

# LRC Research Training

# Climate Change Law & Policy Fall 2022

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Publication Services Librarian

eparker-10@sandiego.edu

LRC Reference Desk: <a href="mailto:lrcrefer@sandiego.edu">lrcrefer@sandiego.edu</a>

# What we will cover



- Finding a paper topic
- Literature review
  - Evaluating sources
  - Books & articles
  - Law and other disciplines
  - USD and other libraries
- Notetaking tools and law citation style





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Zoom appointments available on request

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# Finding a Paper Topic

# News

Google News (news.google.com)

# Lexis News

# **Factiva**

Q climate change

#### On Climate Change, We've Run Out of Presidential Terms to Waste

The New Yorker - 5 hours ago



#### How Climate Change Is Fueling Extreme Weather

Earthjustice - 9 hours ago



#### Thanks to Climate Change, Prepare for More Smoky Days Ahead

City of Boulder - Yesterday



#### Fast-Moving California Wildfires Boosted by Climate Change

Scientific American - 2 days ago



# 13 major climate change reports released so far in 2020 » Yale Climate Connections

Yale Climate Connections - 7 days ago

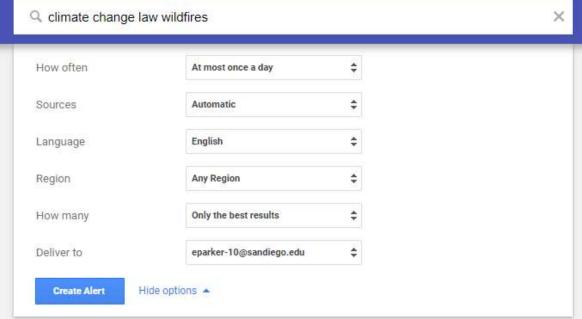


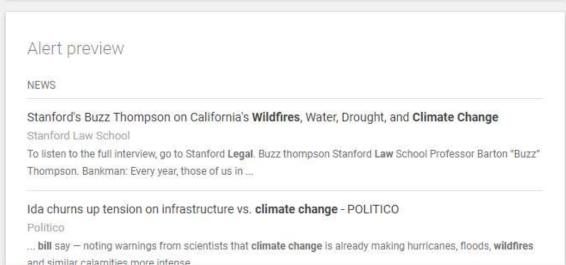
# The First Undeniable Climate Change Deaths



# Alerts

Monitor the web for interesting new content





# **Google Alerts**

Search:

washington post

Advanced Search

Lexis News

My Cart (0 items)

Login

d University of San Diego. Copley Library Legal Research

CatalogPlus

Catalog

# Results 1 - 25 of 1700 for washington post

WorldCat Circuit

Sorted by Relevance | Date | Title | Author

Refine by:
Format  Microform Book (673)  E-Books (597)  Print Book (333)  E-Journal (42)  Streaming Media (25)  more
Location Copley Library (580) Franciscan Library (8) IPJ Collection (1) Legal Research Center (1114)
Publish Date
apply to YYYY
Search Found In

#### The Washington post

E-JOURNAL |

see all

Additional actions:

→ Lexis CLICK HERE to access this resource in Lexis. Access restricted to USD Law faculty, students, and staff. Lexis login and password required

→ 01/01/1977 to present CLICK HERE to access this resource in Lexis. Access restricted to USD Law faculty, students, and staff. Lexis login and password required



#### The Washington post [electronic resource]

E-JOURNAL |

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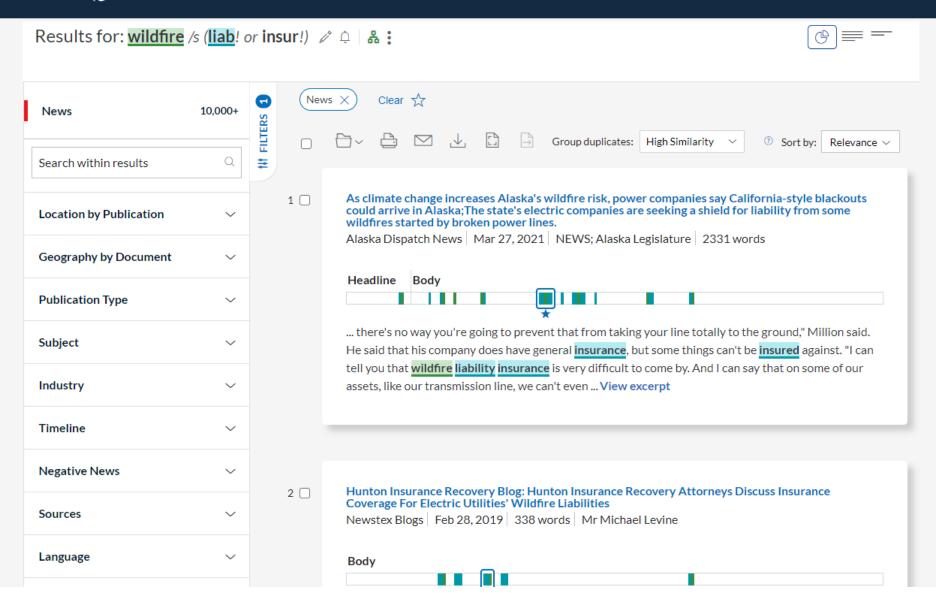
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- → Click here for full text (USD Users Only) from Newspaper Source: 2003 -2021
- → Click here for full text (USD Users Only) from Regional Business News: 2003 - 2021
- → Click here for full text (USD Users Only) from US Major Dailies: 1996 to present
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# Lexis News

