

FEDERICO CHEEVER
University of Denver Sturm College of Law
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Denver, CO 80208
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EXPERIENCE

Professor, University of Denver Sturm College of Law, Denver, CO.
Teaching Environmental Law, Land Conservation Transactions, Federal Wildlife Law, Property and Public Lands and Resources Law. 2003-present

Co-Director Environmental and Natural Resources Law Program, University of Denver Sturm College of Law, Denver CO.
Managing a nationally recognized academic program with large number faculty at the Sturm College of Law. 2005-2009, 2015-present

Chair, Natural Resources Law Teachers Committee, Rocky Mountain Mineral Law Foundation,
Organizing biennial Natural Resources Law Teachers' Conference, 2008-present

Board of Directors, At-Large Member, Rocky Mountain Mineral Law Foundation.
2013-2015

Associate Dean for Academic Affairs, University of Denver Sturm College of Law, Denver CO.
Primary administrative officer for College of Law academic program. Directly supervised more than a dozen staff members and faculty administrators. 2009-2014

Member, ABA Standing Committee on Environmental Law, Formulating policy and organizing conferences on environmental law subjects for the American Bar Association. 2009-2011

Vice President for Academic Affairs, Rocky Mountain Land Use Institute, Denver CO.
Work with the staff of the American West's largest land use annual conference to select and prepare presentations. 2007-2010

Chair, University of Denver Sustainability Council, Denver CO.
Chair of University-wide Council created to meet the University of Denver's sustainability obligations under the American Presidents' and University Chancellors' Climate Commitment. 2008-2009, 2011-2014, 2016-present

Visiting Fellow, Australian National University College of Law, Canberra, Australian Capital Territory, Australia.
Researching Australian Biodiversity and Public Land Law. January-May 2007

Adjunct Professor, Colorado School of Mines, Golden CO.
Teaching Environmental Law to Engineering and Environmental Science Students. 2005-2007

Visiting Professor, Northwestern School of Law, Lewis and Clark College, Portland OR.
Teaching Environmental Law. Summer 2005

Associate Professor, University of Denver College of Law, Denver, CO.
Teaching Environmental Law, Land Trusts and Conservation Easements, Federal Wildlife Law, Property, Hazardous Waste Law and Public Land Law. 1998-2003

Visiting Fellow, Queen Mary and Westfield College, University of London, London, U.K.
Visiting faculty member doing research regarding United Kingdom National Park System.
January-May 2000

Assistant Professor, University of Denver College of Law, Denver, CO.
Teaching Environmental Law, Hazardous Waste Law, Land Trusts and Conservation
Easements, National Forest Management Law, Property and Public Land Law. 1993-1998

Visiting Professor, Golden Gate University School of Law, San Francisco, CA.
Teaching Federal Wildlife Law. Summer 1998

Associate, Faegre & Benson, Denver, CO
Attorney specializing in litigation and environmental law. Represented clients in proceedings
under the Resource Conservation and Recovery Act. Represented environmental groups in
cases under the Wilderness Act and the National Forest Management Act. 1990-1993

*Research Fellow, Natural Resources Law Center, University of Colorado School of Law,
Boulder, CO*
Conducting research on the Endangered Species Act. Spring 1990

Associate Attorney, Sierra Club Legal Defense Fund, Rocky Mountain Office, Denver, CO.
Attorney specializing in public interest environmental litigation. Prepared administrative
appeals and federal litigation under the Endangered Species Act, the National Forest
Management Act, and other federal environmental laws. 1987 – 1989

Law Clerk, Judge Harry Pregerson
United States Court of Appeals for the Ninth Circuit.
1986 – 1987

EDUCATION

UCLA School of Law, Los Angeles, CA
J.D. May 1986
Editor in Chief, UCLA Law Review Vol. 33 1985 - 1986
The Order of the Coif (Top 10% of class)

Stanford University, Stanford, CA
Joint M.A./B.A. in History, March 1981

SELECTED LEGAL PUBLICATIONS

- WILDLIFE LAW (3d ed. 2016) with Dale Goble, Eric Biber, Annecoos Wiersema (submitted for
publication) .

- *Enhancing Conservation Options: An Argument for Statutory Recognition of Options to
Purchase Conservation Easements (OPCEs)*, 40 HARVARD ENVTL. L. REV.1 (2016) with
Jessica Owley

- *Sustainable Development and its Discontents*, 4 JOURNAL OF TRANSNATIONAL
ENVIRONMENTAL LAW 247 (2016) with John Dernbach.

