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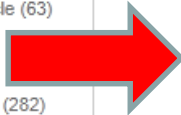
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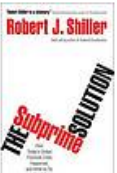

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Temple Law Review | Winter 2012 | 84 Temp. L. Rev. 283

The recent oil spill disaster in the Gulf of Mexico and ensuing questions of accountability have brought a controversial legal tool to the forefront, the "responsible corporate officer doctrine." This doctrine allows courts to hold individuals who exercise control over business policies or activities personally liable for failing to prevent...

...For analyses specifically with a view to liability under the RCO doctrine, see Heidi Stark Wells, Inserting the Responsible Corporate Officer Doctrine into the Resource Conservation and Recovery Act--And the Mess that Ensues, 21 Am. J. Trial Advoc. 167, 184-88 (1997) (discussing insurance for environmental violations); Kevin LaCroix, The Responsible Corporate Officer Doctrine, The D & O Diary (Jan. 19, 2009), <http://www.dandodiary.com/2009/01/articles/environmental-liability/the-responsible-corporate-officer-doctrine> (discussing exclusions in case of environmental and criminal misconduct)....

...For a similar proposition, see Michael Dore & Rosemary E. Ramsay, Limiting the Designated Felon Rule: The Proper Role of the Responsible Corporate Officer Doctrine in the Criminal Enforcement of New Jersey's Environmental Laws, 53 Rutgers L. Rev. 181 (2000) (arguing for a narrow application of the RCO doctrine that should be limited to circumstances where a statute clearly identifies responsible corporate officers as potential defendants and urging courts to be mindful of the mens rea requirements for criminal offenses)....

2. PERSONAL LIABILITY PROMOTES RESPONSIBLE CONDUCT: EXTENDING THE RESPONSIBLE CORPORATE OFFICER DOCTRINE TO FEDERAL CIVIL ENVIRONMENTAL ENFORCEMENT CASES

Stanford Environmental Law Journal | June, 2002 | 21 Stan. Envtl. L.J. 283

I. Introduction. 284 A. Background. 284 B. The Responsible Corporate Officer Doctrine. 288 C. Application of the RCO Doctrine to Environmental Enforcement Cases. 290 D. The Counter-Arguments. 291 E. Making the Equity Point: An Applied Hypothetical. 294 II. History of the Responsible Corporate Officer Doctrine. 297 A. The English Common Law Roots of...

... [FN304] As discussed above, responsible corporate officers are a subset of corporate officers--meaning not all corporate officers are responsible corporate officers pursuant to the RCO doctrine....

...Prior to that year, Congress had not included the words "responsible corporate officers" or "responsible corporate agents" within any statutory scheme....

3. THE RESPONSIBLE CORPORATE OFFICER DOCTRINE: A DUE DILIGENCE DANGER

Practical Lawyer | August 2005 | 51 No. 4 Prac. Law. 55

Successor liability has always been an issue for corporations in the environmental arena, but now it may be a personal issue for corporate officers. The responsible corporate officer doctrine has been around for years, but it is now a formidable weapon in ensuring that the states have some power to pay for environmental damage...

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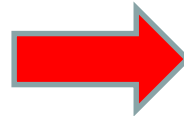
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1. [41 San Diego L. Rev. 257](#)

SYMPOSIUM: TEACHING LAW & SOCIOECONOMICS: Socioeconomics: Choice and Challenges, JEFFREY L. HARRISON*, 5123 words

... this collection of articles, submitted from a broad diversity of **law** professors, illustrates just how established **socioeconomics** has become as the most relevant interdisciplinary approach to **law**. Initial resistance to **socioeconomics** was overcome relatively easily because there was, in effect, an ...

... solid theoretical and empirical base. My sense, though, is that **socioeconomics** will only be interesting to those in **law** as long as it provides something that is useful in the classroom and in the practice of **law**. With that in mind, I believe that there are three challenges ahead for **socioeconomics** if the momentum is to continue.

... results of the research. In short, an important breakthrough for **socioeconomics** and **law** will arrive when the conclusions it reaches flow from empirical research conducted or evaluated by **law** professors with the assistance of those from related disciplines. Put ...