# Centers, Research Institutes & Agency Websites



- Columbia Law Sabin Center
- Berkeley Law & UCLA Law Legal Planet
- EPA Climate Change Website
- GlobalChange.gov
- NOAA's Climate.gov
- NASA's Global Climate Change
- <u>EcoLex</u>

- Climate Central
- Center for Climate and Energy Solutions (C2ES)
- Climate Law and Governance Initiative
- Climate Reality Project
- Environmental Defense Fund (EDF) – Climate
- Environmental Law Inst. (ELI)
- <u>U.N. Climate Change</u>



# Columbia Law School | COLUMBIA CLIMATE SCHOOL SABIN CENTER FOR CLIMATE CHANGE LAW

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Climate Attribution Database

Climate Change Laws of the World

Database

Climate Change Litigation Databases

Climate Reregulation Tracker

U.S. Climate Regulation Database

Model Laws for Deep
Decarbonization in the United
States

New York City Climate Law Tracker

New York State Climate Law Tracker

Silencing Science Tracker

Archived Materials



The Sabin Center develops legal techniques to fight climate change, trains students and lawyers in their use, and provides up-to-date resources on key topics in climate change law and regulation.

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# Reliable sources



- Evaluate sources for:
  - Authority author is identified, reputable, credentialed
  - Objectivity fairness, lack of bias
  - Accuracy provides references to sources, verifiable
  - Scope relevant to your topic and argument
  - Currency may vary by topic, but make sure you know the current state of thinking in your field (even if it's rooted in older writings)

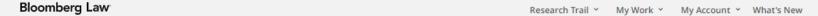
# ABOUT Our Mission Who We Are Climate 101 International Branches Strategic Partnerships

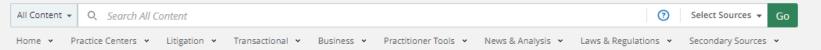
# Subscription databases



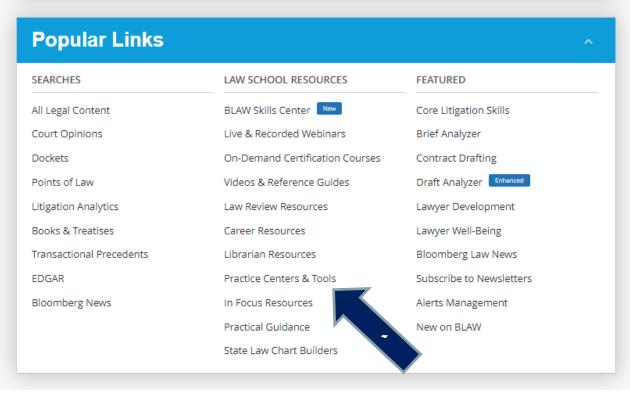
Resources are organized by practice area (e.g. Energy & Environmental Law)

- <u>Bloomberg Law</u>
- Westlaw
- Lexis









Select Sources \*

NOW SEARCHING:

All Bloomberg Law
 Environment & Energy

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# Environment & Energy Report

Superfund PFAS Plan Seen as Start to Neglected Cleanups

# FASB STANDARDS BOARD **ACCOUNTING STANDARDS** 第IFDC Clean Energy Credits, Carbon Offsets Due for New Accounting

#### **Latest Stories**

#### California Grid Faces Biggest Heat Test Since 2020 Outages (1)

California's power grid faces its biggest test since the summer of 2020 over the coming days as record heat prompts homes and businesses to crank air conditioners while a severe drought drains hydropower supplies.

#### Citrus Processor Resolves Chemical Risk Management Allegations

Ventura Coastal, LLC, will pay \$270,000 in civil penalties to resolve allegations that its Visalia, Calif., facility improperly managed refrigeration equipment containing more than 10,000 pounds of anhydrous ammonia, according to the EPA Wednesday.

#### UK Supports Price Cap on Russian Oil, Says More Countries Needed

The UK supports a plan to cap the sales price of Russia's oil, one of the first US allies to publicly endorse the effort to cut revenue that funds President Vladimir Putin's invasion of Ukraine.

#### Smartphones, Tablets to Be Recyclable, Repairable in EU Proposal

Makers of smartphones and tablet computers would have to meet multiple ecodesign standards to be sold in the European Union under a draft rule issued Wednesday.

#### PractitionerInsights



Sharon Perley Masling Morgan, Lewis & Bockius LLP

What Employers Should Know About Monkeypox



Thornton Matheson Urban-Brookings Tax Policy Center

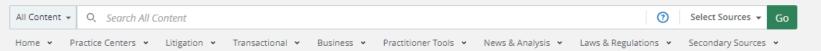
Tax Credits in US Climate Deal Bring Paris Accords Goals Closer