- *An Introduction to Conservation Easements in the United States: A Simple Concept and a Complicated Mosaic of Law*, 1 JOURNAL OF LAW, PROPERTY AND SOCIETY 107 (2015) with Nancy McLaughlin
- James Levitt (ed.), CONSERVATION CATALYSTS: THE ACADEMY AS NATURE’S AGENT, Chapter 11 -- *Law as the Cornerstone of Conservation Policy: United States Law Schools as Conservation Catalysts* (2014) with Nancy McLaughlin
- NATURAL RESOURCES AND CONSERVATION LAW: A PLACE-BASED BOOK OF PROBLEMS AND CASES (3d ed. 2013) with Christine Klein and Bret Birdsong.
- *Greater Sage-Grouse, Lesser Prairie-Chickens and Dunes Sagebrush Lizards: Developments in the Courts, Federal Agencies and the States Regarding Imperiled, But Not Yet Listed, Species*, 58 RMMLF-INST 23-1 (2012).
- *The Phantom Menace and the Real Cause: Lessons from Colorado’s Hayman Fire 2002*, 18 PENN STATE ENVIRONMENTAL L. REV. 185 (2010).
- ABA, THE EVOLUTION OF NATURAL RESOURCES LAW AND POLICY, Chapter 15 –*The Future of Americas Forests and Grasslands* (2010).
- ABA, ENDANGERED SPECIES ACT: LAW, POLICY AND PERSPECTIVES, Chapter 4 – *Endangered Species Act: Critical Habitat* (2010).
- ELI, AGENDA FOR A SUSTAINABLE AMERICA, Chapter 13 -- *The United States and Sustainable Forest Law: The First Years of the Twenty-First Century* (2010).
- NATURAL RESOURCES AND CONSERVATION LAW: A PLACE-BASED BOOK OF PROBLEMS AND CASES (2d ed. 2009) with Christine Klein and Bret Birdsong.
- *Everyone Complains About the Weather, But No One Ever Does Anything About it: Interjurisdictional Failure to Designate Responsible Parties for the Climate Crisis*, 85 DENVER U. L. REV. 765 (2008).
- *British National Parks for North Americans: What Can We Learn From A More Crowded Nation Proud of Its Countryside*, 26 STANFORD ENVTL. L. J. 247 (2007).
- Chapter 21: *Ethical Issues* in ENVIRONMENTAL REGULATION OF COLORADO REAL ESTATE (2007).
- *Confronting Our Shared Legacy of Incongruous Land Ownership: Notes for a Research Agenda*, 83 D.U. L. Rev. 1039 (2006).
- NATURAL RESOURCES AND CONSERVATION LAW: A PLACE-BASED BOOK OF PROBLEMS AND CASES (2005) with Christine Klein and Bret Birdsong.
- *The Take Prohibition in Section 9 of the Endangered Species Act: Contradictions, Ugly Ducklings, and Conservation of Species*, 34 ENVTL. L. 363 (2004)
- *Why Environmental Lawyers Should Know (and Care) About Land Trusts and Their Private Land Conservation Transactions*, 34 ENVTL L. RPTR. 10223 (2004) with Nancy McLaughlin.
- *The Endangered Species Act* in MAJOR ACTS OF CONGRESS (2004).
- *Environmental Law* entry in ENCYCLOPAEDIA BRITANNICA (2003)(with Celia Campbell-Mohn)

