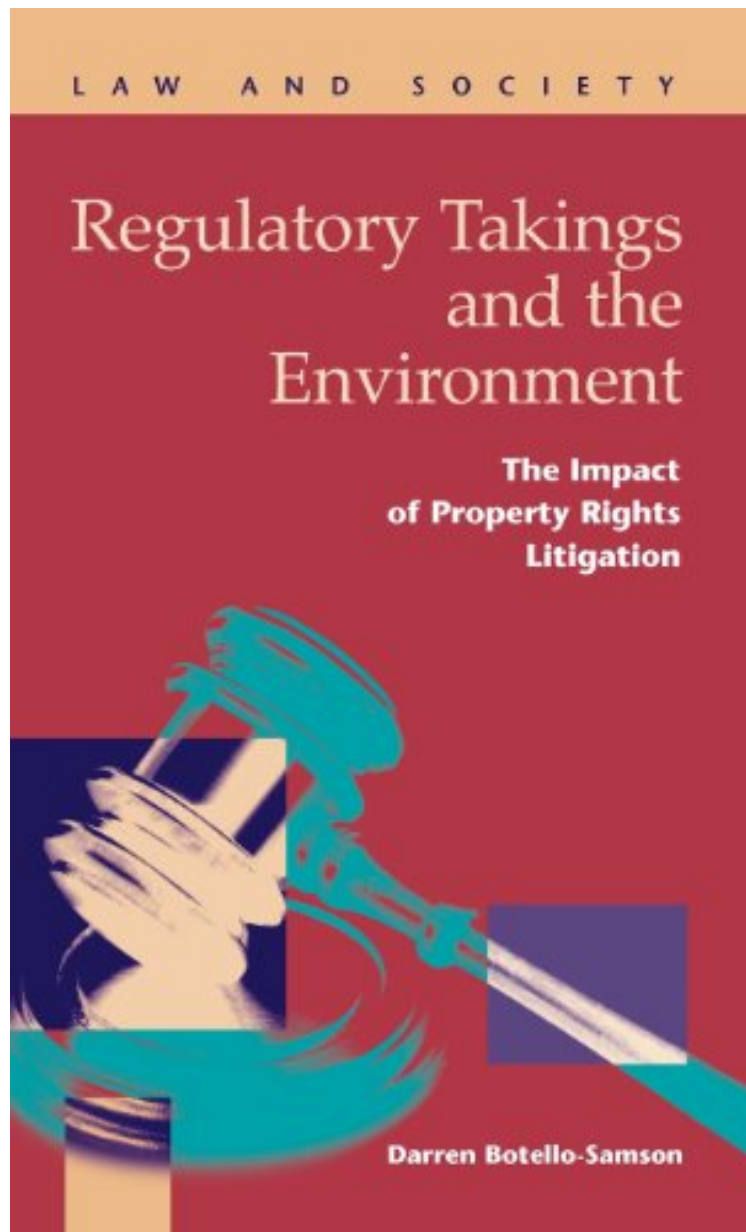


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## **Regulatory Takings and the Environment: The Impact of Property Rights Litigation (Law and Society: Recent Scholarship)**

*Darren Botello-Samson*

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before purchasing it in order to gauge whether or not it would be worth my time, and all praised *Regulatory Takings and the Environment: The Impact of Property Rights Litigation* (Law and Society: Recent Scholarship):

Botello-Samson reconceptualizes the relationship between regulatory agencies and regulatory takings litigation. By analyzing the impact of such litigation on the implementation of two federal environmental statutes, the Surface Mining Control and Reclamation Act and the Endangered Species Act, the author uncovers institutionalized characteristics of these regulatory regimes which insulate policy decision-making from the forces of a chilling effect. While these characteristics do not prevent a chilling effect, they do direct an understanding of regulatory takings litigation away from a total focus on economic costs and toward a focus on the hermeneutic and relational contexts that shape expectations of property use in a legally pluralistic environment.