... would be more relevant than what is often found in **law** reviews, this is a vacuum waiting to be filled by **socioeconomics**.

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2. [41 San Diego L. Rev. 11](#)

SYMPOSIUM: TEACHING LAW & SOCIOECONOMICS: Teaching Law and Socioeconomics, LYNNE L. DALLAS*, 12872 words

... October 8, 2003, and on my article, Lynne L. Dallas, **Law** and **Socioeconomics** in Legal Education, 55 Rutgers L. Rev. 855 (2003).

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Professor Prentiss Cox was manager of the Consumer Enforcement Division in the Minnesota Attorney General's Office prior to joining the faculty in 2005. He was also a law clerk for the Honorable P. H. Marshall of the United States District Court for the Northern District of Illinois.

Professor Cox has prosecuted numerous nationally recognized cases involving subprime mortgage lending, foreclosure, bank regulation, state attorney general enforcement authority, consumer fraud and related matters. He is a frequent speaker on consumer protection issues and often quoted in media on consumer law issues. Professor Cox has drafted and testified for numerous consumer protection laws related to mortgage lending, foreclosure fraud, telemarketing sales practices and other consumer law topics. Professor Cox has also been selected as a Minnesota "Super Lawyer."

Professor Cox is Co-Director of the Law in Practice course, which introduces practice education to all first-year students. The course emphasizes the iterative process of legal analysis and fact development through both classroom discussion and small group simulations. Course simulations include client and witness interviews, a deposition, a chambers conference conducted by local judges, a mediation conducted by a qualified neutral and negotiating a transaction.

For more information, download [Professor Cox's CV.](#)

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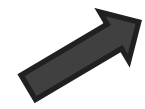
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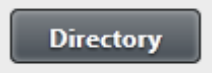
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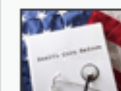
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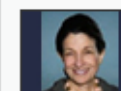
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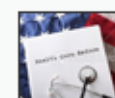
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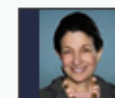
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0 selected items: [View selected items](#) Select 1- 20 [Email](#) [Print](#) 1 **S. 555, GAMING ON INDIAN LANDS**

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[Citation/Abstract](#) [Full text](#) [Permalink](#) 2 **GAMING ON MONTANA'S INDIAN RESERVATIONS**

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[Citation/Abstract](#) [Full text](#) [Permalink](#) 3 **GAMING WITHIN INDIAN RESERVATIONS**

Congressional Record Daily Edition
 Citation: 132 Cong Rec S 12017

Date: August 15, 1986

[Citation/Abstract](#) [Full text](#) [Permalink](#) 4 **103 Bill Profile H.R. 1953**

Bill Profile (Composite View)
 Citation: 1993 Bill Profile H.R. 1953; 103 Bill Profile
 H.R. 1953

Date: May 03, 1993
 Congress-Session: 103- 1

A bill to prohibit any type of class III **gaming** on **Indian lands** within a State except for the type of class III **gaming** specifically allowed by the State.

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Title Info

Hearing Id: S41-20140723-01
Title: [Indian Gaming]
Hearing Date: Jul. 23, 2014
Committee: Committee on Indian Affairs. Senate
Bill Number: 113 H.R. 1410
Permalink: HTTP://0-congressional.proquest.com.sally.sandiego.edu/congressional/docview/t29.d30.s41-20140723-01?accountid=146947

Congress Session

113 -2

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Summary

Hearing to examine regulatory compliance of the Indian gaming industry, in light of the 25th year of the Indian Gaming Regulatory Act (IGRA), which establishes the jurisdictional framework for gaming on Indian lands.

Also considers H.R. 1410, the Keep the Promise Act of 2013, to prohibit gaming activities on certain lands in Glendale, Ariz., placed in trust for the Tohono O'odham Indian Nation after until existing gaming compacts expire in 2026.