- *Property Rights and the Maintenance of Wildlife Habitat: The Case for Conservation Land Transactions*, 38 IDAHO L. REV. 431 (2002).
- ABA, ENDANGERED SPECIES ACT: LAW, POLICY AND PERSPECTIVES, Chapter 4 – *Endangered Species Act: Critical Habitat* (2002).
- *Recovery Planning, the Courts and the Endangered Species Act*, 16 NAT. RESOURCES & ENV'T 106 (2001).
- *The Rhetoric of Delisting Species Under the Endangered Species Act: How to Declare Victory Without Winning the War*, 31 ENVTL. L. RPTR. 11302 (2001).
- *From Population Segregation to Species Zoning: The Evolution of Reintroduction Law Under Section 10(j) of the Endangered Species Act*, 1 WYOMING L. REV. 287 (2001).
- *Talking About Wilderness*, 76 U. DENVER L. REV. 335 (1999).
- ABA, NEPA LITIGATION GUIDE, Chapter 7 -- *Decision Making and Judicial Review of Agency Decisions under NEPA* (1999).
- *Butterflies, Cave Spiders, Milk-Vetch, Bunchgrass, Sedges, Lilies, Checker-Mallows and Why the Prohibition Against Judicial Balancing of Harm Under the Endangered Species Act is a Good Idea*, 22 WM. & MARY ENVIRONMENTAL LAW AND POLICY REV. 313 (1998).
- *Four Failed Forest Standards: What We Can Learn From The History of the National Forest Management Act's Substantive Timber Management Provisions*, 77 U. OREGON L. REV. 601 (1998).
- *The Endangered Species Act: Impacts on Land Use and Development*, Technical Paper No. 11, Rocky Mountain Land Use Institute (1998).
- *The United States Forest Service and National Park Service: Paradoxical Mandates, Powerful Founders and the Rise and Fall of Agency Discretion*, 74 U. DENVER L. REV. 625 (1997).
- *Human Population and the Loss of Biological Diversity -- Two Aspects of the Same Problem*, 7 INT. J. ENVIRONMENT AND POLLUTION 62 (1997).
- *Public Good and Private Magic in the Law of Land Trusts and Conservation Easements: A Happy Present and a Troubled Future*, 73 U. DENVER L. REV. 1074 (1996).
- *The Road to Recovery: A New Way of Thinking About the Endangered Species Act*, 23 ECOLOGY L. Q. 1 (1996).
- *An Introduction to the Prohibition Against Takings in Section 9 of the Endangered Species Act of 1973: Learning to Live With a Powerful Species Preservation Law*, 62 U. COLO. L. REV. 109 (1991).
- *A New Approach to Spanish and Mexican Land Grants and the Public Trust Doctrine: Defining the Property Interest Protected by the Treaty of Guadalupe-Hidalgo*, 33 UCLA L. REV. 1364 (1986).

SELECTED PUBLISHED COMMENTARIES

- *What Will It Take for a Really Green Denver*, Denver Post, July 30, 2006

- *Muddled Ruling on Wetlands Leaves Nation with Big Mess*, Baltimore Sun, June 26, 2006
- *Acting Too Hastily on Preble's Mouse*, Rocky Mountain News, February 25, 2005
- *Canada Lynx Reintroduction in Colorado*, Colorado Matters (Radio), February 27, 2004
- *Will More Land in the Public Domain Be Good for Conservation?* (Debate with Terry L. Anderson), Insight Magazine, Washington Times, January 1, 2000
- *Forest Plans Won't get Us Where We Need to Go*, Rocky Mountain News, November 5, 1999
- *Controversy Over an Endangered Mouse?* Denver Post, October, 1998

SIGNIFICANT SPEECHES AND PANEL PRESENTATIONS

- March 2016, "25 Years of Land Conservation: Looking Backwards and Forwards: Diversity, Synergy, Serendipity and Conflict" Rocky Mountain Land Use Institute
- September 2015, "Should the Western States Own Their Public Lands" A Debate with William Perry Pendley of the Mountain States Legal Foundation
- March 2015, "Stewardship: The Coming Storm" Rocky Mountain Land Use Institute
- May 2014, Law as the Cornerstone of Conservation Policy: United States Law Schools as Conservation Catalysts, Lincoln Institute
- March 2014, "Framing the Past, Present and Future of Land Conservation Law" Rocky Mountain Land Use Institute
- July 2012, "Greater Sage-Grouse, Lesser Prairie-Chickens, and Dunes Sagebrush Lizards: Developments in the Courts, Federal Agencies and the States Regarding Imperiled but Not (Yet?) Listed Species" Rocky Mountain Annual Institute 2012
- October 2010, "Independent Utility Analysis for NEPA" Rocky Mountain Mineral Law Foundation Special Institute, Denver Colorado
- April 2010, "The Phantom Menace and the Real Cause: Lessons From The Hayman Fire" Symposium on Wildfire in the East, Pennsylvania State University
- May 2009, "The Phantom Menace Causation and Thinking About Wildfire" Natural Resources Law Teachers Conference, Chico Hot Spring Montana
- February 2008, "Everyone Complains About the Weather, But No One Ever Does Anything About it: Interjurisdictional Failure to Designate Responsible Parties for the Climate Crisis." Sturm College of Law Symposium, Climate Change and Social Justice, University of Denver
- July 2007, "Not Quite Wilderness: The Development of Roadless Area Protection Forest Service and BLM Land," Rocky Mountain Mineral Law Foundation Annual Institute 2007, Vancouver B.C.
- June 2007, "The Future of Natural Resources Law: Forests and Grasslands," Natural Resources Law Center, University of Colorado School of Law

