

KENTUCKY JOURNAL OF EQUINE, AGRICULTURE,  
AND NATURAL RESOURCES LAW

PRESENTS THEIR FOURTH ANNUAL SYMPOSIUM:

***Innovation & Advancement***

Wednesday, February 28

**9:00 am -- Opening Remarks**

**9:10 am -- William T. Gorton III**

- *Heading to the Supreme Court Again! The Problem with Defining Regulated "Waters of the United States" Under the Clean Water Act*

**10:00 am -- Bryan Brendle**

- *Federal Legislative Developments Impacting the U.S. Horse Industry*

**10:45 am -- Ty Yeast**

- *Consumer challenges to Food Production: Tech that will shape the farm of the future*

**11:30 am -- James Kay II**

- *Equine Industry's Economic Impact on the Bluegrass and Legislative Agenda*

**12:15 pm -- Lunch Break**

**1:30 pm -- Ryan Quarles**

- *The Challenges and Opportunities Facing Kentucky Agriculture in 2018*

**2:00 pm -- James Burling**

- *Is the Doctrine of Regulatory Takings Constitutional? The Debate over History and Originalism*

**2:45 pm -- Break**

**3:15 pm -- Randal A. Strobo**

- *The Shape of Energy to Come: The Distributed Generation and Net Metering Transition in Kentucky*

**4:00 pm -- Closing Remarks**

## **William T. Gorton III**

Bill Gorton (UK Law '88, *with distinction*) is a Member and Chair of the Environmental, Natural Resources & Energy Service Group at Stites & Harbison PLLC. Prior to joining Stites & Harbison, he practiced for five years with Buchanan Ingersoll in its Philadelphia office. He is national counsel to numerous clients on natural resource, environmental regulatory and land and water resources matters and has represented clients in both state and federal environmental rulemaking processes. He has been counsel in the development of more than 10 power plants. He has been Lead Counsel to numerous surety companies regarding over \$4 billion in financial guarantees on defaulting and/or bankrupt mining companies, hazardous waste facilities and solid waste disposal facilities throughout the United States. He has been primary environmental counsel in the development of interstate pipeline associated with major natural gas resource development. He provides counsel on large natural resource and energy, business and corporate transactions, and project development assessing and addressing environmental regulatory issues and advising clients.

Before embarking on a law career, Mr. Gorton managed many projects throughout the U.S. as an environmental consultant.

## **Bryan Brendle**

Bryan Brendle leads the public policy, government relations and advocacy efforts of the American Horse Council, based in Washington, D.C. A native Texan, Brendle is a graduate of Hampden-Sydney College in Virginia and holds a Juris Doctor from Mercer Law School in Georgia.

Bryan has advocated on a variety of federal matters, having worked as a federal registered lobbyist for the National Association of Manufacturers and representing clients on policies including energy, environment, transportation, tax and agriculture policy. Since joining AHC during the summer of 2017, he has led efforts on comprehensive tax reform, immigration policy, and federal budget issues. Brendle's role at AHC allows him to combine his interests in pro-business lobbying, riding, and all the activities that support the equine industry, a key pillar for America's history and agricultural economy.

## **Ty Yeast**

Ty Yeast began his career with Alltech in 1995 upon completion of a Bachelor of Science in Agriculture from the University of Saskatchewan. In 2005, he completed his MSc in Brewing & Distillation from the Herriot Watt University in Edinburgh, Scotland and the Advanced Management Development Program from the Michael Smurfit School of Business, University College Dublin. Over the course of his career with Alltech, he has held various positions including global product and species champion and working in Alltech's former Alcohol Division. Early on he was responsible for establishing Alltech California and has since continued to be responsible for developing and managing markets as Managing Director of Alltech Canada and Director of North America. Ty has recently been involved in Alltech's Acquisition strategy focusing on acquisition integration in Canada with the EMF group, in USA with Ranchway Feeds and as Managing Director for Lienert Australia and Alltech Australia. He is currently the Global Director for Alltech Energy Division.

## **James Kay**

James L. Kay II is a Democratic member of the Kentucky House of Representatives representing District 56 since his June 24, 2013. James earned his BA in history and political science from the University of Kentucky and his JD from the University of Kentucky College of Law.

## **Ryan Quarles**

Ryan Quarles was elected Kentucky's Commissioner of Agriculture in 2015. Under his leadership, the Kentucky Department of Agriculture (KDA) started several new programs, including initiatives to combat hunger and connect Kentucky farmers to new markets.