WITNESS STATEMENTS AND DISCUSSION: Views on the Indian Gaming Regulatory Act. Overview of status and future of Indian gaming industry and regulation. Examination of Interior Department processes to ensure compliance with IGRA. Assessment of

Related News

1. Arizona Leaders Concerned That Their City is Potential Target for Indian Reservation/Casino
Anonymous. Au - Authm Action News. (Dec 19, 2013).
2. Decision On Coyotes Seems Near
Klein, Jeff Z; Hackel, Stu. New York Times. (Mar 31, 2013).
3. Sutter has questions about defense
Dillman, Lisa. Los Angeles Times. (Sep 15, 2013).
4. U.S. Department of the Interior Action Detrimental to Arizona and Arizona Tribes
Anonymous. Au - Authm Action News. (Jul 17, 2014).
5. New tribal financial manager certificate program for gaming enterprises
Anonymous. News from Indian Country. (Nov 2013).
6. Arizona Indian Gaming Association (AIGA) Elects New Officers for 2013
Anonymous. Au - Authm Action News. (Oct 17, 2013).
7. SRPMIC Indian

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Hearing Transcripts
Date: July 23, 2014

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Statement of Michell Hicks
Principal Chief
Eastern Band of Cherokee Indians

Committee on Senate Indian Affairs

July 23, 2014

Thank you, Chairman Tester and Vice Chairman Barrasso, for the opportunity to testify at this hearing today on tribal government gaming.

My name is Michell Hicks; I am currently serving my third four-year term as Principal Chief of the Eastern Band of Cherokee Indians, a tribal government based in Cherokee, North Carolina, comprised of the Cherokees that avoided the Trail of Tears and continue to live in the mountains of Western North Carolina. We have about 15,000 tribal members and most of our people live on the Eastern Band Cherokee Reservation.

The story of my people is a story of persecution, survival, endurance, and emergence. The history of the Eastern Band people suggests that we should no longer exist. Oppressive federal policies, competition and taking of our lands and resources, and efforts to turn our people from Cherokee into non-Indians have all failed because of the strength of spirit of our people.

This strength is demonstrated in many ways: the survival of our language and culture, the willingness of our people to protect our aboriginal lands and territory, and our recent emergence as a growing economic power in our region of the country. Tribal government gaming has been the primary driver for our ability to address the problems in our community, on our terms, and support the culture and traditions that never left. I can testify today that gaming has brought not only economic benefits to our reservation but also positive impacts on Cherokee life expectancy, poverty rates, educational attainment, and the physical and mental wellbeing of Cherokee children.

My testimony today will focus on the positive impacts Cherokee tribal gaming has had on Cherokee children.

Eastern Band Cherokee Reservation Before Gaming

Before tribal government gaming came to Cherokee, our people struggled to get by in challenging economic conditions. The beauty of our homeland in the Great Smokey Mountains and our location at one of the entrance points of the Great Smokey Mountains National Park made tourism a natural industry for our reservation. But tourism in the mountains was seasonal. Most of the non-BIA or tribal government jobs were related to the tourism that came in May and left in October. Most of these jobs were for minimum wage in motels, craft shops, and small diners. Most of the rest of year provided very limited economic opportunities.

Many families found themselves being split because people would have to travel off the reservation for work, sometimes for extended periods of time, to support their families in construction or other jobs. This situation tore at the fabric of the foundation of our society, our families.


Eastern Band Cherokee Reservation After Gaming

In 1983, the Eastern Band opened its first bingo hall in Cherokee. Known as ``big money bingo`` at the time, the bingo operated twice monthly, offering higher payouts than other local bingos at the churches and employing less than 100 people. While bingo brought limited income and employment to the Tribe, many of our people learned more about the business of gaming and what added resources could do to change our community.

The casino opened in November 1997 and has grown from a simple tribal operation to a large, complex, multi-product enterprise and tourist destination attracting 3.1 million visitors in 2013.

Today, the reservation economy of the Eastern Band is in a period of strong growth. Visitor-generated gaming revenue totaled \$513 million in 2013.



 **11** REGULATION OF GAMING ACTIVITIES ON INDIAN LANDS

Congressional Record Daily Edition

Date: September 07, 1988

Citation: 134 Cong Rec S 11922

 [Citation/Abstract](#)  [Full text](#)  [Permalink](#)

 **12** [Indian Gaming]

Hearings Pre-Published

Pub Date: July 23, 2014

Citation: S41-20140723-01

Committee: Committee on Indian Affairs. Senate

Hearing Date: Jul. 23, 2014

Hearing to examine regulatory compliance of the Indian gaming industry, in light of the 25th year of the Indian Gaming Regulatory Act (IGRA), which establishes the jurisdictional framework for gaming on Indian lands.

