



*The Best Faculty. The Best Experience. Since 1983.*

NEW Conference!

# NEPA

**Climate Change, Cumulative Impacts and Compliance**  
December 10-11, 2009 • Marriott City Center • Portland

**Featuring Speakers From:**

- ICF Jones & Stokes
  - Port of Vancouver USA
  - Idaho Power Company
  - Tetra Tech
  - Oregon Department of Energy
  - Bureau of Land Management
  - Council on Environmental Quality
- ... and the nation's top NEPA legal experts!

**Keynote Presentation: NEPA Under the New Administration**

- NEPA Overview and Update**
- Environmental Assessments**
- Segmentation and Supplementation**
- Practical Guidance for Tribal Projects**
- The Interaction of NEPA and Other Federal Law**
- NEPA and SEPA**
- NEPA and Oregon Energy Facility Siting**
- Making the NEPA Process Work**
- Mitigation Issues**
- Environmental Justice**
- Assessing Climate Change**
- Analyzing Alternatives and Cumulative Effects**



**Marriott City Center**

520 Southwest Broadway  
Portland, OR 97205

**Hotel Reservations**

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

Schedule and Instructor Bios Inside

**\$100 DISCOUNT**  
for Government Employees

**REGISTER NOW!**  
[www.cle.com/portland](http://www.cle.com/portland) or 800-873-7130

## THURSDAY, DECEMBER 10

- 8:00 Registration and Continental Breakfast
- 8:30 **Welcome and Introduction**  
Overview of Day One  
**John M. Schultz, Esq., Program Chair**  
Ater Wynne, Portland, OR
- 8:45 **NEPA Overview and Update**  
Case Law and Regulatory Developments  
**Ron Bass, Esq., AICP, Senior Regulatory Specialist**  
ICF Jones & Stokes, Ashland, OR
- 9:30 **Environmental Assessments**  
Findings of No Significant Impact; Evolution of Regulatory Requirements and Recent Developments in the Law; Legal and Practical Implications  
**Alysa Keller Conway, Esq.**  
Parsons Behle & Latimer, Reno, NV
- 10:15 Morning Break
- 10:30 **Segmentation and Supplementation**  
How to Deal with Multi-Phased and Possibly Related Projects  
**Nathan Karman, Esq., and Douglas C. MacCourt, Esq.**  
Ater Wynne, Portland, OR
- 11:15 **Why Tribes Should Care About NEPA**  
Practical Guidance for Tribal Projects  
**V. Heather Sibbison, Esq.**  
Patton Boggs, Washington, DC  
**Rob Roy Smith, Esq.**  
Ater Wynne, Seattle, WA
- 12:00 Lunch Break
- 1:15 **The Interaction of NEPA and Other Federal Law**  
The Endangered Species Act, National Historic Preservation Act, Section 404 and Others  
**Barbara D. Craig, Esq.**  
Stoel Rives, Portland, OR
- 2:00 Afternoon Break
- 2:15 **The Interaction of NEPA and State Law**  
Coordinating Environmental Processes – Part I  
*NEPA and SEPA*  
**David F. Bartz Jr., Esq.**  
Schwabe, Williamson & Wyatt, Portland, OR  
**Patty Boyden, Director of Environmental Services**  
Port of Vancouver USA, Vancouver, WA  
**Greg Summers, Pacific Northwest Regional Business Development Leader**  
ICF Jones & Stokes, Portland, OR
- 3:30 **The Interaction of NEPA and State Law**  
Coordinating Environmental Processes – Part II  
*NEPA and Oregon Energy Facility Siting*  
**Adam Bless, Energy Facility Analyst**  
Energy Facility Siting Division, Oregon Department of Energy Salem, OR  
**Eric Hackett, PE, Project Leader**  
Idaho Power Company, Boise, ID  
**Maggie Langlas, Planning & Environmental Coordinator**  
Oregon/Washington State Office, Bureau of Land Management Portland, OR  
**Jim Nickerson, Vice President, Energy Services**  
Tetra Tech, Boise, ID
- 5:00 Adjourn