As a result of his Kentucky Hunger Initiative, Kentucky now has the strongest food donation immunity law in the country, and more Kentuckians are talking about the chronic problem of food insecurity than ever before. His leadership on international trade issues saw the resumption of live equine exports to China, a decision that benefits all sectors of Kentucky's agricultural economy from horse breeders to feed producers. Under his direction, the KDA continues to look for more opportunities for Kentucky farmers to grow domestic and international markets.

While Commissioner, he has also supported the expansion of Kentucky's diverse agricultural portfolio to include industrial hemp, kenaf, and hops. On the national level, Commissioner Quarles serves as Secretary-Treasurer of the National Association of State Departments of Agriculture (NASDA) and as Chairman of the Republican Agriculture Commissioners Committee (RACC).

Prior to serving as Commissioner of Agriculture, Quarles represented Scott, Owen, and Fayette counties for three terms in the General Assembly, where he was an outspoken advocate for agricultural issues affecting Kentucky families.

In 2006, Quarles graduated from the University of Kentucky with three undergraduate majors and two graduate degrees. In 2008, he was awarded a full scholarship to Harvard University, where he studied higher education, government, and law. After graduating with a Master's degree in higher education, he returned home to finish his last year of law school at the University of Kentucky.

Ryan grew up on his family's farm in Scott County, coming from a family that has lived in central Kentucky for over 200 years. At the age of 34, Commissioner Quarles is the youngest statewide elected official in the country.

## **James Burling**

James Burling is the Vice-President for Litigation at Pacific Legal Foundation.

Before becoming an attorney, Mr. Burling had been a productive member of society working as an exploration geologist in the late 1970s throughout the southwestern United States. However, after several years of dealing with irrational government bureaucrats and environmental policies untethered from reality, Mr. Burling decided that what the world needs is more lawyers – if they are willing to fight for rationality in regulatory regimes, property rights, and liberty.

Mr. Burling attended the University of Arizona College of Law in Tucson, where he served as an editor for the Arizona Law Review and received a J.D. degree in 1983. He had previously received a Masters degree in geological sciences from Brown University and an undergraduate degree from Hamilton College in New York.

Mr. Burling has worked with Pacific Legal Foundation since 1983, litigating cases from Alaska to Florida. He is a member of the Federalist Society's Environmental Law and Property Rights Practice Group's Executive Committee, a member of the American College of Real Estate Lawyers, and an honorary member of Owners Counsel of America, an organization comprised of eminent domain attorneys who represent property owners. The Owners Counsel awarded Mr. Burling its Crystal Eagle award in 2013.

In 2001, Mr. Burling successfully argued a major property rights case, *Palazzolo v. Rhode Island*, before the United States Supreme Court, a case which affirmed that rights in regulated property do not disappear when land is bought and sold. He has written extensively on all aspects of property rights and environmental law and frequently speaks on these subjects throughout the nation.

When Mr. Burling is not suing the government, he enjoys skiing faster than he should, bicycling, hiking, swimming, reading, and spending quality time with his wife, family, and new grandchild.

## **Randal A. Strobo**

Randy Strobo is an attorney and an environmental professional. His primary areas of practice include environmental, civil, administrative, and appellate litigation across a range of issues including environmental damage, land use, planning and zoning, property, eminent domain, personal injury, permitting and regulation, industrial pollution, air and water quality, conservation planning, agricultural and historic preservation, and energy.

In addition, Randy Strobo provides legislative and policy guidance, urban land use planning, and conservation planning with a focus on management, sustainability, ecosystem services, and green infrastructure to various state, national, and international clients. In this capacity, Randy has advised Karst Education and Environmental Protection (KEEP), the Kentucky Conservation Committee, Yale University, Diageo Inc., the Environmental Investigation Agency, and the Watershed Watch of Kentucky. Randy worked as a Coca Cola World Fellow at the Centre for Environmental Management at North-West University in Potchefstroom, South Africa, and he also has international experience advising clients during international climate change treaty negotiations.

Randy Strobo joined the faculty of Bellarmine University's School of Environmental Studies in 2012 teaching classes on environmental law and policy and environmental innovation. He also currently serves as Vice President of the ACLU of Kentucky's Board of Directors and as Legal Chair for the Sierra Club's Kentucky Chapter.

Prior to opening Strobo Barkley PLLC, Randy Strobo practiced law at W.H. Graddy & Associates from 2008 to 2014. Randy also worked for the Kentucky Resources Council, a nonprofit based in Kentucky that provides legal, technical and policy assistance to community groups, conservation organizations, local governments, and low-income individuals on environmental issues. In 2011 Randy received a Master's degree in Environmental Management from the Yale School of Forestry and Environmental Studies after receiving his law degree from the Brandeis School of Law at the University of Louisville in 2008. He graduated from the University of Kentucky with a BS in biology in 2002.