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Ninth Annual Pace National Environmental Moot Court Competition: Introduction

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NINTH ANNUAL PACE NATIONAL ENVIRONMENTAL LAW MOOT COURT COMPETITION

Pace University School of Law is the organizer and host of the National Environmental Law Moot Court Competition, which is the oldest and largest moot court competition of any kind held in one location. The competition gives law students from around the country the opportunity to develop skills in environmental law and appellate advocacy.

The competition was originated by Pace students in 1988, and each year the Pace National Environmental Law Moot Court Competition Board (PNELMCC Board), a board comprised entirely of students, develops, organizes and hosts the competition. This year, sixty-six teams attended oral arguments, represented by nearly two hundred law students.

The environmental problem argued at the competition was designed by Barry Breen, with help from the Environmental Law Institute and Pace University. Each year the problem focuses on an area of unsettled national environmental law. This year's problem focused on medical monitoring cost recovery under CERCLA and the constitutionality of environmental statutes in issues of intrastate commerce.

Each team must brief and argue the two issues in the problem. The competition format centers around three parties, with each party briefing and arguing the two issues. This three party format was selected to mirror actual environmental litigation. While teams file briefs for only one party, the oral arguments require the team to represent each party in the successive rounds.

The Pace Environmental Law Review publishes the competition's best briefs. This year, we commend the University of Texas for its submission, which had the highest brief score in the competition. The University of Baltimore and the Uni-

versity of Houston had the best brief for their respective parties.

The competition's bench memorandum is also published by the Pace Environmental Law Review. The bench memorandum was written to assist the competition's judges in evaluating both oral and written arguments.

The PNELMCC Board and Pace University congratulate Southwestern University, the overall winner of the Ninth Annual National Environmental Moot Court Competition. Northwestern School of Law of Lewis & Clark College and the University of Memphis are also honored for their excellent oral arguments in the Final Round of the competition. Minjoo Lee of Washington University was the Best Oralist for the competition.

Additionally, we commend the effort of all the people taking part in the competition as judges, brief graders, bailiffs, advisors and participants. To all involved, we extend our warmest appreciation.

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Judge Cudahy is currently a Senior Circuit Judge on the United States Court of Appeals for the Seventh Circuit. Prior to his appointment to the Court, he was the resident partner of the Chicago law firm of Isham, Lincoln & Beale in Washington, D.C. and practiced before the U.S. government and the U.S. Court of Appeals for the District of Columbia. Judge Cudahy is Chairman of the Board of the International Human Rights Law Institute of DePaul University College of Law and is a member of the American Law Institute. He has been a Council member of three American Bar Association sections involving energy, administrative, public utility and environmental law and previously was president of the Law Club of Chicago.

Honorable Edward E. Reich, Environmental Appeals Judge, U.S. Environmental Protection Agency, Washington, D.C.

Edward E. Reich is an Environmental Appeals Judge with the U.S. Environmental Protection Agency's Environmental Appeals Board. Judge Reich previously served as Legal Advisor to the Administrator of EPA and as the Acting Assistant Administrator and Deputy Assistant Administrator in EPA's Office of Enforcement. As Deputy Assistant Administrator, he was the senior career official in the Enforcement Office with responsibility for management and oversight of EPA's enforcement litigation under the various statutes administered by the Agency. Judge Reich has been actively involved in the implementation of environmental laws since 1968. He is a graduate of the Georgetown University Law Center and a member of the bars of the Commonwealth of Virginia and the District of Columbia.

Honorable Jane R. Roth, Judge, United States Court of Appeals for the Third Circuit, Philadelphia, Pennsylvania

Judge Roth is currently a Judge on the United States Court of Appeals for the Third Circuit and Judge for the U.S. District Court of Delaware. Previously Judge Roth was a member of the firm of Richards, Layton & Finger. Judge Roth received her B.A., at Smith College and her LLB cum laude at Harvard Law School. Judge Roth has a Doctor of Laws, from Widener University and University of Delaware. She was a member of the Committee on the Judicial Branch of the Judicial Conference of the United States.

Honorable Eugene E. Siler, Jr., Judge, United States Court of Appeals for the Sixth Circuit, Cincinnati, Ohio.

In 1963, Judge Siler was a legal intern at Georgetown University and had a private practice in Williamsburg, KY. During 1975 through 1991, Judge Siler was U.S. District Judge for the Eastern and Western Districts of Kentucky. Judge Siler is a member of the Virginia State Bar, District of Columbia Bar Association, Kentucky Bar Association and Federal Bar Association. In 1992, he received the Outstanding Judge Award from the Kentucky Bar Association and currently is a judge on the U.S. Court of Appeals for the Sixth Circuit in Cincinnati, Ohio.

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