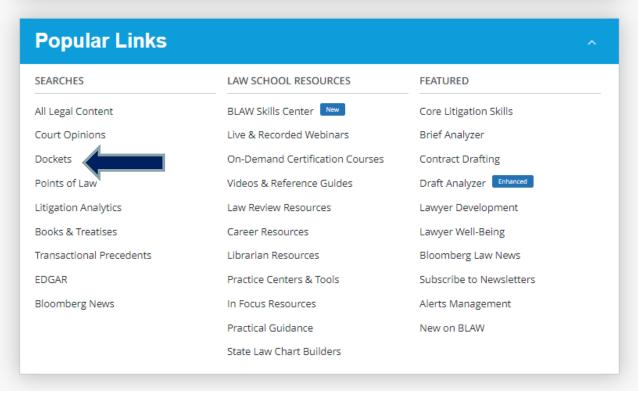
Gabe Roth Fix the Court

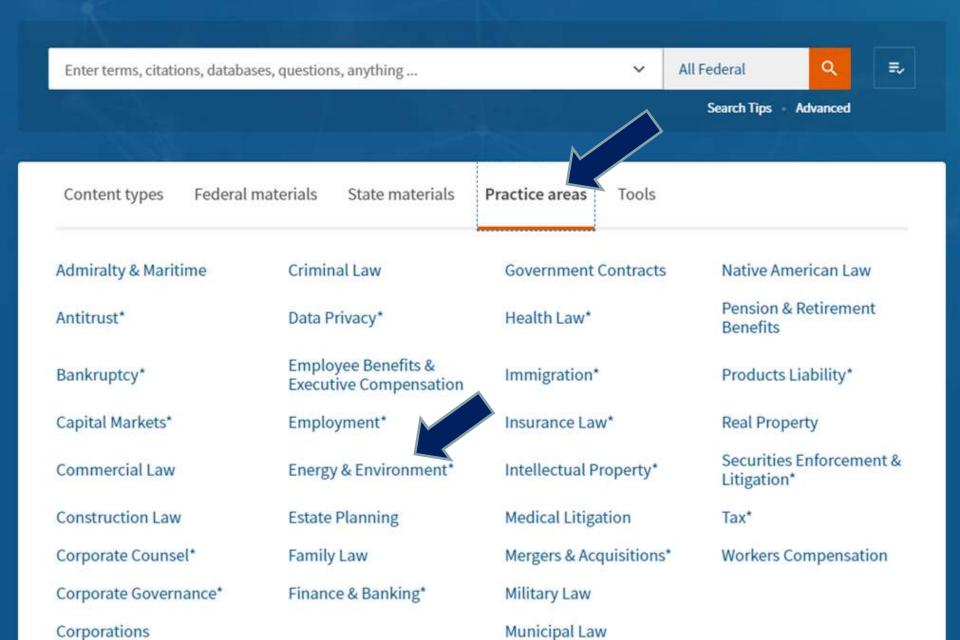
Supreme Court Justices Should Say Sorry Too

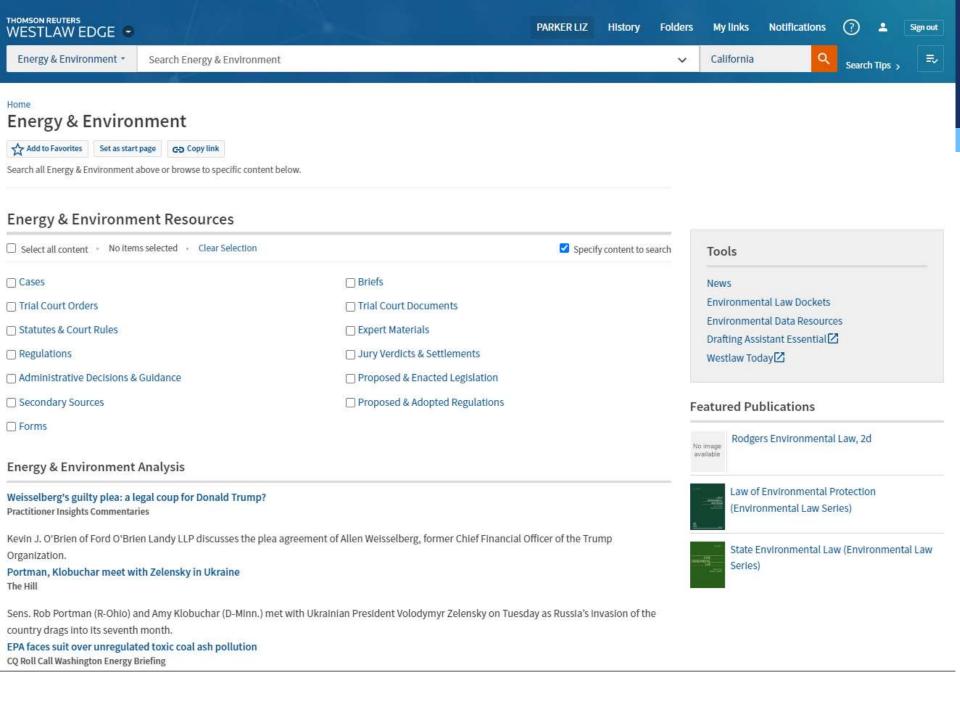
Bloomberg Law Research Trail Y My Work Y My Account Y What's New





