2016 INDIA-HAWAIʻI LAW SYMPOSIUM:
ENVIRONMENTAL RULE OF LAW, ENVIRONMENTAL COURTS, CLIMATE, AND CONSTITUTIONS

June 16, 2016
9:30 am – 4:30 pm
William S. Richardson School of Law
Classrooms 2 & 3
2515 Dole Street, Honolulu

With Distinguished Guests from the Government of India, Delhi, India:
The Honorable Mr. Chief Justice T.S. Thakur, Supreme Court of India
The Honorable Mr. Justice A.K. Sikri, Supreme Court of India
The Honorable Mr. Justice Swatanter Kumar, Presiding Chairperson, National Green Tribunal of India
Mr. O.P. Nagpal, Deputy Registrar-cum-PPS to Chief Justice Thakur

And Distinguished Guests from the Embassy of India, San Francisco, California:
Mr. Ambassador Venkatesan Ashok, Consul General
Mr. Pradip K. Yadav, Head of Chancery
Mr. Harpreet Singh, Administrative Officer

And Distinguished Guest from Delhi, India:
Vice-Chancellor & Dean Raj Kumar, O.P. Jindal University & Jindal Global Law School, Sonipat, India

Joined by Hawaiʻi Judges, University & Law School Colleagues

Sponsored by

Hawaiʻi State Bar Association, Section on Environment, Energy, and Resources
Hawaiʻi State Bar Association, Section on International Law

The public, members of the Law School and University community, the Judiciary, Hawaiʻi State Bar Association members, and Special Guests are kindly invited to attend this international symposium at no cost.
Please arrive by 9:00 am to check in and for tea in the Courtyard.

Questions - contact: Associate Dean Denise Antolini (808) 554-7215 or Jennifer Young: (808) 956-8478
<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
</tr>
</thead>
</table>
| 9:00 am – 9:30 am  | **Check In & CLE Attorney Registration**  
|                   | Tea, Coffee, Juice, Fruit & Pastries                                 |
| 9:30 am – 9:45 am  | **Welcome**  
| Classroom 2       | Dean Avi Soifer, William S. Richardson School of Law (5)  
|                   | Vice-Chancellor & Dean Raj Kumar, Jindal Global University & Jindal Global Law School (5)  
|                   | Associate Dean Denise Antolini, William S. Richardson School of Law (5) |
| 9:45 am - 10:20 am | **Inaugural Remarks**  
| Classroom 2       | The Honorable Mr. Chief Justice T.S. Thakur, Supreme Court of India (20)  
|                   | The Honorable Mr. Justice A.K. Sikri, Supreme Court of India (15)         |
| 10:20 am – 10:30 am| Break                                                                  |
| 10:15 am – 11:00 am| **Plenary Session: Law & the Climate Crisis**  
| Classroom 2       | Moderator: Denise Antolini, Associate Dean, William S. Richardson School of Law  
|                   | Hawai‘i Perspectives    
|                   | Professor Charles (Chip) Fletcher, Associate Dean, School of Ocean and Earth Science and Technology, University of Hawai‘i at Mānoa (15)  
|                   | Suzanne Case, Director, State of Hawai‘i Department of Land & Natural Resources: “Hawai‘i’s Natural Resources & Climate Change” (15)  
|                   | Professor Maxine Burkett, William S. Richardson School of Law, “Climate Migration” (15) |
| 11:00 am – 11:10 am| Break                                                                  |
| 11:10 am – 11:40 am| **Comparative Perspectives**  
|                   | The Honorable Mr. Justice Swatanter Kumar, Presiding Chairperson, National Green Tribunal of India: “National Green Tribunal & Climate Cases” (15) |

