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New Seminar!

NEPA

Your Definitive and Practical Guide

January 20, 2006 • Hilton El Conquistador • Tucson

Who Should Attend:

- Attorneys
- Legal Staff
- Federal, State and Local Government Officials
- Regulators
- Planners
- Consultants
- Engineers
- Water Managers
- Landowners
- Developers
- Real Estate Professionals
- Environmental Professionals

... and anyone who must deal with this complex federal statute!

"Great job on presenting NEPA on a level that applies to both NEPA rookies and veterans. Nice variety of presentations on a variety of topics."

–Austin (2005)

"Overall a very good seminar with a good balance of legal cases/issues, policy and local examples."

–Denver (2005)

"The moderator was great at engaging discussions with the audience and panelist during the Q&A period."

–San Francisco (2005)

"I really appreciated both the speakers, and the very knowledgeable attendees' comments."

–San Francisco (2005)

"The overall quality of the presentation was very good. I would recommend this seminar for anyone working with the NEPA procedures."

–Denver (2005)

"Your classes are always excellent and relevant to current issues and concerns. Instructors are intelligent, articulate, and knowledgeable."

–Denver (2004)

"This has been an excellent start of a series. I hope to see more CLE courses on NEPA."

–Denver (2004)



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Register Online at www.cle.com or Call (800) 873-7130
Seminar Schedule and Speaker Biographies Inside



Morning 8:30 a.m. – 12:00 p.m.

Afternoon 1:30 p.m. – 5:15 p.m.

8:30 Registration and Continental Breakfast

9:00 **Introduction and Welcome**
Robert D. Anderson, Esq., Program Chair
Withey, Anderson & Morris, Phoenix, AZ

9:15 **Overview of the National Environmental Policy Act (NEPA)**
History, Background & Framework
James W. "Skip" Spensley, Esq.
Spensley & Associates, Denver, CO

10:00 Morning Break

10:15 **Environmental Analysis**
Applying New Strategies and Methodologies to the Process
Matthew Petersen, Principal Ecologist
SWCA Environmental Consultants, Phoenix, AZ

11:00 **Exclusions for Citing Energy Facilities**
What You Need to Know
G. "Van" Velsor Wolf, Jr., Esq.
Snell & Wilmer, Phoenix, AZ

11:45 Q&A Panel
Members of the Faculty

12:00 Lunch Break

1:30 **The Scope of a Federal Agency's Obligation to Evaluate Environmental Effects After *Public Citizen***
The Supreme Court's Holding and Analysis; *Public Citizen's* Impact on Federal Agencies; Subsequent Court Decisions; and Application to the ESA and Other Federal Statutes
Thomas R. Wilmoth, Esq.
Fennemore Craig, Lincoln, NE

2:15 **Internal Scoping During Project Planning**
The Integration of International Standards Organization (ISO) 14001, Environmental Management Systems and NEPA Processes – The Resolution Copper Case Study
James A. Tress, Principal
Westland Resources, Tucson, AZ

3:00 Afternoon Break

3:15 **Ethical Concerns**
Working in Nontraditional Roles
Rob Charles, Esq.
Lewis and Roca, Tucson, AZ

4:15 **Growth Inducement**
An Agency's Obligation to Consider the Indirect Growth-Inducing Effects of a Proposed Action Under NEPA
Leah A. Kukowski, Esq.
Holland & Hart, Denver, CO

5:00 Q&A Panel
Members of the Faculty

5:15 Evaluations and Adjourn



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These
Dates!

