

JOSH EAGLE

University of South Carolina School of Law
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PROFESSIONAL BACKGROUND

University of South Carolina School of Law, Columbia, SC

Professor of Law, December 2011-present
School of Law Distinguished Chair in Environmental and Natural Resources Law,
July 2010-present
Associate Professor, June 2009-December 2011
Assistant Professor, August 2004-June 2009

Courses Taught: Property Law; Environmental Law; Natural Resources
Law; Coastal Law; Ocean Law; Constitutional Issues in
Property Law; Private Land Conservation and Climate
Change

University of South Carolina, Columbia, SC

Associate Member, Belle W. Baruch Institute for Marine and Coastal Sciences,
2010-present
Associate Faculty, Marine Science Program, 2006-present
Affiliated Faculty, School of the Environment, 2004-present

Stanford Law School, Stanford, CA

Lecturer in Law and Director, Stanford Fisheries Policy Project, 2000-2004

Courses taught: Environmental Law (Pollution); Marine Resources Law

Case Study Writer, Environmental and Natural Resources Law and Policy
Program/Program in International Law, Business, and Policy, 1998-2000

Stanford University, Stanford, CA

Lecturer, Earth Systems Program, 2001-2003
Outstanding Mentor to American Indian, Alaska Native, and Native
Hawai'ian Students, 2003.

Course taught: Ocean Policy

National Audubon Society, Washington, DC

Staff Attorney, 1997-1998

United States Department of Justice, Washington, DC

Trial Attorney, Tax Division (Attorney General's Honors Program), October
1990-April 1995

EDUCATIONAL BACKGROUND

Georgetown University Law Center, Washington, DC

Juris Doctor, 1990

Colorado State University, Fort Collins, CO

Master of Science, Forest Sciences, 1996

University Fellow

Johns Hopkins University, Baltimore, MD

Bachelor of Arts, 1985

University of Chicago, Chicago, IL

Undergraduate Studies, 1981-1982

BOOKS

COASTAL LAW, Aspen Publishers (2011).

THE ENDANGERED SPECIES ACT (contributor), Stanford University Press (2001).

ARTICLES PUBLISHED IN LAW REVIEWS AND JOURNALS

Notional Generosity: Explaining Charitable Donors' High Willingness to Part with Conservation Easements, 35 HARV. ENVTL. L. REV. 47 (2011).

Ocean Zoning and Spatial Access Privileges: Rewriting the Tragedy of the Regulated Ocean (with James Sanchirico and Barton H. Thompson, Jr.), 17 NYU ENVTL. L. J. 646 (2008).

The Practical Effects of Delegation: Agencies and the Zoning of Public Lands and Seas, 35 PEPPERDINE L. REV. 835 (2008).

Balancing Private and Public Rights in the Coastal Zone in the Era of Climate Change: The Fifteenth Anniversary of Lucas v. South Carolina Coastal Council, 16 SOUTHEASTERN ENVTL L. J. 1 (2008) (Introduction).

A Window into the Regulated Commons: The Takings Clause, Investment Security, and Sustainability, 34 ECOLOGY L. Q. 619 (2007).

Regional Ocean Governance: The Perils of Multiple-Use Management and the Promise of Agency Diversity, 16 DUKE ENVTL. L. & POLICY FORUM 143 (2006), *reprinted in* LAND USE & ENVIRONMENT LAW REVIEW (A. Daniel Tarlock and David Callies, eds.) (2007) (selected as one of ten best environmental or land use law articles published in 2006).

ARTICLES PUBLISHED IN PEER-REVIEWED JOURNALS

The Role of Discounting and Dynamics in Determining the Economic Efficiency of Time-Area Closures for Managing Fishery Bycatch (with Paul R. Armsworth, Barbara Block, and Joan E. Roughgarden), THEORETICAL ECOLOGY (October 5, 2010), pp. 1-14.
doi:10.1007/s12080-010-0093-x.

Public Fisheries (with Amanda Kuker), 15 ECOLOGY AND SOCIETY 10 (2010).

Management of Fisheries on Highly Migratory Species: Tuna Fisheries of the Gulf of Mexico (with Paul R. Armsworth, Barbara Block, and Joan E. Roughgarden), 47 JOURNAL OF APPLIED ECOLOGY 36 (2010).

Comprehensive Planning, Dominant-Use Zones, and User Rights: a New Era in Ocean Governance (with James Sanchirico, Stephen R. Palumbi, and Barton H. Thompson, Jr.), 86 BULLETIN OF MARINE SCIENCE 273 (2010).

