Eric Biber

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EXPERIENCE

University of California, Berkeley, School of Law. *Professor of Law.* 2012-present.
Assistant Professor of Law. 2006-12
Classes taught: Property, Public Lands and Natural Resources Law, Biodiversity Law, Environmental Law Writing Seminar.

University of Chicago Law School. *Visiting Assistant Professor of Law.* Fall 2011.
Classes taught: Environmental Law and Policy, Climate Change Law and Policy.

University of Denver Sturm College of Law, Denver, CO, *Adjunct Professor of Law*. Fall 2005.
Class taught: Public Lands Law.

Earthjustice, Denver, CO, *Associate Attorney.* 2003–06.

Judge Judith Rogers, United States Court of Appeals, D.C. Circuit, Washington, DC, *Law clerk.* 2002–03.

Judge Carlos Lucero, United States Court of Appeals, Tenth Circuit, Denver, CO, *Law clerk.* 2001–02.

EDUCATION

Yale Law School, New Haven, CT. J.D., June 2001.

Yale School of Forestry & Environmental Studies, New Haven, CT. Masters of Environmental Science with a focus in Conservation Biology, May 2001.

Harvard College, Cambridge, MA. A.B. *summa cum laude* in Government, June 1995.

PUBLICATIONS AND WORKS-IN-PROGRESS

Adaptive Management and the Future of Environmental Law¸ 46 AKRON L. REV. (forthcoming 2013).

Cultivating a Green Political Landscape: Lessons for Climate Change Policy from the Defeat of California's Proposition 23, 66 VAND. L. REV. (forthcoming 2013).

Social and Legal Effects on Monitoring and Adaptive Management: A Case Study of National Forest Grazing Allotments, 1927-2007, 26 SOCIETY & NATURAL RESOURCES 86 (2013) (with Nathan Sayre and Greta Marchesi).

Citizen Involvement in the U.S. Endangered Species Act, 337 SCIENCE 802 (2012) (with Berry Brosi)

Response, *The More the Merrier: Multiple Agencies and the Future of Administrative Law Scholarship*, 125 HARV. L. REV. FORUM (2012) (on-line supplement to the HARV. L. REV.).

PUBLICATIONS AND WORKS-IN-PROGRESS (cont.)

Which Science? Whose Science? How Scientific Disciplines Can Shape Environmental Law, 79 UNIV. CHICAGO L. REV. 471 (2012).

The Problem of Environmental Monitoring, 83 UNIV. COLO. L. REV. 1 (2011).
Honorable Mention, Environmental Law and Policy Annual Review, selected as one of top policy-relevant environmental law articles from 2011-12

Officious Intermeddlers or Citizen Experts? Petitions and Public Production of Information in Environmental Law (with Berry Brosi), 58 UCLA L. REV. 321 (2010)
Selected for presentation at the Stanford/Yale Junior Faculty Forum, June 2010.
Selected for re-publication in the *Land Use and Environmental Law Review* as one of the top ten environmental law review articles of 2011.

Climate Change, Causation, and Delayed Harm, 37 HOFSTRA L. REV. 975 (2009)

Climate Change and Backlash, 17 N.Y.U. ENVTL. L.J. 1295 (2009).

Too Many Things to Do: How to Deal with the Dysfunctions of Multiple-Goal Agencies 33 HARV. ENVTL. L. REV. 1 (2009).
Selected for presentation at the Stanford/Yale Junior Faculty Forum, June 2008.

Ripeness and Standing in Environmental Law (with Amanda Leiter), American Bar Association Section on Environment, Energy, and Resources Constitutional Law Committee Newsletter, Vol. 5, No. 2 (June 2009).

Statistical Inference, Type II Error, and Decision-Making Under the U.S. Endangered Species Act (with Berry Brosi), 7 FRONTIERS IN ECOLOGY AND ENVIRONMENT 487 (2009)

Stopping the Conversation: Amended ESA Section 7 Regulations Put Species At Risk (with Cynthia Drew), 36 ECOLOGY LAW CURRENTS 139 (2009) (online version of ECOLOGY LAW QUARTERLY)

Restoring Public Trust in the Public Lands: An Agenda for the New Administration (with Holly Doremus, Dan Farber, Rick Frank, and Joe Sax), 36 ECOLOGY LAW CURRENTS 159 (2009) (online version of ECOLOGY LAW QUARTERLY)

The Importance of Resource Allocation in Administrative Law, 60 ADMIN. L. REV. 1 (2008).

Two Sides of the Same Coin: Judicial Review under Sections 706(1) and 706(2) of the Administrative Procedure Act, 26 VA. ENVTL. L.J. 461 (2008).

The Price of Admission: Causes, Effects, and Patterns of Conditions Imposed on States Entering the Union, 46 AM. J. LEGAL HIST. 119 (2004).

Habitat Analysis of a Rare Dragonfly (Williamsonia lintneri) *in Rhode Island*, 9 NORTHEASTERN NATURALIST 341 (2002).