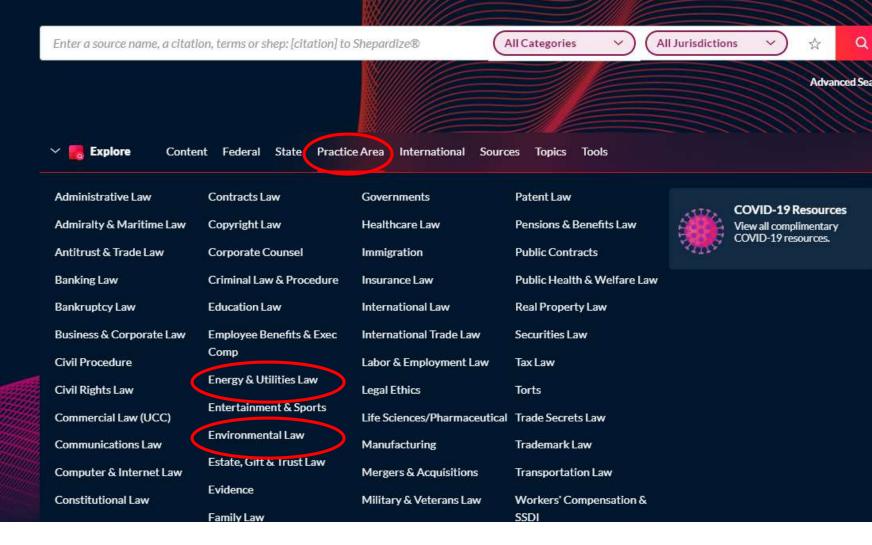






# What would you like to research today?

**Analysis** 



Advanced Search | Tips

Home > Environmental Law



Cases



Redevelopment of Contaminated Land | i



Enter a source name, a citation, terms or shep: [citation] to Shepardize® Environmental Law O Search all sources on this page O Select sources to search All Environmental Law Cases | | Statutes and Legislation All Environmental Law Statutes and Legislation | ; All Environmental Law Codes & Court Rules **Administrative Codes and Regulations** All Environmental Law Administrative Codes and Regulations | i Administrative Materials All Environmental Law Administrative Materials | i **Secondary Materials** Treatises, Practice Guides & Jurisprudence Law Reviews & Journals All Environmental Law Treatises, Practice Guides & Jurisprudence | ; All Environmental Law Reviews and Journals | ; Environmental Law Practice Guide | | Treatise on Environmental Law | | Insurance Coverage for Environmental Claims | ; Brownfields Law and Practice: The Cleanup and



# California Environmental Law & Land Use Practice i 🌣 🗘 🚦

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+ DIVISION II ADMINISTRATIVE LAW AND ENVIRONMENTAL LITIGATION	
■ DIVISION III THE CALIFORNIA ENVIRONMENTAL QUALITY ACT	
+ CHAPTER 21 PRELIMINARY REVIEW, EXEMPTIONS, AND NEGATIVE DECLARATIONS	
+ CHAPTER 22 ENVIRONMENTAL IMPACT REPORTS	
☐ CHAPTER 23 CEQA LITIGATION	
Synopsis to CHAPTER 23 : CEQA LITIGATION	
☐ § 23.01 Introduction to CEQA Litigation	
+ ☐ § 23.02 Barriers to Judicial Review	
+ S 23.03 CEQA Pretrial Proceedings	
+ S 23.04 Judicial Procedures and Standards of Review	
+ S 23.05 Judgment and Relief	

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# Pardee Legal Research Center

The law library exists to support the educational and scholarly activities of the USD law community.

Exciting news: the LRC is now open for 24/7 access to USD students, faculty, and staff!

#### **Quick Links**

- Online Study Aids
- Study Room Reservations
- · LRC Access Information
- CALI code
- Faculty Resources & Faculty Services
- San Diego Circuit
- Printing
- Course Reserves & Past Exams
- · Law Alumni/LRC Visitor Library Account



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Reference Desk	9:00am – 6:00pm	

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# LRC Databases



3

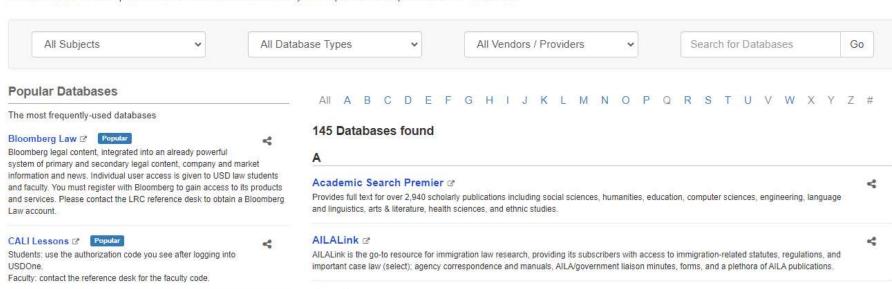


University of San Diego Legal Research Center / LibGuides / LRC Digital Resources

# LRC Digital Resources

Recommended and subscription resources. Those marked with a lock symbol require username/password or IP authentication

es<sup>a</sup>



#### Congressional Publications (ProQuest) Popular

CEB OnLaw Pro provides access to CEB's California practice quides, primary law, case law citator, and continuing legal education

CEB OnLaw Pro @ Popular

Publications generated by the U.S. Congress and accessed via
ProQuest, including: CIS Legislative Histories, 1969-present; House &
Songto Reports, 1917, present; House & Songto Hearings, 1924, present

account here or a new paralegal student/faculty/admin account here.

materials. New USD users must create their own accounts. Click here for the law school's registration code, then create a new law student/faculty/admin

## Avalon Project - Documents in Law, History and Diplomacy (Yale's)

Helps more than 100,000 taxpayers each year resolve their tax disputes without going to Tax Court. An IRS site.

The Avalon Project will mount digital documents relevant to the fields of Law, History, Economics, Politics, Diplomacy and Government. We do not intend to mount only static text but rather to add value to the text by linking to supporting documents expressly referred to in the body of the text.

The Avalon Project will no doubt contain controversial documents. Their inclusion does not indicate endorsement of their contents nor sympathy with the ideology, doctrines, or means employed by their authors. They are included for the sake of completeness and balance and because in many cases they are by our definition a supporting document.

more...

