

# **SYLLABUS FOR ADMIRALTY ENVIRONMENTAL AND INSURANCE CLAIMS**

**Summer 2020**

## **PROFESSOR**

Kenneth G. Engerrand (Adjunct Professor)

## **COURSE OBJECTIVES AND LEARNING OUTCOME**

The Deepwater Horizon blowout resulted in more than 500,000 claims and payments of more than \$60 billion, and the waters of the United States are faced with collisions, allisions, injuries, spills, and discharges every day. Admiralty Environmental and Insurance Issues teaches the civil and criminal remedies available for the environmental claims resulting from these incidents as well as the insurance issues applicable when there is a maritime accident. Therefore, the course covers the statutory and common law applicable to pollution of our nation's waters, including the various remedies available, how to pursue the remedies, and the defenses available to them. It also covers the different types of insurance available for marine risks; what is covered and what is not covered in marine policies; limitations on insurance coverage by contract, statute, common law, and public policy; and extra-contractual remedies available against marine insurers.

## **CLASS MEETING**

This class meets on Thursday nights from 6:00 pm to 8:45 pm for the period from June 1 to August 4.

## **ATTENDANCE**

Attendance will be taken by distributing a roll sheet during each class. In order to pass this class, you are expected to attend a minimum of 80% of the classes.

## **PREPARATION AND CLASS PARTICIPATION**

This class will be presented in a lecture format without recitation.

## **REQUIRED TEXT AND ASSIGNMENTS**

Assignments will be to Cases and Materials, Admiralty Environmental and Insurance Claims by Kenneth G. Engerrand, available from the Law Center prior to the start of classes.

### **Reading Assignments in Cases and Materials Admiralty Environmental and Insurance Claims**

June 4.....	Chapters 1, 2, 3
June 11.....	Chapters 4, 5
June 18.....	Chapters 6, 7
June 25.....	Completing Environmental and Introduction to Insurance
July 2.....	Chapters 8, 9
July 9.....	Chapters 10, 11
July 16.....	Chapters 12, 13
July 23.....	Chapters 14, 15
July 30.....	Chapters 16, 17

## **OFFICE HOURS AND CONTACT INFORMATION**

The best contact is by email to [kengerrand@brownsims.com](mailto:kengerrand@brownsims.com). Contact can also be made by phone at the direct line, (713) 351-6270. Office hours, 7:30 am to noon weekdays by appointment at Brown Sims, P.C., 1177 West Loop South, Tenth Floor, Houston, Texas 77027.

## **EXAMINATION AND GRADING**

Your grade will be your score on a closed-book essay final examination administered during the Law Center's scheduled examination period for this class.

## **USE OF COMPUTERS AND ELECTRONICS IN CLASS**

Out of respect for the learning environment and other students, computers may be used in class only to take class notes. Other electronic devices must not be used in class and must be disabled from making noise.

## **AMERICANS WITH DISABILITIES ACT**

Whenever possible, and in accordance with Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, the University of Houston will attempt to provide reasonable academic accommodations to students who request and require them. Please contact student services for more information.

## **SEXUAL MISCONDUCT AND ANTI-DISCRIMINATION POLICIES**

The University is committed to maintaining and strengthening an educational, working, and living environment where students, faculty, staff, and visitors are free from discrimination and sexual misconduct. If you have experienced an incident of discrimination or sexual misconduct, there is a confidential reporting process available to you. For more information, please refer to the University system's Anti-Discrimination Policy SAM 01.D.07 and Sexual Misconduct Policy SAM 01.D.08, available here:

<http://www.uhsystem.edu/compliance-ethics/uhs-policies/sams/01-general-information/index.php>

<http://www.uhsystem.edu/compliance-ethics/docs/sam/01/1d7.pdf>  
(antidiscrimination)

<http://www.uhsystem.edu/compliance-ethics/docs/sam/01/1d8.pdf>  
(sexual misconduct)

Please be aware that under the sexual misconduct policy, SAM 01.D.08, faculty are required to report to the University any information received regarding sexual misconduct as defined in the policy. Please note that the reporting obligations under the sexual misconduct policy reach to employees and students. Also, as a required reporting party, Law Center employees and faculty members are not a confidential resource.

## **COUNSELING AND PSYCHOLOGICAL SERVICES (CAPS)**

Counseling and Psychological Services (CAPS) can help students who are having difficulties managing stress, adjusting to the demands of a professional program, or feeling sad and hopeless. You can reach CAPS ([www.uh.edu/caps](http://www.uh.edu/caps)) by calling (713) 743-5454 during and after business hours for routine appointments or if you or someone you know is in crisis. No appointment is necessary for the "Let's Talk" program, a drop-in consultation service at convenient locations and hours around campus.

[http://www.uh.edu/caps/-outreach/lets\\_talk.html](http://www.uh.edu/caps/-outreach/lets_talk.html)