

New Location!

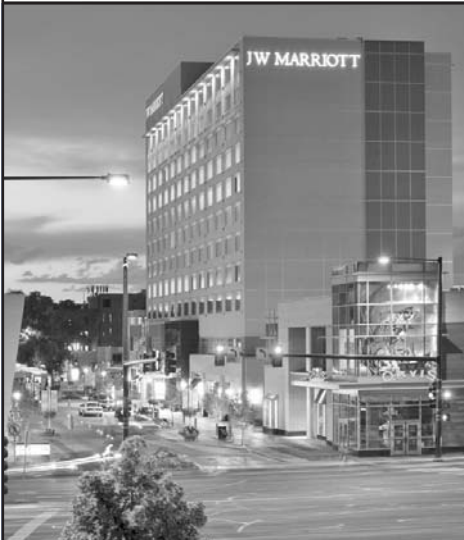
**5**  
FIFTH ANNUAL  
CONFERENCE

# NEPA

From Sea Level to 30,000 Feet—Understanding This Complex Statute

December 13-14, 2007 • JW Marriott at Cherry Creek • Denver

**\$100 Discount for  
Government Employees**



The JW Marriott is in the heart of Cherry Creek, Denver's most prestigious shopping and entertainment district.

At 3:00 on Friday afternoon, your mind will be full of the latest and greatest in NEPA developments. What better time is there to take advantage of all that Cherry Creek has to offer? Spend your late afternoon on last minute holiday shopping at Saks Fifth Avenue, Neiman Marcus, Tiffany & Co., Crate and Barrel and more. Relax and retreat to North, Ocean, Mirepoix, Elway's, or any of the other fine restaurants that are just steps away.

### **JW Marriott at Cherry Creek**

150 Clayton Lane  
Denver, Colorado 80206

### **For Hotel Reservations**

Community World Travel  
(888) 724-0500  
[www.communityworldtravel.com](http://www.communityworldtravel.com)

### **Featuring Speakers From:**

- Carter & Burgess
  - Council of Energy Resource Tribes
  - SAIC
  - SE Group
  - Western Mining Action Project
  - JP McMahon
  - U.S. Department of the Interior
  - Colorado Department of Natural Resources
- ... and the areas leading law firms!

**Schedule and Instructor Bios Inside** 

**Register Now!** [www.cle.com/nepaco](http://www.cle.com/nepaco) • 800-873-7130

**Thursday, December 13****Friday, December 14**

7:45 Registration and Continental Breakfast

**8:15 Welcome and Introduction**

Overview of Day One

**Tom Blickensderfer, Esq., Program Co-Chair**  
**Endangered Species Program Director**  
Colorado Department of Natural Resources, Denver**Andrew L. Spielman, Esq., Program Co-Chair**  
Hogan & Hartson, Denver**8:20 NEPA from 30,000 Feet**

Recent Developments Under This Complex Statute

**Andrew L. Spielman, Esq., Program Co-Chair****9:15 Oil and Gas**

Working with Experts

**Carolyn L. McIntosh, Esq.**  
Patton Boggs, Denver

10:15 Morning Break

**10:30 Federal Safety Transportation Spending**

Safe, Accountable, Flexible, Efficient Transportation Equity Act (SAFETEA-LU): A Legacy for Users

