

# William & Mary Environmental Law and Policy Review

---

Volume 36 (2011-2012)

Issue 1 *Symposium Issue Looking Beyond the  
Deepwater Horizon: The Future of Offshore  
Drilling*

Article 1

---

December 2011

## Table of Contents and Masthead (v. 36, no. 1)

Follow this and additional works at: <https://scholarship.law.wm.edu/wmelpr>

---

### Repository Citation

*Table of Contents and Masthead (v. 36, no. 1)*, 36 Wm. & Mary Envtl. L. & Pol'y Rev. (2011),  
<https://scholarship.law.wm.edu/wmelpr/vol36/iss1/1>

Copyright c 2011 by the authors. This article is brought to you by the William & Mary Law School Scholarship Repository.

<https://scholarship.law.wm.edu/wmelpr>

# WILLIAM & MARY ENVIRONMENTAL LAW AND POLICY REVIEW

---

VOLUME 36

FALL 2011

ISSUE 1

---

## SYMPOSIUM ISSUE LOOKING BEYOND THE DEEPWATER HORIZON: THE FUTURE OF OFFSHORE DRILLING

### Symposium Articles

- CHOOSING A BETTER PATH: THE MISGUIDED APPEAL  
OF INCREASED CRIMINAL LIABILITY AFTER  
DEEPWATER HORIZON *Joshua Fershee* 1
- THE BP DEEPWATER HORIZON: A CAUTIONARY TALE FOR  
CCS, HYDROFRACKING, GEOENGINEERING AND OTHER  
EMERGING TECHNOLOGIES WITH ENVIRONMENTAL AND  
HUMAN HEALTH RISKS *Mark A. Latham* 31
- TOO BIG TO OBEY: WHY BP SHOULD BE DEBARRED *Rena Steinzor &  
Anne Havemann* 81

### Articles

- HERE COMES THE SUN: SOLAR POWER PARITY WITH  
FOSSIL FUELS *Nathan Mee &  
Marc Miller* 119
- EVOLVING LAW AND POLICY FOR FRESHWATER  
ECOSYSTEM SERVICE MARKETS *Martin W. Doyle &  
Todd BenDor* 153

### Notes

- THE SLIPPERY SHELF: CEDING THE PUBLIC TRUST  
TO ADMINISTRATIVE AMBIVALENCE IN  
OFFSHORE DEVELOPMENT *Rachel Ganong* 193
- INDIA'S NUCLEAR CIVIL LIABILITY BILL AND SUPPLIER'S  
LIABILITY: ONE STEP TOWARDS MODERNIZING THE  
OUTDATED INTERNATIONAL NUCLEAR LIABILITY REGIME *Arya Hariharan* 223
- THE PUBLIC PORE SPACE: ENABLING CARBON CAPTURE  
AND SEQUESTRATION BY RECONCEPTUALIZING  
SUBSURFACE PROPERTY RIGHTS *James Robert Zadick* 257

The cover image for this issue is a photo of Lake Tahoe, California, taken by staff member Baker Coon.

# WILLIAM & MARY ENVIRONMENTAL LAW AND POLICY REVIEW

---

VOLUME 36

FALL 2011

ISSUE 1

---

**EDITOR-IN-CHIEF**

CATHERINE WILMARTH

**MANAGING EDITOR**

BAILEY JENNIFER WOOLFSTEAD

**EXECUTIVE EDITOR**

ARYA HARIHARAN

**SENIOR ARTICLES EDITORS**

LAUREN COLEMAN

JEFFREY STEDMAN

**SENIOR NOTES EDITOR**

GARRETT TREGO

**ARTICLES EDITORS**

BRUCE CHANG

LAURA HOUSEHOLDER

W. RYAN STEPHENS

JAMES ZADICK

**NOTES EDITORS**

KATHERINE BARBIERE

WESLEY MOORE

**TECHNICAL EDITOR**

TONY GUO

**SYMPOSIUM &  
COMMUNICATIONS EDITOR**

JAY SINHA

**STAFF**

ERIC AMATEIS  
KOJO ASAMO-A-CESAR

NICOLE BENINCASA

EMILY BENZ

PATRICK BERRY

ANDREW BOREK

JORDAN BOWMAN

BROOK BULCHA

MARY BUTTON

ASHLEIGH CASEY

OBIAJULU CHUKWU

JOHN PAUL CIMINO

ALEXANDER CONSER

BAKER COON

STEPHANIE COTHREN

DANIEL DOTY

W. BRICE FISKE

NICHOLAS FREDERICK

ERIKA FRIEDLANDER

RACHEL GANONG

GARY GODMAN

JAMES GORSUCH

ANDREA GREGORY

CANDACE HEADEN

SARAH HILBERT

CHASE HOLCOMB

CHRISTOPHER JACKSON

ALLIE KOTULA

TONY KUPERSMITH

DUSTIN LUJAN

ALEXANDER MACDONALD

JUSTIN MAHRAMAS

BARBARA MARMET

KEN MCLEOD

DEENA MUELLER

JOHN NOBREGA

ALEXANDER O'DELL

STEFAN OEHRLEIN

SARAH PEISCH

JOHN TRAVIS PITTMAN

RACHEL PROCOPIO

ALEXA ROGGENKAMP

RYAN SHALLARD

MIA SHIRLEY

NICOLIS SINGER

PATRICK SLEBONICK

VANESSA STELTENPOHL

MATTHEW TURTORO

PETER VAN DELLON

JOHANNES VERMANDEL

ZACHARY WITHERS

ASHLEY WRIGHT

**FACULTY ADVISOR**

RONALD H. ROSENBERG

**ADMINISTRATIVE ASSISTANTS**

JAN G. ABBOTT & HEATHER N. DIANGELIS