

10-1-2011

Title Page

Buffalo Environmental Law Journal

Follow this and additional works at: <https://digitalcommons.law.buffalo.edu/belj>

Recommended Citation

Buffalo Environmental Law Journal, *Title Page*, 19 Buff. Envtl. L.J. i (2011).
Available at: <https://digitalcommons.law.buffalo.edu/belj/vol19/iss1/8>

This Front Matter is brought to you for free and open access by the Law Journals at Digital Commons @ University at Buffalo School of Law. It has been accepted for inclusion in Buffalo Environmental Law Journal by an authorized editor of Digital Commons @ University at Buffalo School of Law. For more information, please contact lawscholar@buffalo.edu.

BUFFALO ENVIRONMENTAL LAW JOURNAL

ARTICLES

REGULATION OF HYDRAULIC FRACTURING UNDER THE SAFE
DRINKING WATER ACT

Keith B. Hall

SCRATCHING THE SURFACE: DOES NEW YORK'S PUBLIC TRUST LAW
PREVENT SUBSURFACE ACCESS TO NATURAL GAS BELOW PARKLAND
IN THE MARCELLUS SHALE?

Susan J. Kraham & Lisa K. Perfetto

THE INTERPRETATION OF SURFACE EASEMENTS IN SEVERANCE DEEDS
AS A LIMIT ON HYDRAULIC FRACTURING PRACTICES

Rachel Heron, Justin S. DuClos, & Shaun A. Goho

NOTES

DEVELOPING THE MARCELLUS SHALE: LEGAL, REGULATORY, AND
INFRASTRUCTURE CHALLENGES AND THEIR EFFECT ON DOWNSTREAM
ENERGY MARKETS

Aaron Stemplewicz

BETWEEN *HUNTLEY* AND *SALEM*: THE CURRENT STATE OF MUNICIPAL
AUTHORITY IN PENNSYLVANIA TO AFFECT GAS DRILLING THROUGH
ZONING

Dan Raichel

RECONSIDERING THE USE OF FORCED POOLING FOR SHALE GAS
DEVELOPMENT

Lindsey Trachtenberg

THE RISE OF HYDRAULIC FRACTURING: A BEHAVIORAL ANALYSIS OF
LANDOWNER DECISION-MAKING

Jared B. Fish



SUNY BUFFALO SCHOOL OF LAW

VOLUME 19

2011-2012

NUMBER 1

BUFFALO ENVIRONMENTAL LAW JOURNAL



VOLUME 19

NUMBER 1

2011-2012

SUNY BUFFALO SCHOOL OF LAW
THE STATE UNIVERSITY OF NEW YORK
BUFFALO, NEW YORK

COPYRIGHT 2012
BUFFALO ENVIRONMENTAL LAW JOURNAL

SUNY Buffalo Law School
THE STATE UNIVERSITY OF NEW YORK

Nancy L. Zimpher, B.A., M.A., Ph.D.
Chancellor of the State University of New York
Satish K Tripathi, B.A., M.A., Ph.D.
President of the State University of New York at Buffalo

Administration

Makau Mutua, LL.B., LL.M., S.J.D.	<i>Dean</i>
James A. Gardner, B.A., J.D.	<i>Vice Dean for Academic Affairs</i>
James R. Newton, B.A., J.D.	<i>Vice Dean for Administration</i>
Charles Patrick Ewing, B.A., J.D., Ph.D.	<i>Vice Dean for Legal Skills</i>
Errol E. Meidinger, B.A., M.A., J.D., Ph.D.	<i>Director of Baldy Center for Law and Social Policy</i>
Isabel Marcus, B.A., M.A., J.D., Ph.D.	<i>Director of International and Graduate Programs</i>
Terrence E. McCormack, B.A., M.L.S.	<i>Associate Director of the Charles B. Sears Law Library, Manager of Law School Technology, Head of the M. Robert Koren Center for Clinical Legal Education</i>
Elizabeth G. Adelman,	<i>Law Library Director and Vice Dean of Legal Information Services</i>
Marlene M. Cook, B.S., M.S., Ph.D.	<i>Vice Dean for Resource Management</i>
Ilene R. Fleischmann, B.A., M.A.	<i>Vice Dean for Alumni, Public Relations and Communications</i>
Lisa M. Mueller, B.A., M.A., J.D.	<i>Assistant Dean for Alumni Communications</i>
Melinda R. Saran, B.A., M.P.H., J.D.	<i>Vice Dean for Student Affairs and Teaching Faculty</i>
Lillie V. Wiley-Upshaw, B.A., M.A.	<i>Vice Dean for Admissions and Financial Aid</i>
Lisa M. Patterson, B.A., J.D.	<i>Vice Dean for Career Services</i>
Alan S. Carrel, B.A., J.D.	<i>Vice Dean</i>
Karen R. Kaczmariski, B.A., J.D.	<i>Associate Dean for Development</i>
Kim Diana Connolly, B.A., J.D., L.L.M.	<i>Director of Clinical Legal Education</i>
Bobby Jo Ladelfa, B.S., M.S., J.D.	<i>Director of Records and Registration</i>