Appeals 2



# **Literature Review**

# **Literature Review**



- A survey of books, scholarly articles, and any other sources relevant to a particular issue, area of research, or theory
- Helps you formulate your thesis and locate your arguments within the larger field of study



# **Books**

# Searching the catalogs



**USD's online catalog** finds items located in the LRC and also in the Copley Library collection.

- Remember that the catalog can be used to find not just materials in our print collection, but it also provides direct access to materials in our subscription databases, and it also links to websites
- You can search <u>USD's online catalog</u> from LRC's homepage

# USD: Important information about COVID-19.

- · Information for the USD community related to the coronavirus outbreak.
- · For information about accessing Copley Library resources, visit this page: Copley Library Remote Access, or email claccess@sandiego.edu.
- · For information about accessing LRC resources, visit this page: LRC Remote Access, or email Ircrefer@sandiego.edu.

Search: paris agreemen	Advanced Search	My Cart (0 items)   Login  University of San Diego Copley Library Legal Research
CatalogPlus Catalog		WorldCat ☑ Circuit
Results 1 - 25 of 41 for pa	1 a real war real real real real real real real re	WorldCate
Current refinements:  Print Book  Refine by:  Format  Print Book (41)	The implementation of the Paris Agreement on Climate Change / edited by Vesselin Popovski PRINT BOOK   2019  Available at LRC Reading Room (K3585.5.A42015 P67 2019) see all    Map	Additional actions:
more >  Location Copley Library (16) Franciscan Library (1) Legal Research Center (24)  Publish Date  YYYYY to YYYYY	The Paris agreement on climate change: analysis and commentary / edited by Daniel Klein, María Pía Carazo, Meinhard Doelle, Jane Bulmer and Andrew Higham PRINT BOOK   2017  Available at LRC Reading Room (K3585.5.A42015 P37 2017) see all	Request it  Additional actions:
= Search Found In	A bitter peace : Washington, Hanoi, and the making of the Paris agreement / Pierre Asselin Asselin, Pierre	Request it

# **Books from Other Libraries: SD Circuit and ILL**



# **Circuit Catalog:**

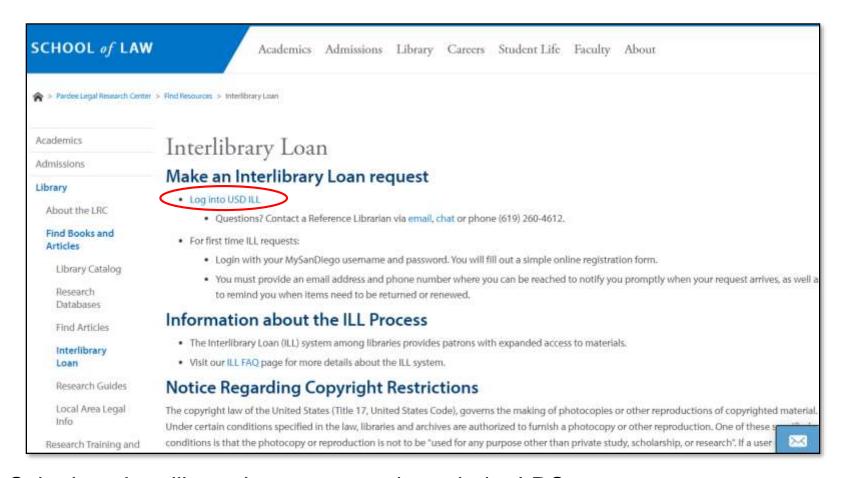
- USD is a member of a library consortium, the Circuit
- Circuit includes SDSU, UCSD & the San Diego County & City Libraries. <a href="http://circuit.sdsu.edu">http://circuit.sdsu.edu</a>
- You may borrow books via the Circuit, delivered to LRC in 24–48 hrs.
- Great resource and expands the universe of materials available for your research!

# **Interlibrary Loan (ILL):**

- If you can't find an item at USD or through the Circuit, we may be able to get it through interlibrary loan from another library
- Check <a href="http://www.worldcat.org">http://www.worldcat.org</a> or come ask a reference librarian
- Submit request at <a href="http://www.sandiego.edu/law/library/find-resources/ill/index.php">http://www.sandiego.edu/law/library/find-resources/ill/index.php</a>
- Can take a few weeks get requests in early!

# How to submit an ILL request





Submit an Interlibrary Loan request through the LRC at <a href="http://www.sandiego.edu/law/library/find-resources/ill/index.php">http://www.sandiego.edu/law/library/find-resources/ill/index.php</a>



# Law Review and Academic Journal Articles

# Law articles



- ☐ Lexis
- ☐ Westlaw
- ☐ Google Scholar

# What would you like to research today?

**Arbitration Materials** 

Intellectual Property





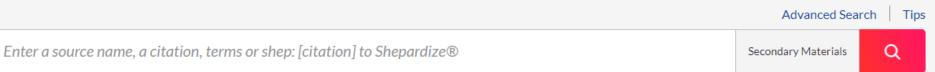
Home > Secondary Materials











#### **National**

National American Law Reports (ALR) | ; American Jurisprudence 2d (AMJUR) | ;

#### Federal

Federal

## Content Type

Expert Analysis & Emerging Issues | ; Tax Practice Insights | i

Treatises, Practice Guides & Jurisprudence |

50 State Surveys | ;



Restatements | ;

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 $Enter\,terms, citations, databases, questions, anything \dots$ 

✓ All Federal

Q

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Administrative Decisions & Guidance Briefs