**James W. "Skip" Spensley, Esq.**  
Spensley & Associates, Denver**11:15 NEPA on Indian Lands**

New Tribal Energy Resources Agreements (TERA) Programs

**Roger Fragua, Deputy Director**  
Council of Energy Resource Tribes, Denver

12:00 Lunch Break

**1:15 Why NEPA Cases End Up in Court**

Pitfalls to Taking Shortcuts

**Jeff Parsons, Esq.**  
Western Mining Action Project, Lyons

2:00 Afternoon Break

**2:15 Ski NEPA**

Alpine Resort Development

**Kent Sharp, Principal**  
SE Group, Frisco**3:00 Managing Programmatic Environmental Impact Statements**

Federal Land Use Planning

**Robert J. Henke, Technical Fellow**  
SAIC, Lakewood**3:45 Ethics**

NEPA and Conflicts of Interest

**Michael J. Malmquist, Esq.**  
Parsons Behle & Latimer, Salt Lake City

4:45 Q&amp;A Panel

Members of the Faculty

5:00 Adjourn

8:00 Continental Breakfast

**8:25 Welcome Back**

Overview of Day Two

**Tom Blickensderfer, Esq., Program Co-Chair**  
**Andrew L. Spielman, Esq., Program Co-Chair****8:30 The View from DC**

2007 Legislative Update

**Kelly Johnson, Esq.**  
Holland & Hart, Washington, DC**Douglas P. Wheeler, Esq.**  
Hogan & Hartson, Washington, DC

9:30 Morning Break

**9:45 Keynote Presentation**

12 Rules to Make the NEPA Process Work

**Nicholas C. Yost, Esq.**  
Sonnenschein Nath & Rosenthal, San Francisco**10:30 Conflict Management and Transformation**

Alternative Dispute Resolution

**Joseph P. McMahon Jr., Esq., PE**  
JP McMahon, Denver

11:15 Lunch Break

**12:30 Evaluation of Scientific Information and Models**

Shifting Standards

**Murray D. Feldman, Esq.**  
Holland & Hart, Boise

1:15 Afternoon Break

**1:30 Climate Change and Cumulative Effects**

The Tip of the Iceberg

**Robert D. Comer, Esq., Regional Solicitor**  
U.S. Department of the Interior, Lakewood**2:15 Merging NEPA and Section 404**

Lessons Learned

**Gina L. McAfee, Principal**  
Carter & Burgess, Denver

3:00 Evaluations and Adjourn

**For sponsorship information, please contact**  
**CLE International Program Attorney**  
**Michelle M. Messner, michelle@cle.com.****Save  
These  
Dates!****California Coastal Law**

December 3-4, Los Angeles

**Space Law**

December 10-11, Los Angeles

**Ethics**

December 11, Denver

**Telecommunications Law**

December 13-14, Denver

**Conservation Easements****SuperSeminar**

January 11, Denver

**Nevada Water Law****SuperConference**

January 14-15, Reno

# meet your **instructors**

**Program Co-Chairs**

**Tom Blickensderfer** focuses on various endangered species issues in Colorado and represents the State of Colorado on interstate species recovery teams. He was formerly in private practice. He also spent nine years as a Colorado State Senator, the last two as the Senate Majority Leader.

**Andrew L. Spielman** practices primarily in the areas of public lands and natural resources permitting and leads his firm's ski practice. Prior to private practice, he served as a Presidential Management Fellow at the White House and at the U.S. EPA. He currently serves as Chair of Colorado's Regional Air Quality Council.

**Keynote Presenter**

**Nicholas C. Yost** served as General Counsel to the President's Council on Environmental Quality, where he drafted the CEQ NEPA Regulations. Currently, he has a nationwide NEPA practice, primarily assisting applicants with compliance and with litigation to defend completed documents. No NEPA document on which he has worked has ever been overturned by a court.

**Robert D. Comer** manages a staff of 40 legal professionals who provide advice for the strategic implementation and litigation of Department programs. He has served as the Associate Solicitor, Land and Water, for the U.S. Department of the Interior.

**Murray D. Feldman** practices in several areas of environmental and natural resources law, including impact assessment, endangered species, permitting, public lands, and environmental insurance.

**Roger Fragua** has dedicated his professional career to the advancement and development of American Indian communities. He was previously an executive at leading energy companies, creating innovative business concepts and promoting partnerships between tribes and industry.

**Robert J. Henke** helps government agencies to solve complex and controversial environmental challenges, including balancing competing land uses on public lands. He is currently managing the revision of two land use plans and the preparation of the associated EISs for the BLM in Wyoming.

**Kelly Johnson** heads her firm's legislative and regulatory affairs practice in Washington, DC. She most recently served in the U.S. Department of Justice as the Acting Assistant Attorney General and the Principal Deputy Assistant Attorney General for the Environment & Natural Resources Division. She previously was senior counsel to the U.S. Senate Committee on Energy and Natural Resources.