2
<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
</table>
| 11:40 am – 11:45 pm | **Emerging Voices**  
David Forman, Director, Environmental Law Program, William S. Richardson School of Law: “Inter-Generational Climate Justice before the International Court of Justice – IUCN World Conservation Congress Moot Court Workshop” (5) |
| 11:45 am – 11:50 am | Denise Antolini, Associate Dean, William S. Richardson School of Law: Closing Comments (5) |
| 12:00 pm – 12:30 pm | Lunch  
Pick Up Box **Lunch** (for Registered Participants, Volunteer Students, CLE Attorneys)  
Music by The Subpoenas |
| 12:00 pm - 12:30 pm | Pick Up Box **Lunch** in Classroom 5 (for Speakers and VIP Guests)  
Group Photo in Courtyard  
Reserved Seating in Courtyard |
| 12:30 pm – 1:00 pm | Law School Halau Performance  
Music by The Subpoenas  
Ti Leaf Lei Demonstration |
| 1:00 pm – 1:10 pm | Please Finish Lunch and Get Seated in Either of Two Simultaneous Technical Sessions |
| 1:10 pm – 4:30 pm | **Technical Session I: Constitutions & Environmental Rule of Law** |
| 1:10 pm – 1:15 pm | Welcome  
Moderator: Dean Avi Soifer, William S. Richardson School of Law |
| 1:15 pm – 2:00 pm | The Honorable Mr. Chief Justice T.S. Thakur, Supreme Court of India: “India’s Constitution & the Environment” (15)  
The Honorable Chief Justice Mark Recktenwald, Supreme Court of Hawai’i: “Hawai’i’s Constitution and the Environment” (15)  
The Honorable Mr. Justice A.K. Sikri, Supreme Court of India: “Environmental Rights in India” (15) |
| 2:00 pm – 2:15 pm | Vice-Chancellor & Dean Raj Kumar, O.P. Jindal Global University & Jindal Global Law School: “The Pursuit of Environmental Justice by the
<table>
<thead>
<tr>
<th>Time</th>
<th>Event Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>2:15 pm – 2:30 pm</td>
<td>Break</td>
</tr>
</tbody>
</table>
| 2:30 pm – 3:15 pm | Professor James May, Delaware Law School, Widener University: “New Frontiers in Global Environmental Constitutionalism” (Skype 15)
|               | The Honorable Associate Justice Richard Pollack, Hawai‘i Supreme Court, “Commentary on Environmental Rights and the Hawai‘i Constitution” (15) |
| 3:15 – 3:30 pm | Concluding Remarks: Dean Soifer, Moderator                                         |
|               | Chief Justice Thakur (5)                                                            |
|               | The Honorable Mr. Justice A.K. Sikri, Supreme Court of India (5)                    |
|               | Mr. Ambassador Venkatesan Ashok, Consul General (5)                                 |
| 1:15 pm       | **Technical Session II: Environmental Courts & Tribunals**                         |
| Classroom 2   | Moderator: Associate Dean Denise Antolini, William S. Richardson School of Law      |
| 1:10 pm – 1:15 pm | Welcome                                                                           |
|               | Moderator: Associate Dean Denise Antolini, William S. Richardson School of Law (5) |
| 1:15 pm – 2:15 pm | The Honorable Mr. Justice Swatanter Kumar, Presiding Chairperson, National Green Tribunal of India: “India’s National Green Tribunal – Recent Decisions” (15) |
|               | Sherry Broder, Esq., Director Jon Van Dyke Institute & Lecturer, William S. Richardson School of Law: “Recent Significant Environmental Decisions by International Tribunals” (15) |
|               | Honorable Associate Justice Michael Wilson, Hawai‘i Supreme Court: “Overview: Hawai‘i’s Environmental Court” (15) |
|               | Panel: Senator Mike Gabbard, Senator Gil Keith-Agaran, Representative Chris Lee, Representative Cynthia Thielen (invited): “Legislative Perspective on Hawai‘i’s Environmental Court” (15) |
| 2:15 pm – 2:30 pm | Break                                                                            |
| 2:30 pm – 3:00 pm | The Honorable Judge Barbara Richardson, District Court Administrative Judge, O‘ahu: “Environmental Crimes in the District Court of the Environmental Court” (10) |
The Honorable Judge Jeannette Castagnetti, Circuit Court Judge, O‘ahu: “Civil Cases in the Circuit Court of the Environmental Court” (10)

John Foster, DOCARE Law Fellow, Division of Conservation & Resources Enforcement, Department of Land & Natural Resources: “The New ASSET Law: Changing Behavior of Criminal Defendants in Environmental District Court Cases” (5)

David Sakoda, DAR Law Fellow, Division of Aquatic Resources, Department of Land & Natural Resources: “Civil Resources Violation System Roll-Out: Diverting Low-Impact Natural Resource Cases from the Judicial System” (5)

3:00 pm – 3:15 pm  
Associate Dean Denise Antolini, “Reflections on the First Year of the Environmental Court” (10)

IUCN Motions Class Students: Stephanie Batzer ’16, Claire Colegrove ’17, Emily Gaskin ‘17, Christina Lizzi ‘17, Jay Parasco ‘18, Tim Vandeveer ’18: “Putting Hawaii’s Environmental Court in the Global Spotlight During the IUCN World Conservation Congress” (15)

3:15 pm – 3:30 pm  
Concluding Remarks: Associate Dean Denise Antolini, Moderator

Justice Kumar (5)  
Associate Justice Sabrina McKenna, Hawaii Supreme Court (5)  
Associate Justice Michael Wilson (5)

3:30 pm – 3:45 pm  
Tea, Coffee, Cookies  
Group Photograph of Technical Session I & II Speakers

3:45 pm – 4:30 pm  
Classroom 2  
Plenary Closing, Vote of Thanks, Presentation of Ho‘okupu, Celebration of the 1st Anniversary of the Hawai‘i Environmental Court

4:30 pm – 5:00 pm  
Departure

This Symposium will be taped and broadcast by ‘Olelo and the Law School Information Technology Staff.

For access to the materials from the Symposium and updates on the airing of the ‘Olelo programming, please go to: [www.hawaii.edu/elp](http://www.hawaii.edu/elp)

Mahalo to the Law School Faculty, Administrative, Staff, and Law Students who assisted in organizing this Symposium!