

The Eighth Annual National Fishery Law Symposium



October 11-12, 1990
Washington Athletic Club
Seattle, Washington

Presented by: University of Washington School of Law

University of Washington School of Law
Continuing Education
1100 N.E. Campus Parkway, 430 Condon Hall
Seattle, WA 98105

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SCOPE AND PURPOSE

The Eighth Annual National Fishery Law Symposium has been expanded to spotlight related environmental issues in addition to traditional legal subjects of special and timely interest to the commercial fishing industry. Protection of fisheries habitat, endangered species, and recovery of damages to fishery resources are receiving renewed emphasis, particularly under Federal law and legislation. Speakers will discuss each of these, highlighting recent developments.

The listing of Stellar sea lions as a threatened species and the filing of petitions to list four runs of salmon on the Columbia River as threatened or endangered is of particular concern to those involved in commercial fisheries. The impact and process for listing under the Endangered Species Act will be addressed.

The National Oceanic and Atmospheric Administration (NOAA) has filed two natural resource damage claim actions for injury to fishery resources in Los Angeles and Seattle under the Comprehensive Environmental Response, Compensation and Liability Act. The NOAA General Counsel will describe these actions.

Both Congress and the Executive Branch are beginning new initiatives to protect wetlands and other marine fishery habitat. These initiatives and related legal developments will be presented.

The numerous lawsuits arising out of the grounding of the EXXON VALDEZ have been consolidated and are moving forward. One of the attorneys responsible for managing the cases will report on the status of this complicated litigation.

Four other fishery-related subjects will be covered. A representative of the U.S. Coast Guard will discuss that agency's new program to improve safety on commercial fishing industry vessels. Reauthorization of the Magnuson Fishery Conservation and Management Act is under consideration in Congress. The status of the bills will be described. Congress is also considering new legislation for the inspection of fish products and those bills will be discussed. Finally, a debate between a representative of offshore factory trawlers and a representative of onshore processing plants will present arguments on the best way to allocate scarce fishery resources.

Congressman John Miller (R-Wash.), a member of the U.S. House of Representatives Committee on Merchant Marine and Fisheries, has been invited to give a luncheon speech on Friday, October 12.

PROGRAM

THURSDAY, OCTOBER 11, 1990

- 8:00-9:00 **Registration/Coffee and Danish**
- 9:00-9:30 **Welcome and Introduction**
James P. (Bud) Walsh, Davis Wright Tremaine
Washington, D.C.

Eldon V. C. Greenberg, Galloway & Greenberg,
Washington, D.C.
- 9:30-11:00 **Commercial Fishing Industry Vessel Safety**
Capt. James McDonald, U.S. Coast Guard,
Washington, D.C.
 - Implementation of Commercial Fishing Industry
Vessel Safety Act of 1988
- 11:00-11:15 **Break**
- 11:15-12:45 **Reauthorization of Magnuson Act**
Earl Comstock, Minority Staff, U.S. Senate Committee
on Commerce, Science, and Transportation
Washington, D.C.
 - Status of legislation to reauthorize the
Magnuson Act
- 12:45-2:15 **Lunch (On your own)**
- 2:15-3:45 **Proposed Fish Inspection Legislation**
Richard Gutting, National Fisheries Institute
Washington, D.C.
 - Review of the several legislative proposals to institute
an industry-wide fish inspection program
- 3:45-4:00 **Break**
- 4:00-5:30 **Allocation Debate: Onshore vs. Offshore**
Joseph Plesha, General Counsel,
Trident Seafoods Corporation,
Seattle, Washington

Vince Curry, Counsel,
Alaska Factory Trawlers Association
Seattle, Washington

FRIDAY, OCTOBER 12, 1990

- 8:30-9:00 **Coffee and Danish**
- 9:00-10:30 **Endangered Species and Marine Mammals**
James P. Walsh
 - Recent Developments with regard to
endangered species (salmon, in particular)
and marine mammals

PROGRAM Continued

- 10:30-10:45 **Break**
- 10:45-12:15 **Natural Resource Damage Actions**
Thomas Campbell, General Counsel,
National Oceanic and Atmospheric Administration
Washington D.C.
- Status of natural resource damage actions filed
with regard to coastal pollution
- 12:15-1:30 **Lunch** — Congressman John Miller (R-Wash.)(invited)
- 1:30-3:00 **Protection of Fisheries Habitat**
Eldon V. C. Greenberg
- Legal and regulatory developments regarding
protection of coastal and estuarine habitat for
the nation's fishery resources
- 3:00-3:15 **Break**
- 3:15-4:45 **Status of EXXON VALDEZ Litigation**
David Oesting, Davis Wright Tremaine
Anchorage, Alaska
- Report on the status of litigation arising out of
the grounding of the EXXON VALDEZ
- 4:45-5:00 **Wrap Up**

REGISTRATION FORM

Eighth Annual National Fishery Law Symposium
October 11-12, 1990

Course #9020
13.25 CLE Credits

Name _____ Phone _____

Firm _____

Address _____

Please mail this form and your check,
made payable to the WASHINGTON LAW
SCHOOL FOUNDATION, to:

Registration fee enclosed \$275

Bill my firm

University of Washington School of Law

Course Materials only \$75

Continuing Education
1100 NE Campus Parkway
430 Condon Hall
Seattle, WA 98105

Maritime Law Associate Member

State (other than Washington) _____

SPECIFICS

Date/Time: THURSDAY, October 11, 1990
Registration: 8:00-9:00
Symposium: 9:00-5:30

FRIDAY, October 12, 1990
Symposium: 9:00-5:00

SPEAKER LUNCHEON 12:15-1:30

Location

Washington Athletic Club
1325 Sixth Avenue (6th & Union)
Seattle, Washington 98101
(206) 622-7900

For information

or registration by phone,
call (206) 543-0059

Fee: The fee for the course is \$275 (includes course materials and speaker luncheon). The fee will be refunded in full if cancellation is received, either in writing or by telephone, by October 5. There will be a \$35 cancellation fee for cancellations received after October 5. No refunds will be made after the program date.

Hotel Accommodations: A block of rooms has been reserved at the Seattle Hilton Hotel, Sixth and University (next door to the Washington Athletic Club), at a special University of Washington rate of \$93 (single or double). Please call the hotel directly for reservations in Washington at 1-800-542-7700 or at 1-800-426-0535 out-of-state. Please inform the hotel that you are with the UW Law School's Fishery Law Symposium.

CLE Certification: The course has been approved by the Washington State Bar Association for 13.25 CLE credits. Attorneys admitted to the Bar of states with mandatory CLE (other than Washington State) should so indicate on the registration form in order to receive credit in the appropriate jurisdiction.

Maritime Law Association Credit: Approved by Maritime Law Association of the United States for 6.6 credit points (1/2 credit point per hour's attendance) towards membership as Proctor in Admiralty.

Note: Proceeds from CLE seminars are restricted to supporting Faculty Research at the School of Law.