**Michael J. Malmquist** assists clients in developing and operating natural resource, energy, transportation and other projects by providing permitting and NEPA advice, drafting NEPA and related documents, and defending appeals.

**Gina L. McAfee** has 30 years of experience working primarily on NEPA as it relates to transportation projects. She cut her teeth on the I-70 through Glenwood Canyon EIS, prepared the EIS for the T-REX project and is currently working on various NEPA analyses for the FasTracks program in Denver.

**Carolyn L. McIntosh** counsels clients on complex environmental compliance and natural resources litigation, and handles compliance and permitting matters, including air permitting and hazardous and solid waste permitting.

**Joseph P. McMahon Jr.**, has worked in decision making and conflict management and resolution for the last 16 years, and served as legal counsel in the preceding 14 years. In conflict management and resolution, he has been a mediator, facilitator, settlement consultant, arbitrator, and lecturer.

**Jeff Parsons** has represented dozens of conservation groups and American Indian Tribes in NEPA, public land, and environmental litigation. The Western Mining Action Project is the nation's only nonprofit law firm specializing in hard rock mining and related environmental law.

**Kent Sharp** and his firm specialize in the planning, design, and development of mountain and resort communities. Since 1958, his firm has provided a wide range of services to meet the needs of four-season resort communities, ski areas, and public land management agencies throughout the world.

**James W. "Skip" Spensley** has been an environmental attorney for over 25 years and is a nationally known expert on NEPA. He worked with the CEQ in the 1970s and was a consultant to the U.S. EPA during its early years.

**Douglas P. Wheeler** has an environmental practice that focuses on federal regulatory issues, with an emphasis on matters pertaining to land use and growth management; endangered species habitat, wetlands, and watershed management; and water supply and distribution.

**Register Now!**

[www.cle.com/nepaco](http://www.cle.com/nepaco)

**FAX**

(303) 321-6320

**PHONE**

(303) 377-6600 or  
(800) 873-7130  
(outside Denver)

**MAIL**

CLE INTERNATIONAL  
1620 Gaylord Street  
Denver, CO 80206

**YES!** Please register the following:

Name: \_\_\_\_\_

Email: \_\_\_\_\_

Name: \_\_\_\_\_

Email: \_\_\_\_\_

Name: \_\_\_\_\_

Email: \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_ Zip+4: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

**Cancellation**

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Friday prior to the Conference. Substitutions may be made at any time.

**Tuition**

- \$695 per person
- \$595 each for two or more
- \$595 each for government, 501(c)(3) organizations, full-time judges, law students and paralegals
- \$495 each for two or more government, 501(c)(3) organizations, full-time judges, law students and paralegals

**Home Study**

- Audio transcript and course materials*
- \$695 plus \$10 shipping and handling

**Course Materials Only**

- \$95 plus \$10 shipping and handling

**Payment**

- Check payable to CLE International \$ \_\_\_\_\_ or charge my:

- VISA  MASTERCARD  AMEX Expiration Date: \_\_\_\_\_

Card No. \_\_\_\_\_

Signature \_\_\_\_\_

**5**  
FIFTH ANNUAL  
CONFERENCE

New Location!

# NEPA

From Sea Level to 30,000 Feet—Understanding This Complex Statute

December 13-14, 2007 • JW Marriott at Cherry Creek • Denver



1620 Gaylord Street  
Denver, CO 80206

Earn up to 14 Hours MCLE Credit  
Including One Hour of Ethics

Earn up to 11 Hours Real Estate Credit  
Earn up to 11 Hours Engineering Credit  
Earn up to 11 Hours AICP/CPDP Credit

**5**  
FIFTH ANNUAL  
CONFERENCE

New Location!

# NEPA

Alpine Resort Development, Indian Lands, Section 404 and More

December 13-14, 2007 • JW Marriott at Cherry Creek • Denver



**Back by Popular Demand!**

**Keynote Presentation**  
**12 Rules to Make the NEPA Process Work**

**Nicholas C. Yost, Esq.**  
Sonnenschein Nath & Rosenthal, San Francisco

**More  
Hot Topics  
Inside!**