Is a New Mandate Needed for Marine Ecosystem-Based Management? (with Andrew Rosenberg and Heather Leslie), 6 FRONTIERS IN ECOLOGY AND THE ENVIRONMENT 43 (2008) (moderated debate).

Fugitive Salmon: Assessing the Risks of Escaped Fish from Net-Pen Aquaculture, (with multiple co-authors), 55 BIOSCIENCE 427 (2005).

Why Farm Salmon Outcompete Fishery Salmon (with Rosamond Naylor and Whitney Smith), 28 MARINE POLICY 259 (2004).

Answering Lord Perry's Question: Dissecting Regulatory Overfishing (with Barton H. Thompson, Jr.), 46 OCEAN AND COASTAL MANAGEMENT 649 (2003).

Salmon Aquaculture in the Pacific Northwest (with Rosamond Naylor and Whitney Smith), 45 ENVIRONMENT 18 (2003).

The Endangered Species Act and Economic Values: a Comparison of Fines and Contingent Valuation Studies (with David Betters), 26 ECOLOGICAL ECONOMICS 165 (1998).

BOOK CHAPTERS AND ENCYCLOPEDIA ENTRIES

Food Security and International Fisheries (with Cinnamon Carlarne), in MICHAEL GERRARD AND KATRINA KUH, EDS., THE LAW OF CLIMATE CHANGE ADAPTATION (forthcoming).

Ocean Zoning, in KLAUS BOSSELMANN, DANIEL FOGEL, & J.B. RUHL, EDS., THE ENCYCLOPEDIA OF SUSTAINABILITY: THE LAW AND POLITICS OF SUSTAINABILITY (2011).

Domestic Fishery Management, in DONALD C. BAUR, TIM EICHENBERG, & MICHAEL SUTTON, EDS., OCEAN AND COASTAL LAW AND POLICY (2008).

Response of Fishermen to Aquaculture and the Salmon Crisis (with Rosamond Naylor and Whitney Smith), in WILLIAM W. TAYLOR, MICHAEL G. SCHECHTER, & LOIS G. WOLFSON, EDS., *GLOBALIZATION: EFFECTS ON FISHERIES RESOURCES* (2007).

Issues and Approaches in the Regulation of the Horseshoe Crab Fishery, in JOHN TANACREDI, ED., *LIMULUS IN THE LIMELIGHT : A SPECIES 350 MILLION YEARS IN THE MAKING AND IN PERIL* (2001).

MONOGRAPHS

Approaches for Ecosystem Services Valuation for the Gulf of Mexico After the Deepwater Horizon Oil Spill: Interim Report (with multiple co-authors), NATIONAL ACADEMY OF SCIENCES (2011).

Pathway to Ocean Ecosystem-Based Management: Design Principles for Regional Ocean Governance in the United States (minority report), NICHOLAS INSTITUTE FOR ENVIRONMENTAL SOLUTIONS, DUKE UNIVERSITY (2006).

Democracy and Natural Resources: British and American Approaches to Public Participation in Fishery Management, BRITISH COUNCIL (2004).

Taking Stock of the Regional Fishery Management Councils (with Barton H. Thompson, Jr. and Sarah Newkirk), PEW OCEAN SCIENCE SERIES (2003).

SERVICE ON GOVERNMENT COMMITTEES AND COMMISSIONS

National Research Council Committee on the Effects of the Deepwater Horizon Mississippi Canyon-252 Oil Spill on Ecosystem Services in the Gulf of Mexico, December 2010-present.

South Carolina Blue Ribbon Committee on Shoreline Management, October 2010-present.

City of Columbia (SC) Planning Commission, October 2010-present.

South Carolina Shoreline Change Advisory Committee, 2008-2009.

INVITED TESTIMONY

“Perspectives on State-Federal [Ocean] Jurisdiction,” White House Council on Environmental Quality, Interagency Ocean Policy Task Force, September 2009.

“Energy Development on the Continental Shelf and the Future of the Oceans,” United States Congress, House of Representatives, Committee on Natural Resources, March 2009.

SELECTED PRESENTATIONS

"Evaluating Spatial Governance Initiatives," Societies, Estuaries and Coasts: Adapting to Change, Coastal and Estuarine Research Foundation Annual Conference, Daytona Beach, FL, November 8, 2011.

"The Council System and the Magnuson-Stevens Act, 1976-2010," Roger Williams Law School, Bristol, RI, November 4, 2010.