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Forms

Jury Verdicts & Settlements

**Key Numbers** 

Proposed & Adopted

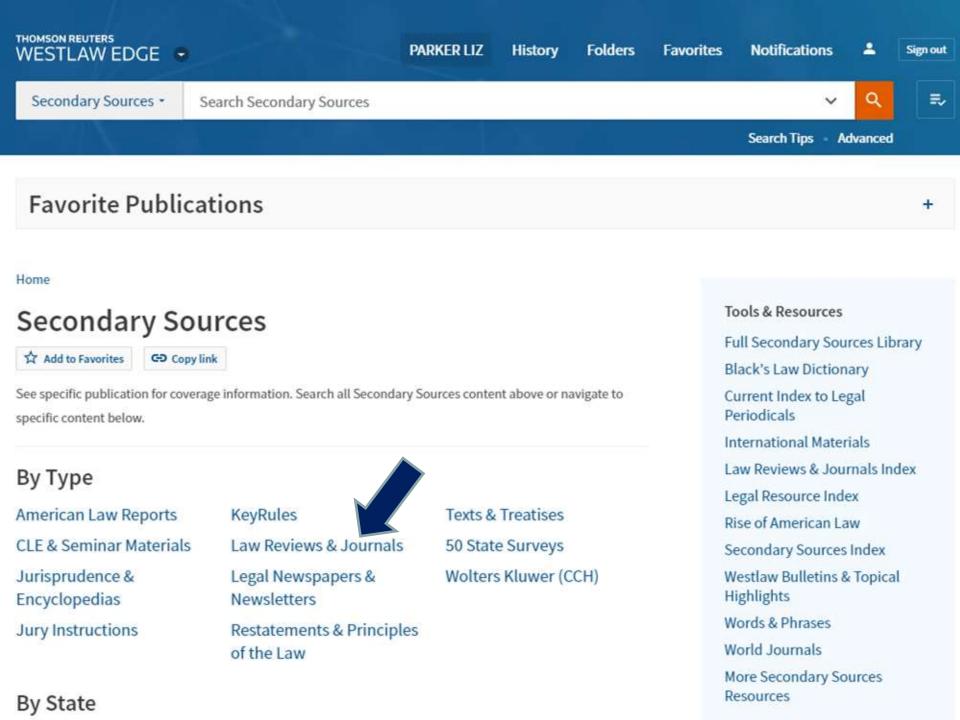
Regulations

Proposed & Enacted Legislation



# Litigation Analytics

View insights on judges, attorneys, law firms, courts, and case types to build a winning case strategy.



# https://scholar.google.com

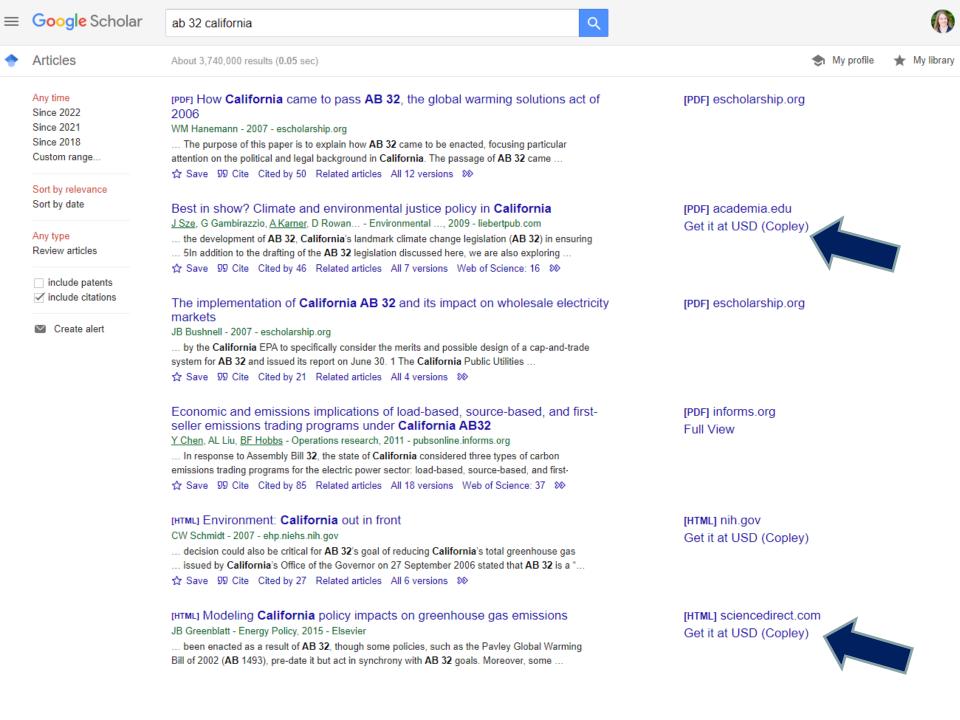




# Google Scholar



Stand on the shoulders of giants



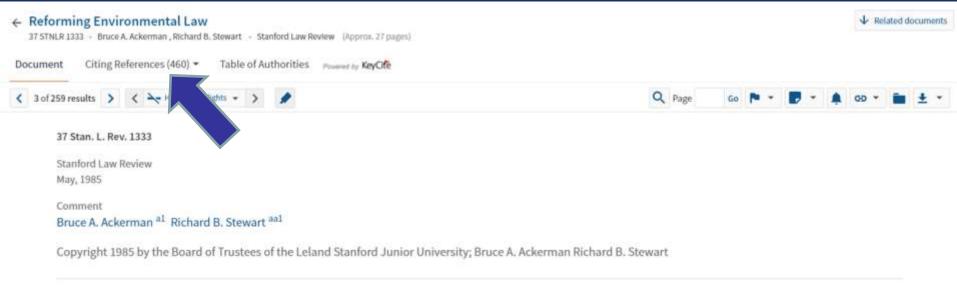
# Search strategies



- Use multiple search techniques
  - keyword (natural language & Boolean)
  - subject / index searching
  - browse
- Build from the sources you've already found
  - look at footnotes to find other sources
  - use a citator (Shepard's or KeyCite) to find sources that have cited to sources you've already found