## FRIDAY, DECEMBER 11

- 8:00 Continental Breakfast
- 8:30 **Welcome Back**  
Overview of Day Two  
**John M. Schultz, Esq., Program Chair**
- 8:45 **Making the NEPA Process Work**  
12 Rules for Success  
**Nicholas C. Yost, Esq.**  
Sonnenschein Nath & Rosenthal, San Francisco, CA
- 9:30 **Mitigation Issues**  
Practical Realities of Mitigation  
**Albert M. Ferlo, Esq.**  
Perkins Coie, Washington, DC
- 10:15 Morning Break
- 10:30 **Environmental Justice**  
How to Deal with This Issue in NEPA Documents  
**John M. Schultz, Esq., Program Chair**
- 11:15 **Assessing Climate Change**  
Trends Under NEPA and Little NEPAs  
**Dustin T. Till, Esq.**  
Marten Law Group, Portland, OR
- 12:15 Lunch Break
- 1:30 **Keynote Presentation**  
NEPA Under the New Administration  
**Horst G. Greczmiel, Esq.**  
**Associate Director for NEPA Oversight**  
Council on Environmental Quality, Washington, DC
- 2:30 Afternoon Break
- 2:45 **Analyzing Alternatives and Cumulative Effects**  
Alternative to What? Cumulative with What?  
**Owen L. Schmidt, Esq.**  
Portland, OR
- 3:45 **Ethics**  
Conflicts and Confidentiality Considerations for the Environmental Professional  
**Peter R. Jarvis, Esq.**  
Hinshaw & Culbertson, Portland, OR
- 4:45 Q&A Panel  
Members of the Faculty
- 5:00 Evaluations and Adjourn

### TELL US WHAT YOU WANT!

Do you have specific questions or topics you hope to see covered in this program? Would you like to see a Conference on another topic? Would you like to learn about sponsorship and exhibit opportunities?

Contact **CLE INTERNATIONAL** Program Attorney Stacie Kelly, [stacie@cle.com](mailto:stacie@cle.com).

### Save These Dates!

<b>Endangered Species Act</b>	November 5-6	San Francisco, CA
<b>Historic Preservation Compliance for Energy Projects</b>	November 16-17	Houston, TX
<b>Land Use Law</b>	December 3-4	Albuquerque, NM
<b>Telecommunications Law</b>	December 7-8	Denver, CO
<b>Film &amp; Television Law</b>	January 21-22	Los Angeles, CA
<b>Wind Energy</b>	January 25-26	Austin, TX

## PROGRAM CHAIR

**John M. Schultz** chairs his firm's Regulated Industries Department. He has over 25 years of experience in environmental, natural resources, and federal Indian Law. He has worked around the country on dozens of NEPA projects, including his current work on a proposed 300-mile electrical transmission line in Oregon and Idaho, and for two proposed large tribal casino resorts in California.

## KEYNOTE PRESENTER

**Horst G. Greczmiel** joined the CEQ in 1999. He is responsible for overseeing and implementing NEPA and CEQ mandates to ensure that federal agencies integrate environmental values into decision-making.

## FACULTY

**David F. Bartz Jr.** focuses on the litigation of environmental and construction issues. He has extensive experience representing clients in court and before administrative agencies, including the U.S. EPA, the Washington Department of Ecology, and the Oregon DEQ.

**Ron Bass** advises clients on NEPA and CEQA compliance. He is co-author of *The NEPA Book: A Step-by-Step Guide on How to Comply with the National Environmental Policy Act*, and *The CEQA Deskbook: A Step-by-Step Guide to the California Environmental Quality Act*.

**Adam Bless** has 17 years of experience licensing energy facilities in Oregon, including generating plants, gas pipelines and electric transmission. He is currently the State's lead reviewer for the Boardman Hemingway transmission project.

**Patty Boyden** joined the Port of Vancouver in June 2000. She is responsible for providing policy direction for environmental issues related to Port operations, natural resources, clean-up projects, property transfers, and new development.

**Alysa Keller Conway** practices in the areas of water and environmental law. She previously worked in the field of environmental consulting and engineering, performing environmental site assessments, remediation and governmental permitting.

**Barbara D. Craig** focuses on federal environmental and natural resources law, with emphasis on endangered species compliance, and forestry and energy facility permitting and compliance issues.

**Albert M. Ferlo** has 30 years of experience. He previously served 15 years with the U.S. Department of Justice, and as Counselor to the Chief with the U.S. Forest Service. He currently focuses on counseling and litigation under NEPA and the ESA.

