



## Craig Galli

Partner

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**Craig Galli uses his skills as a former Senior Trial Attorney with the Environment and Natural Resources Division, U.S. Department of Justice in Washington, D.C., to defend corporate clients in high profile litigation matters and to advise them on resolving complex civil and criminal environmental compliance matters.**

He has taught as an adjunct professor at the University of Utah and Brigham Young University.

**Environmental Litigation** Craig has defended companies in the mining, energy, government contractors, land development, and manufacturing industry sectors in a variety of environmental enforcement actions, citizen suits, and cost recovery actions.

**Complex Environmental Compliance and Permitting Matters** Craig routinely advises corporate clients on enhancing compliance programs, and developing compliance procedures and training programs. He also represents clients on environmental permitting matters and conducting environmental due diligence for projects where litigation risks are high. He also leads the firm's compliance services practice team.

### PRACTICES

Environmental and Natural Resources  
 Environmental and Natural Resources Litigation  
 Environmental Compliance and Enforcement  
 NEPA, Public Lands, and Cultural Resources  
 Compliance Services  
 Linear Infrastructure  
 Endangered Species and Wildlife Regulation

### EDUCATION

Columbia University, J.D., 1987  
 Head Articles Editor, *Columbia Journal of Environmental Law*

Brigham Young University, M.A., 1984

Brigham Young University, B.A., 1982  
*cum laude*  
 High Honors

### BAR ADMISSIONS

Colorado  
 District of Columbia  
 Utah

### COURT ADMISSIONS

U.S. Court of Appeals for the Second Circuit  
 U.S. Tenth Circuit Court of Appeals  
 D.C. Circuit Court of Appeals  
 U.S. Court of Appeals for the Ninth Circuit

### EXPERIENCE

Counsels clients on:

- Environmental and natural resources permitting
- Compliance
- Contaminated property
- Due diligence
- Environmental insurance
- Environmental audits and management systems
- International environmental law matters

Subject matter expertise includes:

- Clean Water Act
- NEPA
- RCRA
- CERCLA
- TSCA
- Lacey Act

- Historic preservation
- Wetlands
- Whistleblowers

## **CLIENT RESULTS**

### **Water Quality**

Represented various types of mining and heavy industrial operations in challenge to CWA citizen suit

Represented municipal waste water treatment plant in EPA enforcement action

Represented oil refinery in Montana in state environmental enforcement action under CWA

Represented Idaho Transportation Department in multiple cases brought under NEPA and CWA 404 by environmental groups challenging new highway projects

Represented numerous land developers in civil and criminal enforcement actions under CWA 404

### **National Environmental Policy Act and Endangered Species Act**

Represented water authority pipeline project in challenges to compliance under NEPA and ESA

Represented energy companies in lease challenges brought by environmental groups under NEPA and ESA in federal court and the Interior Board of Land Appeals

Represented government contractors in various NEPA and citizen suits

Represented state government in ESA challenge to listing of polar bear

Represented coal mine in New Mexico in NEPA challenge brought by environmental citizen group.

### **National Historic Preservation Act and Indian Tribal Lands**

Represented renewable energy company in Ninth Circuit and two parallel cases in federal district court in California brought under NEPA and NHPA by Indian tribes and environmental groups challenging a proposed energy project

### **Civil and Criminal Enforcement**

Represented major oil company in connection with large oil spills and the resulting enforcement actions and private property owner lawsuits that followed

Represented large energy company in Utah in regulatory and criminal enforcement actions

Represented real estate developers in civil and criminal enforcement actions under federal wetlands protection laws

Represented large energy company in federal district court in Colorado brought by environmental groups challenging oil shale regulations

### **Hazardous Waste, Toxic Substances, and Contaminated Properties**

Represented Nevada manufacturing company in defense of RCRA and TSCA enforcement action by EPA

Represented radioactive waste disposal company in multiple administrative challenges to permits and licenses and in judicial appeals to Utah Court of Appeals and Utah Supreme Court

Represented large oil company in toxic tort case in Colorado involving asbestos contamination

Represented government contractor defending RCRA citizen suit, NEPA challenge and toxic tort action resulting in seven favorable decisions in federal district courts in Utah and District of Columbia, U.S. Court of Appeals for the Tenth Circuit, and Utah Court of Appeals

### **Regulatory Compliance and Permitting**

Developed Lacey Act compliance program for large importer and manufacturer of essential oils and other plant products.