"Explaining Charitable Donors' High Willingness to Part with Conservation Easements," Environmental Law Workshop, Stanford Law School, Stanford, CA, October 11, 2010.

"Environmental Law Research: Structure and Methods," Interdisciplinary Environmental Theory Seminar, University of Miami, Miami, FL, September 22, 2010.

"The History of the Marine Conservation Movement, 1990-2010," Bevan Series on Sustainable Fisheries, University of Washington, Seattle, WA, March 11, 2010.

"Improving the Efficiency of Conservation Easement Subsidies," Florida State University School of Law, Tallahassee, FL, November 9, 2009.

"The Social Psychology of the Marine Conservation Movement, 1990-2009," Duke University Marine Laboratory, Beaufort, NC, July 13, 2009.

"Ocean Zoning," Resources for the Future, Washington, D.C., September 16, 2008.

"Ocean Zoning and Spatial Access Privileges: Rewriting the Tragedy of the Regulated Ocean," Breaking the Logjam Conference, New York University School of Law, New York, NY, March 28, 2008.

"Problems in Government Ownership of Marine Resources," American Association for the Advancement of Science, Boston, MA, February 14, 2008.

"Ecosystem-based Fishery Management," American Fisheries Society, Columbia, SC, November 9, 2007.

"Institutional Aspects of Ocean Zoning," American Bar Association, Section on International Law, San Francisco, CA, August 11, 2007.

"American Pelagic Fishing Co. v. United States: A Window into the Regulated Commons," University of California, Berkeley - Boalt Hall School of Law, Berkeley, CA, October 27, 2006.

"Legislative and Administrative Responsibilities in Ocean Zoning," California and the World Ocean 2006 Conference, Long Beach, CA, September 19, 2006.

"Marine Fish Farming: Questions and Answers," Association of American Law

Schools Annual Meeting, Washington, D.C., January 8, 2006.

“Regional Ocean Governance,” Duke University Law School, Durham, NC, October 21, 2005.

“Ecosystem Effects of Fishing: Policy Implications,” National Academy of Sciences, Ocean Studies Board, Washington, D.C., June 31, 2005.

“A Political Argument for Ocean Wilderness,” Stanford Law School/Center for Environmental Science and Policy, Stanford, CA, April 8, 2005.

“Wild and Farm Salmon,” Princeton University, February 20, 2005.

“International Fisheries,” Stanford University, Stanford, CA, October 14, 2004 (moderator).

“Uncertainty and Fishery Management,” American Association for the Advancement of Science, Seattle, WA, February 13, 2004.

“Law, Science, and Managing Fisheries,” Sea Grant Conference on Ocean and Coastal Law, Athens, GA, June 14, 2003.

“The Status of Salmon: The Market,” Association of American Law Schools Annual Meeting, Washington, D.C., January 4, 2003.

“Measuring Science-Fidelity in Fisheries Management,” University of Washington School of Law, National Fishery Law Symposium, Seattle, WA, November 2, 2001.

“The Use of Science in U.S. Fisheries Management,” University of Hawai'i Law School, Best Available Science Workshop, Honolulu, HI, March 9, 2001.

CONFERENCES CO-ORGANIZED

Balancing Private and Public Rights in the Coastal Zone in the Era of Climate Change: The Fifteenth Anniversary of *Lucas v. South Carolina Coastal Council*, University of South Carolina School of Law, September 20-21, 2007.

Bridges to Marsh Islands, University of South Carolina School of Law, September 7-9, 2006.

DISSERTATION COMMITTEES

Morgan Gopnik, Duke University, Department of Marine Science and Conservation, current student.

Kazuyuki Shimamura, Stanford Law School JSD program, graduated 2004.

PROFESSIONAL AND COMMUNITY SERVICE

AALS Section on Agricultural Law, 2005-present

Vice-Chair, Marine Resources Committee, Section on Environment, Energy, and Resources, American Bar Association, 2004-2007

Board Member, South Carolina Environmental Law Project, Georgetown, SC, 2010-present

Golf Coach, Special Olympics of Northern California, 1998-2003

SELECTED LAW SCHOOL AND UNIVERSITY SERVICE

Chair, Law School Hiring Committee, 2011-2012

Member, Law School Executive Committee, 2008-2010

Chair, Udall Scholarship Committee, 2008-present

Member, University Fellowships and Scholarships Advisory Committee, 2008-present

BAR MEMBERSHIP

Member, Maryland Bar, 1990-present (currently inactive status)