Faculty

Makau W. Mutua, LL.B., LL.M., S.J.D	<i>SUNY Distinguished Professor and Floyd H and Hilda Hurst Faculty Scholar</i>
David M. Engel, A.B., M.A., J.D.	<i>SUNY Distinguished Service Professor</i>
Charles P. Ewing, B.A., Ph.D., J.D.	<i>SUNY Distinguished Service Professor</i>
Guyora Binder, A.B., J.D.	<i>UB Distinguished Professor</i>
Alfred S. Konefsky, B.A., J.D.	<i>UB Distinguished Professor</i>
Lucinda M. Finley, B.A., J.D.	<i>Vice Provost for Faculty Affairs and Frank G. Raichle Professor of Trial and Appellate Advocacy</i>

James A. Gardner, B.A., J.D.	<i>Joseph W. Belluck and Laura L. Aswad Professor of Civil Justice</i>
David A. Westbrook B.A., J.D.	<i>Professor and Floyd H. and Hilda L. Hurst Faculty Scholar</i>
Rebecca R. French, B.A., J.D., LL.M., Ph.D.	<i>Roger and Karen Jones Faculty Scholar and Professor</i>
Martha T. McCluskey, B.A., J.D., LL.M.	<i>William J. Magavern Faculty Scholar and Professor</i>
John Henry Schlegel, B.A., J.D.	<i>Roger and Karen Jones Faculty Scholar and Professor</i>
Robert J. Steinfeld, B.A., J.D., A.M., Ph.D., LL.M.	<i>Roger and Karen Jones Faculty Scholar and Professor</i>
Dianne Avery, B.A., M.A.T., J.D.	<i>Professor</i>
Philip Halpern, B.A., J.D.,	<i>Professor</i>
George Kannar, B.A., J.D.	<i>Professor</i>
Susan V. Mangold, A.B., J.D.	<i>Professor</i>
Isabel S. Marcus, B.A., M.A., Ph.D., J.D.	<i>Professor</i>
Lynn Mather, B.A., Ph.D.	<i>Professor</i>
Teresa A. Miller, B.A., J.D., LL.M.	<i>Professor</i>
James G. Milles, B.A., M.A., M.L.I.S., J.D.	<i>Professor</i>
Athena D. Mutua, B.A., M.A., J.D., LL.M	<i>Professor</i>
R. Nils Olsen, Jr., B.A., J.D.	<i>Professor</i>
Stephanie L. Phillips, B.S., J.D.	<i>Professor</i>
Robert I. Reis, B.A., J.D., LL.M.	<i>Professor</i>
Anthony H. Szczygiel, B.A., J.D.	<i>Professor</i>
Winnifred F. Sullivan, B.A., J.D., Ph.D.	<i>Professor</i>
Mark Bartholomew, B.A., J.C.	<i>Associate Professor</i>
Irus Braverman, M.A., LL.B, S.J.D.	<i>Associate Professor</i>
S. Todd Brown, B.A., J.D.	<i>Associate Professor</i>
Michael Halberstam, B.A., Ph.D., J.D.	<i>Associate Professor</i>
Stuart G. Lazar, A.B., J.D., LL.M	<i>Associate Professor</i>
Sagit Leviner, LL.B., LL.M., S.J.D.	<i>Associate Professor</i>
Jessica Owley Lipman, B.A., M.L.A., M.S., J.D., Ph.D.	<i>Associate Professor</i>
Tara J. Melish, B.A., J.D.	<i>Associate Professor</i>
Rick T. Su, B.A., J.D.	<i>Associate Professor</i>
Mateo Taussig-Rubbo, B.A., M. Phil., J.D., Ph.D.	<i>Associate Professor</i>
Thomas F. Disare, B.A., J.D.	<i>Clinical Professor</i>
George M. Hezel, B.A., M.A., J.D.	<i>Clinical Professor</i>
Suzanne E. Tomkins, B.S., J.D.	<i>Clinical Professor</i>
Lauren E. Breen, B.A., J.D.	<i>Clinical Instructor</i>
Christine Pedigo Bartholomew, B.A., J.D.	<i>Lecturer in Law</i>
Nan L. Haynes, B.A., J.D.	<i>Lecturer in Law</i>
Patrick Long, A.B., J.D.	<i>Lecturer in Law</i>
Johanna Oreskovic, B.A., M.A., Ed.M., J.D.	<i>Lecturer in Law</i>
Chris Pashler, B.A., J.D.	<i>Lecturer in Law</i>
Stephen Paskey, B.A., J.D.	<i>Lecturer in Law</i>
Laura B. Reilly, B.A., J.D.	<i>Lecturer in Law</i>
Barbara A. Sherk, B.S., M.S., J.D.	<i>Teaching Faculty</i>
Heidi Forman, B.S., M.A., J.D., LL.M.	<i>Teaching Faculty</i>
Lise Gelernter, A.B., J.D.	<i>Teaching Faculty</i>