 [Citation/Abstract](#)  [Permalink](#)

 **13** 101 Bill Profile H.R. 1075

Bill Profile (Composite View)


Date: February 22, 1989

Citation: 1989 Bill Profile H.R. 1075; 101 Bill Profile
H.R. 1075

Congress-Session: 101- 1

A bill to amend the Indian Gaming Regulatory Act to classify electronic or electromechanical facsimiles to certain games of chance as class II gaming.

 [Citation/Abstract](#)  [Permalink](#)

 **14** Indian Gaming: A Short Glossary of Some Financial Terms Used in Gaming

CRS Report


Date: June 07, 1993

Citation: CRS-1993-GOV-0052

Length: 6 p.

Provides a brief glossary of financial terms used in American Indian reservations gambling establishments.

 [Citation/Abstract](#)  [Full text - PDF \(262 KB\)](#)  [Permalink](#)

 **15** Gaming Activities on Indian Reservations and Lands

Hearings Published

Pub Date: June 18, 1987

Citation: HRG-1987-IAF-0019

Sudoc: Y4.In2/11:S.hrg.100-341

Collation: iv+512 p.

Committee: Committee on Indian Affairs, Select.
Senate

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[S.2277](#) [113th] Russian Aggression Prevention Act of 2014

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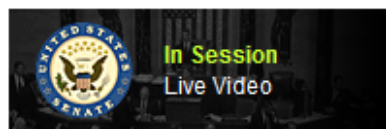
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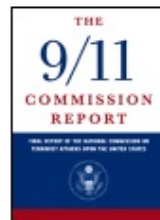
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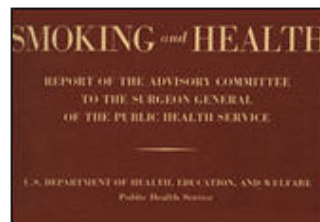


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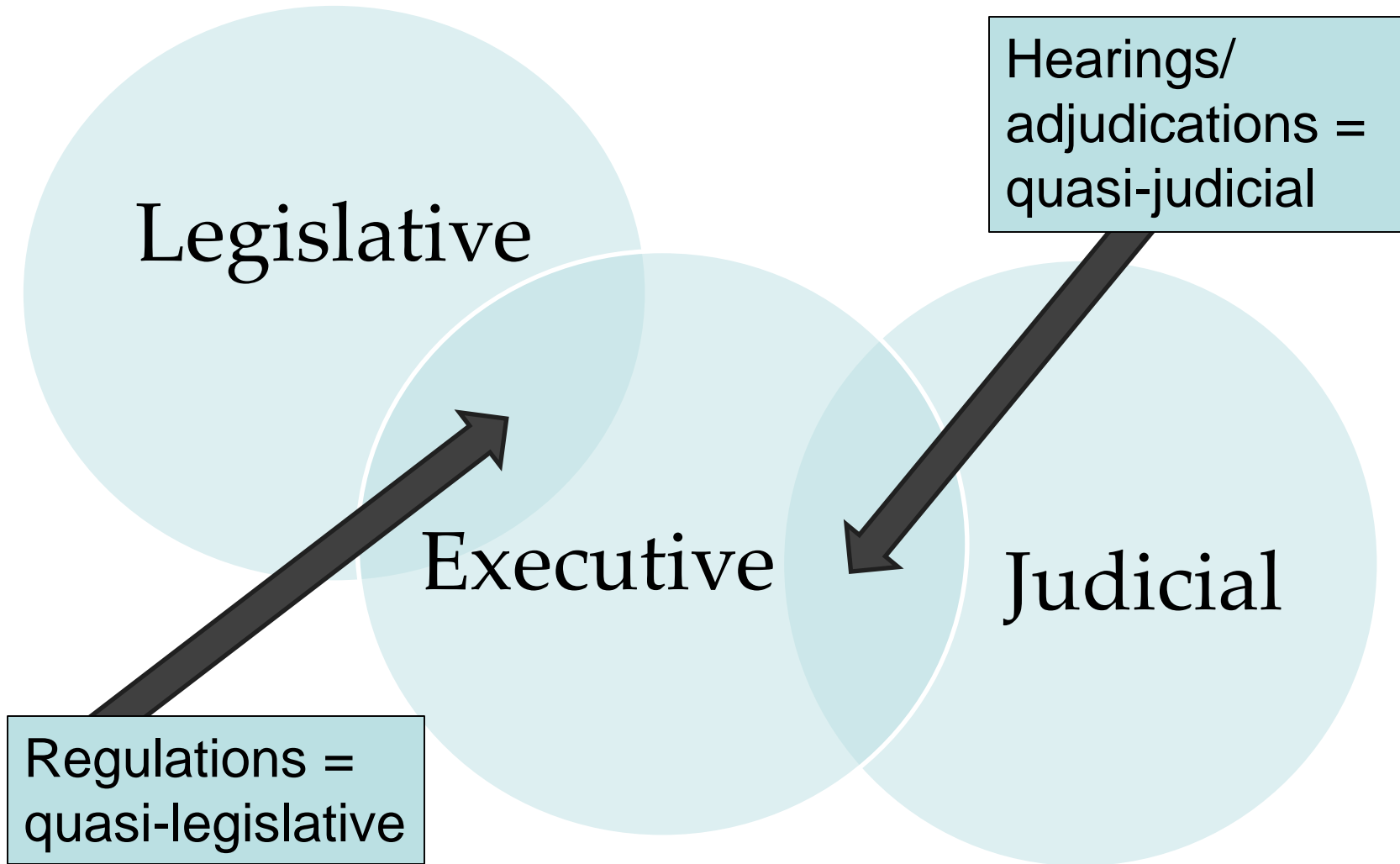
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- Legislature passes a law, giving the broad strokes and “enabling” a government agency to implement the law
- To implement the legislature’s intent, the agency typically will have to do 2 things:
 1. Promulgate regulations that provide more detailed rules & establish oversight processes;
 2. Enforce the law through those processes, including administrative hearings/adjudications
- These regulations & adjudications are generally referred to as “administrative law”

