

## Ocean and Coastal Law

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Summer 2023 – Term 1

### First Assignment:

*The below can be found in Canvas.*

### **CLASS I: Tuesday, May 30: Coastal Ownership & The Public Trust Doctrine Required Reading:<sup>1</sup>**

The Tidelands Controversy –

*United States v. California*, 332 U.S. 19 (1947)

*United States v. Texas*, 339 U.S. 707 (1950)

*United States v. Louisiana*, 363 U.S. 1 (1960)

*Ten Taxpayer Citizens Grp. v. Cape Wind Assocs.*, 373 F.3d 183 (1st Cir. 2004)

The Public Trust Doctrine –

*Phillips Petroleum Co. v. Mississippi*, 484 U.S. 469 (1988)

*Ill. Cent. R.R. Co. v. Illinois*, 146 U.S. 387 (1892)

*People ex rel. Scott v. Chi. Park Dist.*, 360 N.E.2d 773 (Ill. 1976)

Private Rights Of Littoral Landowners –

Part I of Alyson C. Flournoy, *Beach Law Cleanup: How Sea-Level Rise Has Eroded The Ambulatory Boundaries Legal Framework*, 42 Vermont L. Rev. 89 (2017)

*Schultz v. Dania*, 156 So.2d 520 (Fl. Dist. App. 1963)

*Lummis v. Lilly*, 429 N.E.2d 1146 (Mass. 1982)

*United States v. Milner*, 583 F.3d 1174 (9th Cir. 2009)

<sup>1</sup> Please note that case excerpts for Week 1's required reading will be posted on Canvas. The citations are provided for your information only.

### **Recommended Reading:**

RR *PPL Montana, LLC v. Montana*, 565 U.S. 576 (2012)

RR Mary Turnipseed et al., *The Silver Anniversary of the United States' Exclusive Economic Zone: Twenty-Five Years of Ocean Use and Abuse, and the Possibility of a Blue Water Public Trust Doctrine*, Ecology L.Q. (2009)

RR Robin Kundis Craig, *A Comparative Guide to the Eastern Public Trust Doctrines: Classifications of States, Property Rights, and State Summaries*, 16 Penn. State Env'tl. L. Rev. 1 (2007)

RR Parts II – IV of Donna R. Christie, *Of Beaches, Boundaries and SOBS*, 25 J. Land Use & Env'tl. L. 19 (2009)