

Agenda Sage Lodge Colloquium Special "YELLOWSTONE" Edition Judge Douglas H. Ginsburg Judicial Colloquium Series With Property and Environment Research Center (PERC) Sunday, September 25 through Saturday, October 1, 2022

Sunday, September 25

4:00 – 5:00 pm Registration

5:00 – 5:30 pm Welcome Reception

5:30 – 6:30 pm The Honorable Douglas H. Ginsburg Interviews Brian Yablonski on PERC and

Yellowstone

Douglas H. Ginsburg, Judge, US Court of Appeals for the District of Columbia Circuit;

Professor of Law, George Mason University Antonin Scalia Law School

Brian Yablonski, CEO, PERC

6:30 pm Welcome Dinner and Opening Remarks

(Guests Welcome)

Henry N. Butler, Henry G. Manne Professor of Law and Economics Executive Director, Law & Economics Center, George Mason University

Antonin Scalia Law School

Monday, September 26

7:00 – 7:50 am **Breakfast**

(Guests Welcome)

8:00 – 9:15 am Session 1: The Not So Wild West

P.J. Hill, Professor Emeritus of Economics, Wheaton College

Senior Fellow, PERC

9:30 – 10:45 am Session 2: This is MY LAND

Jonathan Wood, Vice President of Law & Policy, PERC

Bonus Reading:

Jonathan H. Adler, Free and Green: A New Approach to Environmental Protection, 24 HARV. J.L.

Pub. Pol'y 653 (2001).

11:00 am – 12:15 pm Session 3: History of Public Lands in the West

James Huffman, Emeritus Dean and Professor of Law, Lewis & Clark Law School

Reading Assignment:

James L. Huffman, Public Lands Management in an Age of Deregulation and Privatization,

10 Pub. Lands L. Rev. 29, 34-46 (1989).

12:15 – 6:00 pm Afternoon Study Break

6:00 – 7:00 pm Session 4: Fireside Chat with Andrew Morriss, Private Provision of Law in Montana,

Event Lawn

Andrew Morriss, Professor, Bush School of Government & Public Service and School of Law

Texas A&M University

Reading Assignment:

Andrew P. Morriss, Miners, Vigilantes, and Cattlemen: Property Rights on the Western Frontier,

FOUND. FOR ECON. EDUC. 25 (2007).

Bonus Reading:

Andrew P. Morriss, Hayek & Cowboys: Customary Law in the American West, 1 N.Y.U. J. of L. &

LIBERTY 35 (2005).

7:00 pm Dinner

(Guests Welcome)

Tuesday, September 27

7:00 – 7:50 am **Breakfast**

(Guests Welcome)

8:00 – 9:15 am Session 5: Fence In, Fence Out

Sara Sutherland, Lecturer, Sanford School of Public Policy, Duke University

Graduate Fellowship Director and Senior Research Fellow, PERC

9:30 – 10:45 am Session 6: Our Land, Our River

Bryan Leonard, Associate Professor, School of Sustainability, Arizona State University

Senior Research Fellow, PERC

10:45 am Program Adjourns for Day

Wednesday, September 28

7:00 – 7:50 am **Breakfast**

(Guests Welcome)

8:00 – 9:15 am Session 7: Bootleggers and Baptists I Morriss

Reading Assignment:

Bruce Yandle, Bootleggers, Baptists, and Televangelists, AEI J. ON GOV'T AND SOC'Y (1983).

Andrew P. Morriss, Bootleggers, Baptists, and Televangelists, 31 REGUL. 26 (2008).

Bonus Reading:

Andrew Dorchak, Joseph A. Rotondi, Andrew P. Morris, and Bruce Yandle, *Bootleggers, Baptists & (and) Televangelists: Regulating Tobacco by Litigation*, 2008 U. Ill. L. Rev. 1225 (2008).

9:30 – 10:45 am Session 8: "Take Him to the Train Station"

Brian C. Kalt, Professor of Law & The Harold Norris Faculty Scholar Michigan State University College of Law

Reading Assignment:

Brian C. Kalt, The Perfect Crime, 93 GEO. L. J. 675 (2005).

11:00 am – 12:15 pm Session 9: The Law and Economics of Crime in Indian Country

Adam Crepelle, Assistant Professor of Law, and Director, Tribal Law & Economics Program, Law & Economics Center, George Mason University Antonin Scalia Law School

Reading Assignment:

Cary Aspinwall & Graham Lee Brewer, *Half of Oklahoma Is Now Indian Country. What Does That Mean for Criminal Justice There?*, THE MARSHALL PROJECT (2020).

12:15 – 6:00 pm Afternoon Study Break

6:00 – 7:00 pm Session 10: Fireside Chat with Douglas W. Smith

Douglas W. Smith, Senior Wildlife Biologist, Yellowstone National Park; Project Leader,

Yellowstone Wolf Project

7:00 pm Dinner

(Guests Welcome)

Thursday, September 29

7:00 – 7:50 am **Breakfast**

(Guests Welcome)

8:00 – 9:15 am Session 11: Whose River is it? I Huffman

Reading Assignment:

James Huffman, Whose River Runs Through It?, 40 PERC REPORTS (2021).

9:30 – 10:45 am Session 12: Access Conflicts

David Willms, Senior Director, Western Wildlife

11:00 am – 12:15 pm Session 13: Wild Horses

Hannah Downey, Policy Director, PERC

Reading Assignment:

Hannah Downey & Tate Watkins, A Wild Idea to Solve the Wild Horse Problem, 37 PERC

REPORTS (2018).

12:15 pm Program Adjourns for Day

Friday, September 30

7:00 – 7:50 am **Breakfast**

(Guests Welcome)

8:00 – 9:15 am Session 14: "You should have buried that thing in a hole before I got here" I Wood

Reading Assignment:

Jonathan Wood, 'Yellowstone' and the Endangered Species Act, 40 PERC REPORTS (2021).

9:30 – 10:45 am Session 15: Conserving Yellowstone's Great Migrations

Temple Stoellinger, Associate Professor, University of Wyoming

Wyoming Excellence Chair, Haub School of Environment and Natural Resources

Co-Director, Center for Law and Energy Resources in the Rockies, University of Wyoming

College of Law

Reading Assignment:

Eric K. Cole et.al, Conserving Transboundary Wildlife Migrations: Recent Insights from the Greater Yellowstone Ecosystem, 18 Frontiers in Ecology and the Env't. (2020).

11:00 am – 12:15 pm Session 16: Free Market Environmentalism

Holly Fretwell, Research Fellow, PERC

12:15 – 6:00 pm Afternoon Study Break

6:00 – 7:00 pm Session 17: Fireside Chat with Druska Kinkie

Druska Kinkie, Co-Chair, Upper Yellowstone Watershed Group; Rancher, Paradise Valley

7:00 pm Closing Dinner

(Guests Welcome)

Saturday, October 1

7:00 – 9:00 am **Breakfast**

(Guests Welcome) Depart at your leisure