Developed environmental auditing program for large oil and gas producer.

Developed environmental spill response and reporting procedures for oil refinery.

Developed waste stream compliance program for food supplement manufacturer.

Served as counsel to project development teams to manage permitting and compliance matters for major pipeline, transportation, mining, and energy projects in Utah, Nevada, Idaho, Colorado, and Wyoming.

Served as primary outside legal counsel to the 2002 Olympic Winter Games for all environmental compliance and permitting matters.

### **PUBLICATIONS**

"Your Lawyer May Be Part of the Compliance Problem," *Ethikos* 24-29, November/December 2016

"A Compliance Crisis is a Terrible Thing to Waste," *30 Nat. Res & Env't* 8, Winter 2016

"Internal Investigations of Environmental Crimes," *Galli Craig D.*, *45 Envtl. L. Rep.* 10350, April 2015

"Methodology and Ethics of Internal Investigations of Environmental Crimes - Domestic and International Considerations," *Galli, Craig D. & Goldberg, Gregory E., 61 Rocky Mt. Min. L. Inst. 24-1, 2015*

"Project Proponent, Third-Party Contractors, and the Administrative Record," *National Environmental Policy Act, Paper No. 9 (Rocky Mt. Min. L. Fdn.), 2010*

## **SPEAKING ENGAGEMENTS**

"Managing a Compliance Crisis," *Panel, BYU Law Organizational Ethics & Compliance Conference, March 2018*

"Head in the Clouds: Ethical Considerations for the Technology-Loving Attorney," *ABA-SEER Annual Meeting, March 2012*

"Administrative Record, Tips for Partnering with Federal Agencies, and Litigating Record Review Cases," *Office of the Alaska Attorney General, May 2012*

"Stewardship, Sustainability and Cities," *Congress for New Urbanism, Salt Lake, UT, May 2013*

"Sindicatos de Trabajo y Libertad Religiosa: Los Casos de Argentina y Uruguay," *Facultad de Derecho y Ciencias Sociales, Universidad Nacional de Córdoba, Argentina, September 2014*

"Federal Environmental Enforcement Update," *Association of Corporate Counsel, Nutrition Law Symposium, Lehi, Utah, October 14, 2016*

"Federal Enforcement Trends Against Individuals," *Utah Mining Association Annual Convention, Provo, Utah, August 12, 2016*

## **RECOGNITION**

- *The Best Lawyers in America*® Lawyer of the Year, Environmental Law – Salt Lake City 2014
- *The Best Lawyers in America*® Lawyer of the Year, Litigation – Environmental - Salt Lake City Litigation 2013
- *The Best Lawyers in America*® Environmental Law, Environmental -Litigation 2001-2016, 2018-2019
- Mountain States Super Lawyers®, Environmental Litigation, 2007-2014, 2016-2018
- *Chambers USA; America's Leading Lawyers for Business*, Environmental Law and Environmental Litigation
- *Utah Business Magazine*, Utah Legal Elite, Environmental
- *Benchmark Litigation*, Local Litigation Star 2009-2018
- Martindale-Hubbell®, AV Preeminent® Rating
- American Inns of Court, Master of the Bench
- Utah State Bar Energy, Natural Resources and Environmental Law Lawyer of the Year, 2000

- U.S. Department of Justice, Special Achievement Award, 1990

**PROFESSIONAL AND CIVIC AFFILIATIONS**

- Utah State Bar, Member
- Colorado Bar, Member
- District of Columbia Bar, Member
- Federal Bar Association, Member
- American Bar Association, Member, Former Vice Chair, Section of Environment, Energy & Resources
- American Inn of Court, Master of the Bench
- Adjunct Law Professor, University of Utah and Brigham Young University
- Salt Lake City Planning Commission, Former Commissioner
- Salt Lake City Land Use Appeals Board, Former Board Member
- Legal Aid Society of Utah, Former Board Member
- J. Reuben Clark Law Society, Former International Board Member
- LDS Church, Area Legal Counsel, South America South Area, 2013-2015