Administrative law



Promulgating regulations



- Legislature passes and president signs “enabling” legislation instructing agency to promulgate regulations
- Agency drafts proposed regulations
- Publish proposed regulations in the Federal Register (Fed. Reg. or F.R.)
- Opportunity for public comment
- Agency drafts final regulations
- Publish notice of final regulations in Federal Register
- Codify the final regulations in the Code of Federal Regulations (C.F.R.)

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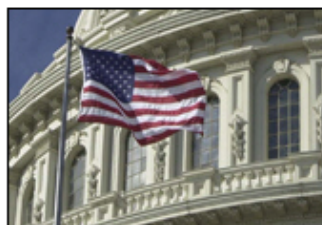
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- 77 FR 35241 - Improving Repayment Options for Federal Student Loan Borrowers [PDF 99 KB]**
 Federal Register. Presidential Memo. Wednesday, June 13, 2012.
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(b) The Corporation will credit any refund received for an individual under paragraph (a) of this section to the individual's education award allocation in the National Service Trust.

[75 FR 51413, Aug. 20, 2010]

PART 2529—PAYMENT OF ACCRUED INTEREST

Sec.

2529.10 Under what circumstances will the Corporation pay interest that accrues on qualified student loans during an individual's term of service in an approved AmeriCorps position or approved Silver Scholar position?

2529.20 What steps are necessary to obtain forbearance in the repayment of a qualified student loan during an individual's term of service in an approved AmeriCorps position?

2529.30 What steps are necessary for using funds in the National Service Trust to pay interest that has accrued on a qualified student loan during a term of service for which the individual has obtained forbearance?

AUTHORITY: 42 U.S.C. 12501-12606.

SOURCE: 64 FR 37417, July 12, 1999, unless otherwise noted.

§ 2529.10 Under what circumstances will the Corporation pay interest that accrues on qualified student loans during an individual's term of service in an approved AmeriCorps position or approved Silver Scholar position?

(a) *Eligibility.* The Corporation will pay interest that accrues on an individual's qualified student loan, subject to the limitation on amount in paragraph (b) of this section, if—

(1) The individual successfully completes a term of service in an approved AmeriCorps position or approved Silver Scholar position; and

(2) The holder of the loan approves

(c) *Supplemental to education award.* A payment of accrued interest under this part is supplemental to an education award received by an individual under parts 2526 through 2528 of this chapter.