Faculty Emeriti

James B. Atleson, B.A., J.D., LL.M.	<i>SUNY Distinguished Teaching Professor Emeritus</i>
Thomas E. Headrick, B.A., B.Litt., LL.B., Ph.D	<i>SUNY Distinguished Service Professor Emeritus</i>
Kenneth F. Joyce, B.A., LL.B., LL.M.	<i>SUNY Distinguished Teaching Professor Emeritus</i>
Elizabeth B. Mensch, B.A., M.A.T., J.D., LL.M.	<i>SUNY Distinguished Teaching Professor Emerita</i>
Judy Scales-Trent, B.A., M.A., J.D.	<i>Floyd H. and Hilda L. Hurst Faculty Scholar and Professor Emeritus</i>
Barry B. Boyer, B.A., J.D.	<i>Professor Emeritus</i>
David B. Filavaroff, S.B., LL.B.	<i>Professor Emeritus</i>
Janet S. Lindgren, B.A., J.D.	<i>Professor Emerita</i>
Wade J. Newhouse, B.A., J.D.	<i>Professor Emeritus</i>
Robert S. Berger, A.B., J.D.	<i>Professor Emeritus</i>

The BUFFALO ENVIRONMENTAL LAW JOURNAL is published two times a year by the students of SUNY Buffalo Law School. Editorial Offices are located at SUNY Buffalo Law School, 404 John Lord O'Brian Hall, North Campus, Buffalo, NY 14260-1100. (716) 645-7342.

Subscriptions: Subscription rate: \$60.00 paperback; \$75.00 newly bound. Subscriptions will be automatically renewed unless notice of cancellation is received. Change of address notice should include old and new address and zip codes. All correspondence regarding subscriptions should be directed to William S. Hein and Co., Inc., 1285 Main St., Buffalo, NY 14209-1987. (716) 882-2600 or (800) 828-7571.

Back Issues: Back issues and bound volumes are available from William S. Hein and Co., Inc., 1285 Main St., Buffalo, NY 14209-1987. (716) 882-2600 or (800) 828-7571. Publication number ISSN 1066-8837.

Manuscripts: The BUFFALO ENVIRONMENTAL LAW JOURNAL welcomes unsolicited manuscripts on topics of contemporary environmental law and policy. The editors will consider typical legal scholarly articles, with each fact and proposition footnoted, as well as shorter essay-style articles. Manuscripts should be double spaced, with a title page showing the author's name, address, telephone number and professional background. Citations must conform to *A Uniform System of Citation* (19th ed. 2010).

Copyright: Unless otherwise noted, all articles are Copyright © 2012 by the BUFFALO ENVIRONMENTAL LAW JOURNAL.

The BUFFALO ENVIRONMENTAL LAW JOURNAL reserves editorial privilege with regard to all matters of form including, but not limited to, diction, grammar, spelling, syntax, and matters of convention, as well as with regard to the substantive accuracy of citations. However, the BUFFALO ENVIRONMENTAL LAW JOURNAL strives to keep the author's work in its purest form and thus does not engage in substantial editing. Only form and significant grammatical, punctual, and referential errors are edited, keeping substantive changes to a minimum.

BUFFALO ENVIRONMENTAL LAW JOURNAL

BOARD OF EDITORS VOL. 19

Editor-in-Chief

LEIA SCHMIDT

Executive Editors

LYDIA BEEBE

ADAM HANEY

ARTHUR MARTORANA

Managing Editor

ARTHUR JAMES

Articles Editor

STEPHEN BENNETT

Business Editor

DAVID DeCHELLIS

Publications Editor

BRENDAN CULLINANE

NICOLE HAIMSON

SHEA KOLAR

Casenote Editors

BRENDAN CULLINANE

NICOLE HAIMSON

Senior Associates

LINDSAY BLANE
KRISTEN CUSHMAN-
SMITH
GALENA DUBA
BRIAN EBERLE
DIANA FERRETTI

ROBERT GRIMALDI
JEFFREY HITCHINGS
REBECCA JOSEFIK
ASHLEE KELLY
MARIE LAMPROPOULOS
TRACY LIU

RYAN MCCARTHY
STEVE McLINDEN
MICHAEL OLIVER
ZACHARY PRIMEAU
LETECIA WHETSTONE

Associates

CRAIG ANDERSON
ALICIA BENDER
KENT CARDON
ANDREW DEAN
MATT DUBOIS

DANIEL FABIAN
BENJAMIN FENTRISS
CHRIS GROVER
ERICKA GRUSCHOW
DAVID HAYLETT

CHRIS LARRABEE
BRENDAN McGRATH
NICHOLAS PULVINO
MICELLE RAGUSA
SARA SMAILA

*The material in this edition was chosen by the 2011-2012 Board of Editors.
Published twice annually by the students of the SUNY Buffalo School of Law.
Editorial Offices at SUNY Buffalo School of Law, 404 John Lord O'Brian Hall,
North Campus, Buffalo, New York 14260-1100*

Copyright © 2012 by the BUFFALO ENVIRONMENTAL LAW JOURNAL

