

Environmental & Land Use Caselaw Update 2009

Maximize your client's chances of avoiding litigation and prevailing if challenged

Why attend?

Development in Massachusetts can sometimes be contentious. Legal challenges to project approvals are routine. Such challenges are often brought in adjudicatory proceedings before the relevant agency, in the Land Court, or in the Superior Court and are often made by abutters, competitors, or concerned citizens—as well as by the developers themselves, if the approvals are not all that they had hoped.

Whether you are a litigator, environmental lawyer, real estate lawyer, development lawyer, or developer, you need to be up-to-date on the latest developments in this area. What do recent cases say about Chapters 40A and 40B? How are land use and environmental cases being handled in the courts? How is the Land Court Permit Session working? What are the latest developments in adjudicatory proceedings? Has the Department of Environmental Protection (DEP) succeeded in its efforts to accelerate processing adjudicatory appeals? And, what is the status of the wetlands cases that remain before the Division of Administrative Law Appeals (DALA)?

If you litigate environmental or land use cases, attend this program to quickly become up-to-date on both the case law and practicalities of litigating such cases, whether in court or agency proceedings. Even if you do not litigate, this efficient half-day program is the perfect way to get up-to-speed on the land use issues you need to know to maximize your chances of avoiding litigation surrounding your client's project. Let the panel of experts bring you up-to-date.

You will learn...

- ▶ The holdings in recent appellate decisions
- ▶ Hot new trial court opinions
- ▶ Adjudicatory hearing decisions from DEP and DALA
- ▶ Updates on appropriate procedures in Land Court, Superior Court, and the agencies
- ▶ Practice tips on how to minimize the likelihood of legal challenges—or at least successful legal challenges—to agency decisions

Agenda and written materials

- ▶ Developments in Traditional Real Estate Law, Including 40A, 40B, and Subdivisions
- ▶ Update on Environmental Issues in Land Use and Development, Including MEPA and Wetlands Protection Act
- ▶ “Ask the Experts” Q&A Session

FACULTY

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BOSTON

9 a.m. – 1 p.m.,
Tuesday, September 22, 2009
MCLE Conference Center,
10 Winter Place, via Winter Street
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-  Audio CD
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