- March 2007, “Law and Biodiversity in The Temperate Forest: Australia and North America” Australian National University College of Law
- February 2006, “Confronting Our Shared Legacy of Incongruous Land Ownership in the American West” Sturm College of Law Symposium Borrowing The Land: Cultures of Ownership on the Western Landscape, University of Denver
- October 2005, “Approaches to Private Land Conservation: Finding the Middle Ground,” Lincoln Institute of Land Policy, Cambridge, Massachusetts.
- April 2005, “Thinking Outside the Boxes: Four Legal Traditions Operating on One Landscape – Public Land Law, Land Use Law, Environmental Law and Land Conservation Transactions in the Wildland/Urban Interface” Rocky Mountain Land Use Institute, University of Denver.
- March 2005, “Land Conservation Transactions: Finding the Middle Ground” Stegner Center Symposium Private Property and Nature Conservation at Law School, University of Utah.
- October 2004, “Species Reintroduction in Colorado and the Mountain West” for CLE International, Denver Colorado.
- April 2004, “Protecting Non-Attorney Communications in Environmental Cases” for the Environmental Law Section of the Colorado State Bar.
- March 2004, Presentation on Land Conservation Transactions to the Science, Technology and Law panel of the National Academy of Sciences, University of California, Irvine.
- October 2003, “The Ugly Duckling: Takings, Proof and Recovery under Section 9 of the Endangered Species Act” for The Endangered Species Act Turns 30 at Lewis & Clark Law School.
- February 2003, organized and moderated a panel on the Endangered Species Act for the ABA’s Water Law Conference in San Diego.
- February 2003, “The Methodology of Lawyers and Legal Scholars” for University of Colorado at Denver.
- September 2002, “The Seven Ages of the Endangered Species Act” for the University of Colorado Natural Resources Law program “Living with the Endangered Species Act.”
- June 2002, “Introduction to the Endangered Species Act” for the Land and Water Conservation Fund of the Rockies, Boulder, Colorado.
- April 2002, “Introduction to the Endangered Species Act” at the United States Air Force Academy.
- January 2002, “Conservation Land Transactions” at the Stanford Law School Environmental Law Program Seminar, Stanford, California.
- October 2000, “The Endangered Species Act” at ALI-ABA course of study “Federal Lands in the West,” Jackson, Wyoming.
- June 1999, “The Endangered Species Act,” Arizona Bar Association Conference on Land Use, Tucson, Arizona.

- August 1998, "The Legal Aspects of Land Trusts and Conservation Easements," Ohio State University Extension, Columbus, Ohio.
- July 1998, "Environmental Federalism" before National Association of Attorneys General annual meeting, Durango Colorado.
- July 1996, testimony before the United States Senate Subcommittee on Forests and Public Land Management of the Committee on Energy and Natural Resources on "forest health" issues in the southwest.
- November 1995, University of Colorado Natural Resources Law Center "Hot Topics in Natural Resources" the import of the United States Supreme Court's decision in *Babbitt v. Sweet Home*.
- June 1995, expert witness before the Denver Board of Adjustment for Zoning Appeals on behalf of Park Hill for Safe Neighborhoods. Testified about the effect of federal and state hazardous waste laws.
- December 1994, Introductory Lecture on the Endangered Species Act -- at a Colorado State Foresters' Conference, "Woodsmen Spare That Tree" -- at the Forestry School of Colorado State University.
- May 1994, panel discussion on the future of the Superfund law, *Chasing Superfund Solutions*, sponsored by the Rocky Mountain News and the Foundation for American Communications.
- October 1993, Wyoming Conservation Congress, "Our Forests, Our Future" on the role of law and public participation in national forest management.

SELECTED AWARDS

University Faculty Service Award Fall 2015

Student selected Most Outstanding Faculty Member Spring 2011

Student selected "Outstanding Mentor" Spring 2008

University of Denver, College of Law, Law Stars Excellence in Teaching Award, September 2006

Colorado Lawyers Committee 2002 Outstanding Sustained Contribution Award

Co-recipient student selected University of Denver College of Law Professor of the Year 1998-1999