Commercial Real Estate Leases
January 23, Los Angeles

California Wetlands
January 26-27, San Diego

Ethics
February 3, Tampa

Creative Writing for Lawyers
February 6, Austin

Class Actions
February 9-10, San Francisco

NEPA
February 13, San Francisco

Texas Wetlands
February 27-28, Austin

Eminent Domain
March 30-31, Austin

Golf & Resort Development
March 30-31, Naples

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meet your faculty

<p>Program Chair</p> <p>Robert D. Anderson practices in the areas of environmental, natural resources and water law, focusing on water quality, endangered species, aquifer protection, cultural resources and state ground water law. He authored the chapter on Endangered Species for the <i>Arizona Environmental Law Manual</i>.</p>	<p>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 President's Council on Environmental Quality in the 1970's, and was a consultant to the U.S. Environmental Protection Agency during its early years. He also served as a professional staff member of the U.S. Congress House of Representatives for several environmental and energy subcommittees. He is an adjunct professor and has taught at the University of Colorado, the University of Denver School of Law and Graduate Environmental Management and Policy Program.</p>	<p>G. "Van" Velsor Wolf, Jr., is the senior environmental law partner in the Real Estate, Environmental, Energy and Finance Practice Group of his firm. For the last 24 years, he has represented a spectrum of large and small, private and public sector entities with facilities throughout the western United States. His practice focuses on compliance counseling, defending against enforcement actions, transaction due diligence (including negotiating liability allocation and indemnity provisions), negotiating liability settlements with regulators and private entities, and NEPA and land use planning.</p>
<p>Rob Charles is a partner in his firm's Finance and Bankruptcy Group and practices throughout Arizona and Nevada. He represents clients in business bankruptcy cases, commercial lawsuits and business transactions. He serves as Chair of the State Bar of Arizona's Rules of Professional Conduct Committee and speaks regularly on a variety of topics related to his practice.</p>	<p>James A. Tress has over 20 years of experience with environmental issues, including the development and implementation of mitigation and restoration planning for riparian, wetland, desert, and montane habitats. He specializes in the technical and procedural requirements necessary for compliance with the Clean Water Act, Endangered Species Act, and National Environmental Policy Act (NEPA) regulatory program.</p>	<p>Thomas R. Wilmoth practices in the areas of natural resources, water and public lands law, with an emphasis on water rights and Endangered Species Act litigation. He represents a variety of public and private interests in administrative and judicial proceedings, including rulemaking processes. He serves as a Special Assistant Attorney General to the State of Nebraska in multi-district litigation concerning the flow regime of the Missouri River. He also represents the State of Florida in litigation involving the Apalachicola-Chattahoochee-Flint River Basin.</p>
<p>Leah A. Kukowski has assisted clients in the adjudication of water rights, changes of water rights and plans for augmentation. She also has experience in the evaluation, assessment and conveyance of water rights. She has helped clients in the environmental permitting aspects of project development, including wetlands issues and National Historic Preservation Act compliance.</p>		
<p>Matthew Petersen has 12 years' experience in NEPA project management and has participated in NEPA processes for every major federal land management agency. His experience includes managing several NEPA EIS processes and disclosing both natural and human resource impacts of projects throughout the country. He has developed an intensive four-day NEPA course and a two-day NEPA project management course. He also guest lectures on NEPA environmental analysis methodologies at the University of Utah.</p>		<p>CLE International Program Coordinator: Meghan Kelly, meghan@cle.com.</p>

seminar information

<p>Continuing Education Credit (MCLE) Arizona: The State Bar of Arizona does not approve or accredit CLE activities for the Mandatory Continuing Legal Education Requirement. This activity may qualify for up to 6 hours toward your annual CLE requirement for the State Bar of Arizona, including one hour of ethics.</p> <p>Real Estate: This course meets the requirements for up to 6 hours of Real Estate credit.</p> <p>Engineering: This course meets the requirements for up to 6 hours of Engineering Credit.</p> <p>Planners: The course meets the requirements for up to 6 hours of AICP/CPDP credit.</p> <p>New Mexico: This course has been accredited by the New Mexico Minimum Legal Education Board for 7 hours of credit, including one hour of ethics. For accreditation in other jurisdictions or disciplines, please contact Jill Shannon at (800) 873-7130 or jill@cle.com.</p> <p>CLE INTERNATIONAL is an approved sponsor in all jurisdictions with mandatory continuing legal education requirements.</p> <p>About CLE International CLE INTERNATIONAL, a leading provider of continuing professional education, has been presenting high-quality professional education programs nationwide since 1983.</p>	<p>Reserve Your Room Early The Seminar will be held at the Hilton El Conquistador, 10000 N. Oracle Road, Tucson, AZ 85737.</p> <p>To secure your space and get the best rate, please call Community World Travel at (888) 724-0500 or visit www.communityworldtravel.com.</p> <p>Registration Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or homestudy order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, email your registration to registrar@cle.com or register online at www.cle.com. Full payment is due at time of registration. Walk-in registrations will be subject to space availability. Please call CLE INTERNATIONAL at (800) 873-7130 if you require any special accommodations.</p> <p>Tuition The tuition fee of \$395 per person includes attendance at all sessions, course materials, continental breakfast and coffee breaks. CLE INTERNATIONAL offers special rates for 501(c)(3) organizations, full-time judges and law students.</p> <p>Save When Two or More Register Save \$100 or more with our multiple registrant discount! Tuition is only \$345 per person for two or more from the same firm (\$295 for government employees, 501(c)(3) organizations, full-time judges and law students).</p>	<p>Course Materials Each registrant will receive a set of materials prepared by the speakers especially for this Conference, which will serve as a valuable future reference. The course materials alone are available for \$95, plus \$10 shipping and handling.</p> <p>Homestudy Package CLE INTERNATIONAL also offers a complete audio transcript of the Conference (including all course materials) for \$395, plus \$10 shipping and handling. This package may qualify for homestudy credit.</p> <p>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 preceding the Seminar. Substitutions may be made at any time.</p> <p>Sponsorship Information Sponsorship and exhibition opportunities are still available. For more information, please contact Sarah Mallon at (800) 873-7130 or sarah@cle.com.</p>
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Resolution, Recovery, Reform, and More!

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A Review of Public Citizen

The Resolution Copper Case Study

An Overview of NEPA

Applying New Strategies to the NEPA Environmental Analysis

Growth Inducement and an Agency's Obligations

Exclusions for Citing Energy Facilities



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