### Highly cited 1985 article



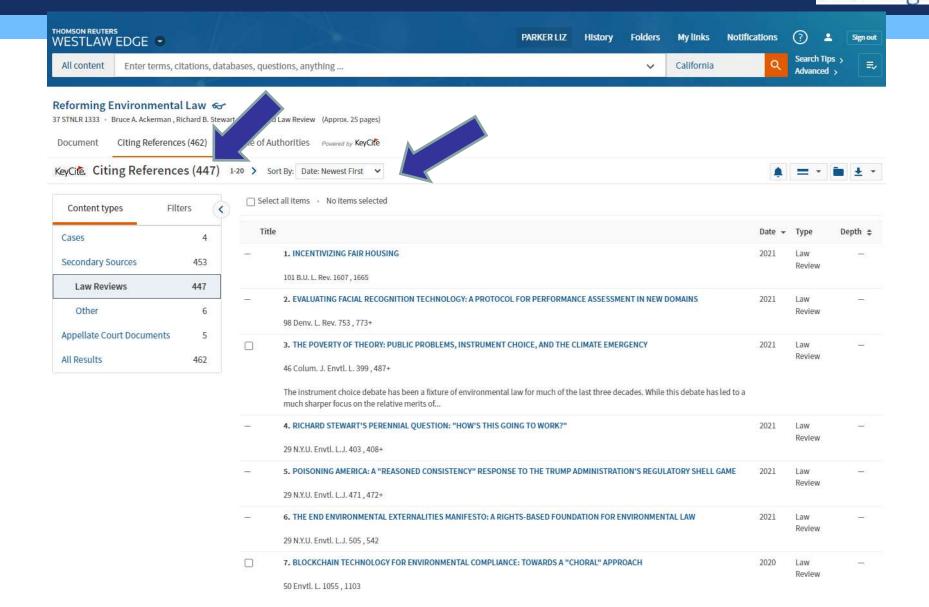


### Reforming Environmental Law 41

In 1971, Ezra Mishan brilliantly satirized the views of a Dr. Pangloss, who argued that a world of largely unregulated pollution was 'optimal' because cleanup would involve enormous transaction costs. <sup>1</sup> Less than 15 years later, Professor Latin uses the same Panglossian argument to rationalize the current regulatory status quo. <sup>2</sup> He not only accepts but endorses our extraordinarily crude, costly, litigious and counterproductive system of technology-based environmental controls. Like Mishan's Pangloss, he seems to believe that if it were possible to have a better world, it would exist. Since it does not, the transaction costs involved in regulatory improvement must exceed the benefits. Proposals for basic change accordingly are dismissed as naive utopianism.

What explains this celebration of the regulatory status quo? As critics of the present system, we believe this question to be of more than academic interest. The present regulatory system wastes tens of billions of dollars every year, misdirects resources, stifles innovation, and spawns massive and often counterproductive litigation. There is a variety of fundamental but practical changes that could be made to improve its environmental and economic performance. Why have such changes not been adopted? Powerful organized interests have a vested stake in the \*1334\* status quo. The congressional committees, government bureaucracies, and industry and environmental groups that have helped to shape the present system want to see it perpetuated. <sup>3</sup> But the current system is also bolstered by an often inarticulate sense that, however cumbersome, it 'works,' and that complexity and limited information make major improvements infeasible.

# Recent articles citing Ackerman (1985)



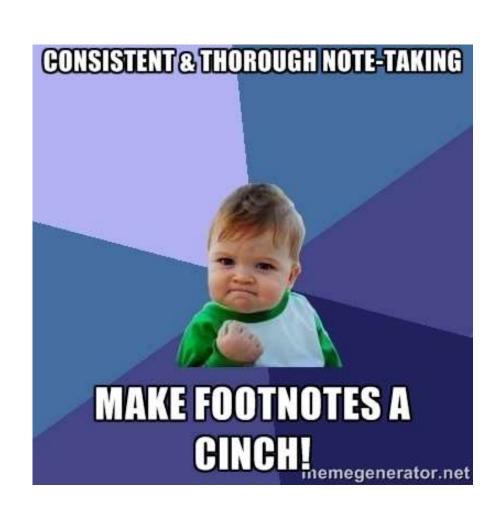


# Note-taking Tools & Avoiding Plagiarism



# Why good note-taking is important

- Bolster your argument
- Avoid inadvertent plagiarism
- Save yourself time and trouble when creating citations







- The first step in avoiding plagiarism and giving proper documentation is to cultivate good note-taking habits.
- There's no one right way to do it. Pick a method that works for you and be consistent.
- There's an app for that. Actually, there are MANY apps for that. Four popular options:









# **Proper Attribution**



- Double-check your work against each source to make sure you have not accidentally plagiarized something.
- Save copies of source material (journal articles, books, online sources) until you have finished writing your paper or until you've received a final grade on the paper.

# **Paraphrasing**



- Paraphrasing is restating the meaning of a segment of text either by expanding and clarifying, or by summarizing the main points.
  - However, it's not enough to simply change a few words around, or replace words with synonyms.
  - Instead, you must rewrite the material using your own words.
- Always indicate whose ideas you are paraphrasing by providing a footnote reference (including a page reference)
- Finally, check your paraphrase against the source for accuracy, and modify phrases that match the original too closely.

