



American Bar Association

Section of Environment, Energy, and Resources  
Constitutional Law and Waste Management Committees



Present a "Quick Teleconference" program

## United States Supreme Court Rules on Flow Control What Does it Mean for Your Clients?

**Monday, May 21, 2007**

2:00 p.m. – 3:30 p.m. Eastern Time / 1:00 p.m. – 2:30 p.m. Central Time  
12:00 p.m. – 1:30 p.m. Mountain Time / 11:00 a.m. – 12:30 p.m. Pacific Time

### Program Overview:

The U.S. Supreme Court decision in the *United Haulers* flow control case was issued on April 30<sup>th</sup>, 2007. The Court, in a 6-3 Opinion, held that two New York solid waste flow control laws did not violate the dormant commerce clause of the U.S. Constitution. The Court adopted a "public-private" distinction between disposal facilities which narrowed the scope of the Court's ruling in *C&A Carbone v. Town of Clarkstown*, 511 U.S. 383 (1994).

The ruling is very important for solid waste companies, local governments, and others. A split between two federal appeals courts in 2006 on this important issue set the stage for the Supreme Court's review of the upstate New York flow control laws. Hear from the two leading experts about the Court's ruling and what it means.

### Faculty:

#### Moderator:

**Professor Jamison Colburn**, Western New England College School of Law, Springfield, MA

#### Panelists:

**David Biderman**, National Solid Wastes Management Association, Washington, DC

**Barry Shanoff**, Knopf and Brown, Rockville, MD

### Questions?

Do you have a question that you would like the panel to address? Please email your question to the program moderator, Professor Jamison Colburn at [jamisoncolburn@comcast.net](mailto:jamisoncolburn@comcast.net) by Monday, May 15, 2007 at noon Eastern Time and the panel will make every effort to address your inquiry.

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*This program will not offer CLE credit*

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*\*The Section has secured ConferTel to provide conferencing services, including registration, conferencing, and payment. Please make checks payable to ConferTel. Questions regarding the teleconference can be directed to ConferTel at (866) 930-4500.*

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