Patterns of Endemic Extinctions Among Island Bird Species¸ 25 ECOGRAPHY 661 (2002).

PUBLICATIONS AND WORKS-IN-PROGRESS (cont.)

Comment, *The Application of the Endangered Species Act to the Protection of Freshwater Mussels: A Case Study*, 32 ENVTL. L. 91 (2002).

Case Note, *A House with a View*, 109 YALE L.J. 849 (2000).

Note, *Exploring Regulatory Options for Controlling the Introduction of Non-Indigenous Species to the United States*, 18 VA. ENVTL. L.J. 375 (1999).

PRESENTATIONS AND AWARDS

"The Problem of Environmental Monitoring," Environmental Law Institute and Vanderbilt Law School, February 2013 (paper selected by leading practitioners and policymakers as one of top policy-relevant environmental law articles of 2011-12).

The Endangered Species Act at 40, Plenary Session Presenter, The Wildlife Society, Western Section, Annual Conference, Sacramento, California, January 2013.

"Citizen Involvement in the U.S. Endangered Species Act," Presented at Panel on Endangered Species Act Implementation: Successes and Challenges, The Wildlife Society, Western Section, Annual Conference, Sacramento, California, January 2013.

Discussant, Conference on Empirical Legal Studies, Stanford Law School, November 2012.

"Adaptive Management and the Future of Environmental Law," University of Akron Law School, Conference on the Future of Environmental and Natural Resources Law, September 2012.

"Which Science? Whose Science? How Scientific Disciplines Can Shape Environmental Law," University of Chicago Law School, October 2011.

"Which Science? Whose Science? How Scientific Disciplines Can Shape Environmental Law," Annual Colloquium on Environmental Law Scholarship, Vermont Law School, South Royalton, Vermont, September 2011.

"The Problem of Environmental Monitoring," Soil and Water Conservation Society annual meeting, Washington, DC, July 2011.

"Which Science? Whose Science? How Scientific Disciplines Can Shape Environmental Law," Law and Society conference, San Francisco, California, June 2011.

"Which Science? Whose Science? How Scientific Disciplines Can Shape Environmental Law," University of Maine, School of Law, Portland, Maine, May 2011.

"The Globalization of Forest Law," Federal University of Rio Grande do Sol, Porto Allegre, Brazil, March 2011.

"The Globalization of Forest Law," Federal University of Parana, Curitiba, Brazil, March 2011.

PRESENTATIONS AND AWARDS (cont.)

"Environmental Law's Monitoring Problem," Emory Law School, Atlanta, Georgia, October 2010.

"Environmental Law's Monitoring Problem," Annual Colloquium on Environmental Law Scholarship, Vermont Law School, South Royalton, Vermont, October 2010.

"Officious Intermeddlers or Citizen Experts? Petitions and Public Production of Information in Environmental Law," Stanford/Yale Junior Faculty Forum, Yale Law School, June 2010 (paper selected through blind, peer-review process in national competition among junior legal scholars as one of two best papers in environmental law).

"Officious Intermeddlers or Citizen Experts? Petitions and Public Production of Information in Environmental Law," Stanford University Public Law and Political Economy Conference, June 2010.

UC Regents Junior Faculty Fellow, summer 2010.

"Officious Intermeddlers or Citizen Experts? Petitions and Public Production of Information in Environmental Law," Arizona State University, West/Southwest Junior Legal Scholars Workshop, March 2010.

"The Globalization of Natural Resources Law," University of Colorado, Climate Change Works-in-Progress Symposium, August 2009.

"Climate Change and Backlash," Natural Resource Law Teachers Conference, Rocky Mountain Mineral Law Foundation, Chico Springs, Montana, May 2009.

"Climate Change and Backlash," Ohio State University, March 2009.

"Climate Change and Backlash," Michigan State University, March 2009.

"Causation, Delayed Harm, and Climate Change," Hofstra University, Conference on Energy and the Environment: Empowering Consumers, March 2009.

"The Sting of the Long Tail: Climate Change, Backlash and the Problem of Delayed Harm," University of South Carolina, November 2008.

"The Sting of the Long Tail: Climate Change, Backlash and the Problem of Delayed Harm," Florida State University, November 2008.

"Too Many Things to Do: How to Deal with the Dysfunctions of Multiple-Goal Agencies," Stanford/Yale Junior Faculty Forum, Yale Law School, June 2008 (paper selected through blind, peer-review process in national competition among junior legal scholars as one of two best papers in administrative law).

"Statistical Inference, Type II Error, and Decisionmaking Under the US Endangered Species Act," Conference on Law, Ethics, and Life Sciences, University of Louisville Brandeis School of Law, October 2007.

PROFESSIONAL

Member, California Bar.
Member, Colorado Bar.
Member, Bar of the United States Court of Appeals for the Tenth Circuit.
Member, Bar of the United States Court of Appeals for the D.C. Circuit.
Member, Bar of the United States District Court for the District of Colorado.