(d) *Limitation.* The Corporation is not responsible for the repayment of any accrued interest in excess of the amount determined in accordance with paragraph (b) of this section.

(e) *Suspended service.* The Corporation will not pay any interest expenses that accrue on an individual's qualified student loan during a period of suspended service.

[64 FR 37417, July 12, 1999, as amended at 75 FR 51413, Aug. 20, 2010]

§ 2529.20 What steps are necessary to obtain forbearance in the repayment of a qualified student loan during an individual's term of service in an approved AmeriCorps position?

(a) An individual seeking forbearance must submit a request to the holder of the loan.

(b) If, before approving a request for forbearance, the holder of the loan requires verification that the individual is serving in an approved AmeriCorps position, the Corporation will provide verification upon a request from the individual or the holder of the loan.

§ 2529.30 What steps are necessary for using funds in the National Service Trust to pay interest that has accrued on a qualified student loan during a term of service for which an individual has obtained forbearance?

(a) The Corporation will make payments from the National Service Trust for interest that has accrued on a qualified student loan during a term of service which the individual has suc-

45 C.F.R. § 2529.10



2125. Requests should contain the individual's full name and must be signed by the individual.

The system manager may require an original signature or a notarized signature as a means of proving the identity of the individual requesting access to the records."

* * * * *

FR Doc. 2012-11451 Filed 5-10-12; 9:45 am] BILLING CODE 5001-06-P

DEPARTMENT OF EDUCATION

Notice of Submission for OMB Review; Federal Student Aid; Lender Application Process (LAP)

SUMMARY: The Lender's Application Process is submitted by lenders who are eligible for reimbursement of interest and special allowance, as well as Federal Insured Student Loan claims payment, under the Federal Family Education Loan Program.

DATES: Interested persons are invited to submit comments on or before June 11, 2012.

ADDRESSES: Written comments regarding burden and/or the collection activity requirements should be electronically mailed to ICDocketMgr@ed.gov or mailed to U.S. Department of Education, 400 Maryland Avenue SW., LBJ, Washington, DC 20202-4537. Copies of the proposed information collection request may be accessed from <http://ediscweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 04819. When you access

Office of Management, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology. Please note that written comments received in response to this notice will be considered public records.

Title of Collection: Lender Application Process (LAP).

OMB Control Number: 1045-0032.

Type of Review: Extension.

Total Estimated Number of Annual Responses: 30.

Total Estimated Number of Annual Burden Hours: 5.

Abstract: The information from the Lender Application Process will be used by the U.S. Department of Education to update Lender Identification Numbers, lender's names, and addresses with nine-digit zip codes and other pertinent information.

Dated: May 7, 2012.

Kate Mullan,

Acting Director, Information Collection

DATES: Interested persons are invited to submit comments on or before June 11, 2012.

ADDRESSES: Written comments regarding burden and/or the collection activity requirements should be electronically mailed to ICDocketMgr@ed.gov or mailed to U.S. Department of Education, 400 Maryland Avenue SW., LBJ, Washington, DC 20202-4537. Copies of the proposed information collection request may be accessed from <http://ediscweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 04820. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue SW., LBJ, Washington, DC 20202-4537. Requests may also be electronically mailed to ICDocketMgr@ed.gov or faxed to 202-401-0920. Please specify the complete title of the information collection and OMB Control Number when making your request.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35) requires that Federal agencies provide interested parties an early opportunity to comment on information collection requests. The Acting Director, Information Collection Clearance Division, Privacy, Information

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Land Buy-Back Program Tops \$100 Million in Payments to American Indian Landowners with Fractionated Interests

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 - Non-governmental organizations
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- Division of the Commerce Dep't
- US domestic production, consumption, and investment, of exports and imports, and of national and domestic income and saving
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U.S. Census Bureau: <http://www.census.gov>

- Population & Housing, Economic Census, Governments, Communities, Demographic & Economic Indicators

Bureau of Labor Statistics: <http://www.bls.gov/data/home.htm>

- Labor market activity, working conditions, and price changes

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 - M—Th 8am—9pm (8pm starting Oct. 1st)
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