

NSGLC News

— October 2024 —

Photo: Frank Kehren

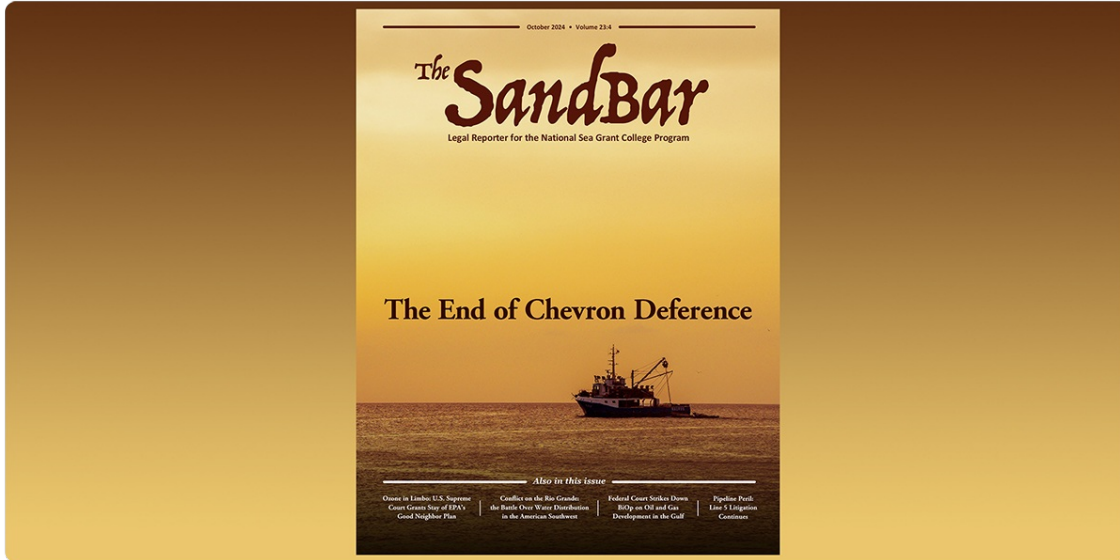


*NSGLC's monthly e-newsletter with publication and research highlights,
as well as news alerts on other major activities.*

Publications

Check out the October 2024 issue of the *Ocean and Coastal Case Alert!* The Case Alert is a monthly newsletter highlighting recent court decisions impacting ocean and coastal resource management. This month's alert features a case in which South Carolina sued the federal government over limits imposed for the harvest of shellfish, finfish, and other saltwater species in the Cape Romain National Wildlife Refuge.

[View Case Alert](#)



The latest issue of *The SandBar*, our quarterly publication on legal issues affecting the U.S. oceans and coasts, has been published! Articles in the October 2024 issue:

- *The End of Chevron Deference*
- *Ozone in Limbo: U.S. Supreme Court Grants Stay of EPA's Good Neighbor Plan*
- *Conflict on the Rio Grande: the Battle Over Water Distribution in the American Southwest*
- *Federal Court Strikes Down BiOp on Oil and Gas Development in the Gulf*
- *Pipeline Peril: Line 5 Litigation Continues*

[View The SandBar](#)

The NSGLC Blog features two new posts:

- [Environmental Groups Petition EPA to End North Carolina's NPDES Program](#)
- [Don't Cage Our Oceans: The Army Corps' Nationwide Permit for Commercial Finfish Aquaculture Found to be Unlawful](#)

NSGLC Presents



NSGLC Director Stephanie Otts gave an overview of the NSGLC and our current projects related to aquaculture at the **Sea Grant Aquaculture Academy** in Atlantic Beach, NC on October 25th.



Kickoff Webinar for Aquaculture Policy Project

Join Us to Learn More!

December 12 at 3 pm EST
Register Now!

Aquaculture Policy Project Kick Off Webinar

The NSGLC and its partner researchers at Florida State University have received funding for a workshop series to bring together state marine aquaculture managers, select federal partners, and other policy experts to identify best practices in state aquaculture policy, discuss barriers to adoption, and develop tools to support policy transfer among states. Join us on **December 12, 2024 at 3pm EST** to learn more about this initiative!

[Register for Webinar](#)

Research



Regulation of Dried or Dehydrated Seaweed

Seaweed growers are drying and dehydrating seaweed and receiving different regulatory directions from their state agencies. Senior Research Counsel Cathy Janasie completed a memo this month for New York Sea Grant on the federal regulatory framework for dried or dehydrated

seaweed.

[Download Seaweed Advisory Memo](#)

Top Tweet of the Month



Sea Grant Law Center

@SGLawCenter

The October 2024 'Ocean and Coastal Case Alert' is now available!

View the complete list of cases for the month:

nsglc.olemiss.edu/casealert

FIFTH CIRCUIT

Mississippi

Harrison County, Mississippi v. U.S. Army Corps of Eng'rs, No. 1:24CV21-LG-BWR, 2024 WL 4245422

(S.D. Miss. Sept. 19, 2024).

Local governments and nonprofit groups sued the U.S. Army Corps of Engineers over the operation of the Bonnet Carré Spillway. The plaintiffs claimed that the Marine Mammal Protection Act required the agency to obtain an incidental take authorization prior to opening the spillway due to potential harm to bottlenose dolphins. The U.S. District Court for the Southern District of Mississippi dismissed the case, finding that the plaintiffs failed to demonstrate that Spillway openings consistently increased dolphin strandings. The court concluded that the unpredictability of Spillway openings made it impossible to prove injury-in-fact for standing purposes. Even if injury could be shown, the court found that any potential relief was uncertain, as it depended on decisions made by the National Marine Fisheries Service. Finally, the court denied the plaintiffs' motion to amend their complaint, finding they lacked standing for both their original and alternative claims.

National Sea Grant Law Center

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