# **Bad Paraphrasing**



**Original Source:** 

"America today has veered too far in the direction of formal testing without adequate consideration of the costs and limitations of an exclusive emphasis on that approach."

HOWARD GARDNER, MULTIPLE INTELLIGENCES: THE THEORY IN PRACTICE 179 (1993). **Paraphrase Version 1:** 

America has now gone too far toward formal testing, without realizing the costs and limitations of exclusively emphasizing that approach.<sup>1</sup>

<sup>1</sup>HOWARD GARDNER, MULTIPLE INTELLIGENCES: THE THEORY IN PRACTICE 179 (1993).

# **Better Paraphrasing**



### **Original Source:**

"America today has veered too far in the direction of <u>formal testing</u> without adequate consideration of the costs and <u>limitations</u> of an exclusive emphasis on that approach."

HOWARD GARDNER, MULTIPLE INTELLIGENCES: THE THEORY IN PRACTICE 179 (1993). Paraphrase Version 1: In the United States, the education system places too much emphasis on <u>formal testing</u>, overlooking the <u>limitations</u> and expenses imposed when that assessment strategy is employed exclusively.<sup>1</sup>

<sup>1</sup>Howard Gardner, Multiple Intelligences: The Theory in Practice 179 (1993).



# SafeAssign

- SafeAssign is an area in Blackboard where students can submit drafts of papers to check for possible instances of plagiarism before they submit final drafts to their course instructors.
- SafeAssign is FREE to USD students.
- Papers submitted through SafeAssign will not be saved in Turnitin's database and will not be distributed to instructors.
- For more instructions, see the <u>SafeAssign section</u> of our <u>Paper</u> Writing for Seminars and Student Comments research guide.

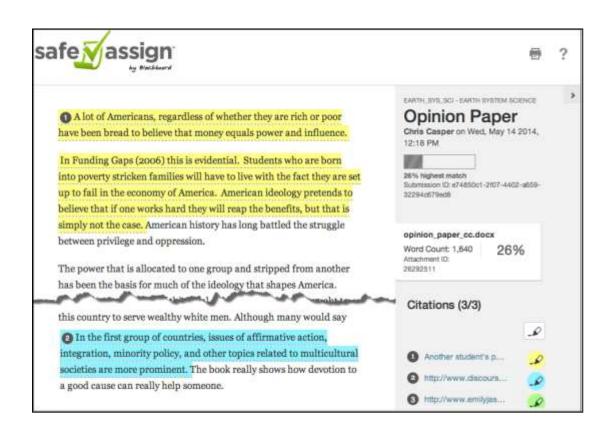
# How to use SafeAssign at the LRC



- 1. Email <u>mabernathy@sandiego.edu</u> to be added to the Legal Research Center Organization
- 2. When you are ready to submit your paper, login to Blackboard at <a href="https://ole.sandiego.edu/ultra/organizations">https://ole.sandiego.edu/ultra/organizations</a> and click on the Legal Research Center under the Organizations tab
- 3. Click on Organization Content
- 4. Click on View Assignment
- 5. Upload your document
- 6. Wait for an Originality Report

# **Originality Report**





SafeAssign does not automatically detect plagiarism. It is up to the student to interpret the meaning of the Similarity Report.

For help understanding your Originality Report, please <u>click here</u>.

SafeAssign compares submitted drafts to its database of scholarly research (journal articles, student papers, and other internet sources) and returns a Originality Report detailing the percentage of text in the submitted paper that matches existing sources.

The report shows the suspected sources for each section of the submitted paper that returns a match.



# **Citation Style**





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Whitepages



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18.2 The Internet

Rules - 18 The Internet, Electronic Media, and Other Nonprint Resources

**Basic Citation Forms** 18.1

Rules

The Internet, Electronic Media, and O ...



### **Journals and Law Reviews**

Laura Mehalko, Note, *This is Gun Country: The International Implications of U.S. Gun Control Policy*, 35 B.C. INT'L & COMP. L. REV. 297, 302 (2012).



### Consecutively paginated journal:

 Linda Grant De Pauw, Women In Combat: The Revolutionary War Experience, 7 ARMED FORCES & Soc'Y 209 (1981).

### Nonconsecutively paginated journal:

• Jeffrey Goldberg, *The Case For More Guns (And More Gun Control)*, ATLANTIC MONTHLY, Dec. 2012, at 68.





### Print:

• Elisabeth Bumiller & Thom Shanker, Equality at the Front Line: Pentagon is Set to Lift Ban on Women in Combat Roles, N.Y. TIMES, Jan. 24, 2013, at A1.

### **Electronic:**

 Elisabeth Bumiller & Thom Shanker, Pentagon is Set to Lift Combat Ban for Women, N.Y. TIMES (Jan. 23, 2013), http://www.nytimes.com/2013/01/24/us/pentagon-saysit-is-lifting-ban-on-women-incombat.html?pagewanted=all&\_r=0.

### **Books**



### **Entire Book:**

• CARRIE B. DOUGLASS, BULLS, BULLFIGHTING, AND SPANISH IDENTITIES 137 (1999).

### Work in Collection:

• Paul Waldau, Second Wave Animal Law and the Arrival of Animal Studies, in Animal Law and Welfare: International Perspectives 11, 15-20 (Deborah Cao & Steven White, eds., 2016).

# We're Here to Help!



### **Reference Desk hours**

Monday-Thursday: 9 a.m.- 6 p.m.

Friday: 9 a.m. – 5 p.m

Sunday: 12 p.m.– 4 p.m

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