15 **LUNCH (PROVIDED)**

1:15 **SIMULTANEOUS SESSIONS:**
A. FIRST AMENDMENT IN LAND USE — SIGNS TO SEX
Connie B. Cooper, Cooper Consulting Company, Inc., Dallas, TX
Myron D. Dornic, Jackson Walker L.L.P., Dallas, TX
Dwight H. Merriam, Robinson & Cole LLP, Hartford, CT

B. EMINENT DOMAIN - GAS AND OIL INDUSTRY ISSUES

John Preston Baker, Burford & Ryburn, L.L.P., Fort Worth, TX
Robert H. Freilich, Miller Barondess, Los Angeles, CA
Lewis L. Isaacks, Jr., Gay, McCall & Isaacks PC, Plano, TX
Robert Rose, Energy Transfer Partners, L.P., Houston, TX

2:15 **NETWORKING BREAK**

2:30 **SIMULTANEOUS SESSIONS:**
A. THE GOOD, THE BAD AND THE UGLY — ZONING ENFORCEMENT, VARIANCES AND NONCONFORMING USES
Connie B. Cooper, Cooper Consulting Company, Inc., Dallas, TX
Myron D. Dornic, Jackson Walker L.L.P., Dallas, TX

B. PUBLIC USE IN A POST-KELO WORLD: SHOW ME THE LIMITS
Michael M. Berger, Manatt, Phelps & Phillips, LLP, Los Angeles, CA
Amy Boulris, Brigham Moore LLP, Coral Gables, FL
Gideon Kanner, Prof. Emeritus, Loyola Law School; Of Counsel, Manatt, Phelps & Phillips, LLP, Burbank, CA

C. SUSTAINABILITY CODES & GREEN BUILDING STANDARDS

Barbara Quirk, Carls, McDonald & Dalrymple, L.L.P., Austin, TX
Keith H. Hirokawa, Assoc. Professor, Texas Wesleyan University School of Law, Fort Worth, TX

3:30 **GRASSROOTS ORGANIZING FOR PLANNERS AND LAWYERS**
Darden H. Copeland, The Saint Consulting Group, Inc., Franklin, TN

4:30 **QUESTIONS AND ANSWERS**

4:45 **ADJOURN**

PROGRAM CO-CHAIRS

Robert H. Freilich
Miller Baroness
Los Angeles, California

Dwight H. Merriam
Robinson & Cole LLP
Hartford, Connecticut

Terry D. Morgan
Terry Morgan & Associates
Dallas, Texas

Kenneth A. Wright
Attorney at Law
Dallas, Texas

GENERAL INFORMATION

CANCELLATION POLICY: A cancellation fee of \$50 will be charged upon receipt of written notice received by December 1, 2008. Email cburkel@cailaw.org. After that date, no refunds, but substitution of attendees for this program will be permitted. Registrants not entitled to a refund will receive the course materials.

HOUSING: The cost of housing is not included in the course registration fee. However, rooms (in limited number) have been reserved at the Hampton Inn Plano, 4901 Old Shepard Place, Plano, TX 75093. Registrants should call the Hampton directly at 972.519.1000 and advise them that you are attending the Planning, and Zoning program. A reduced room rate of \$99 per night plus 13% occupancy tax is available if you advise the hotel that you are attending this program. The last day to obtain this special rate is November 26, 2008. Information about additional Plano hotels is available on our website at www.cailaw.org.

NONDISCRIMINATION POLICY: The Center for American and International Law does not discriminate on the basis of race, color, sex, religion, national origin, age, disability, veteran status or any other protected status in educational activities, scholarship programs or admissions.

MCLE CREDIT: This program has been approved by the State Bar of Texas for 13.0 hours, including 1.5 hours of ethics. Course ID Number: 900051740. Sign-in sheets and/or certificates of attendance will be available for ALL states.

APA/AICP CREDIT: 17 hours of credit including ethics and law available for Planners from APA/AICP.

FOUR WAYS TO REGISTER

PLANNING, ZONING AND PROPERTY RIGHTS

December 10-12, 2008

at

The Center for American and International Law
5201 Democracy Drive • Plano, Texas 75024

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www.cailaw.org

PHONE

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972.244.3400 or
800.409.1090
8:30am-5:00pm CST

FAX

credit card only
972.244.3401

MAIL

check or credit card
The Center for American and
International Law
5201 Democracy Drive
Plano, TX USA 75024

PAYMENT MUST ACCOMPANY REGISTRATION

REGULAR:

- All sessions - \$525
(Government employees/officials - \$355) \$ _____

MEMBERS:

- I am a member of the Institute for Local Government
Studies - \$395 (Government employees/officials - \$225) \$ _____
- I am a member of the ABA Section of State and Local
Government Law - \$395 (Government employees/officials - \$225) \$ _____

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PAYMENT INFORMATION

**Credit card registrations may be faxed or mailed*

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Credit Card: Mastercard VISA AMEX Discover

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For membership information in the Institute for Local Government Studies, visit
www.cailaw.org/ilgs/about.html or call 972.244.3410



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"Excellent program."

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