**Erik Hackett** manages design and construction projects for electric transmission and distribution lines, as well as electric substations. He is currently leading the 500 kilovolt Boardman to Hemingway Transmission Line Project in Oregon and Idaho.

**Peter R. Jarvis** focuses his practice on attorney professional responsibility and risk management. He advises lawyers, law firms and corporate legal departments in legal ethics, risk management and disciplinary defense matters.

**Nathan Karman** is a member of his firm's Environmental Group, where he works with clients on a variety of permitting, cleanup, redevelopment and environmental litigation issues. He also works with Energy and Regulated Industries clients.

**Maggie Langlas** provides policy and program direction while facilitating dialogue between managers, lawyers, and specialists on natural resource issues in eastern Oregon.

**Douglas C. MacCourt** concentrates his practice on environmental and natural resources law, energy development, land use, and property transactions. For the past 20 years, he has helped private and public sector clients to permit, construct and operate energy, industrial and economic development projects.

**Jim Nickerson** leads his company's West Coast transmission line pipeline practice. He has 25 years of experience in siting, environmental assessment, licensing, permitting, and compliance for natural gas pipeline, electric transmission, fiber optic and power generation facilities.

**Owen L. Schmidt** has more than 32 years of service with the federal government. He served as Senior Counsel with the U.S. Department of Agriculture, and as a Special Assistant United States Attorney in the District of Oregon.

**V. Heather Sibbison** chairs her firm's Native American Practice Group. She previously served for nearly seven years as Special Assistant to the Secretary of the Interior, and as Counsel to the Assistant Attorney General for Environment and Natural Resources at the Department of Justice.

**Rob Roy Smith** has almost 10 years of experience working with tribal entities. He advises clients on all aspects of federal law, including economic development, natural/cultural resource protection, taxation, tribal sovereignty and gaming.

**Greg Summers** is a NEPA specialist and senior wetland scientist. He has managed, prepared and reviewed a broad variety of EISs, EAs, Biological Assessments, wetlands evaluations and related studies. He has also managed EISs under SEPA.

**Dustin T. Till** focuses his practice on energy and environmental regulatory compliance and litigation. He is a recognized authority on the rapidly evolving legal landscape of climate change.

**Nicholas C. Yost** served as General Counsel of the President's Council on Environmental Quality, where he was lead draftsman of the CEQ's NEPA Regulations. His practice includes the representation of businesses, Indian Tribes, and local governments, in going through the NEPA process and in defending the resulting documents in court.

## 4 Easy Ways to Register

**1** [www.cle.com/portland](http://www.cle.com/portland)

**2** FAX (303) 321-6320

**3** PHONE (800) 873-7130

**4** 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 (Includes Course Materials)

- \$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

- \$150 plus \$10 shipping and handling

Course materials available in:  CD  Binder  Both (Extra cost: \$50/set)

### Payment

- Check payable to CLE International \$ \_\_\_\_\_ or charge my:
- VISA  MASTERCARD  AMEX Expiration Date: \_\_\_\_\_

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

Signature \_\_\_\_\_



*The Best Faculty. The Best Experience. Since 1983.*

NEW Conference!

# NEPA

**Climate Change, Cumulative Impacts and Compliance**

December 10-11, 2009 • Marriott City Center • Portland

**Earn up to 13 Hours MCLE Credit  
Including One Hour of Ethics**

**Earn up to 13 Hours Engineering Credit**

1620 Gaylord Street  
Denver, CO 80206

**REGISTER NOW!**

[www.cle.com/portland](http://www.cle.com/portland) or 800-873-7130



*The Best Faculty. The Best Experience. Since 1983.*

NEW Conference!

# NEPA

**New Administration, New NEPA Challenges**

December 10-11, 2009 • Marriott City Center • Portland



**Keynote Presentation  
NEPA Under the New Administration**

**Horst G. Greczmiel, Esq.**  
Associate Director for NEPA Oversight  
Council on Environmental Quality  
Washington, DC

**\$100 DISCOUNT**  
for Government Employees

**REGISTER NOW!**  
[www.cle.com/portland](http://www.cle.com/portland) or 800-873-7130