



Tina Van Bockern

Partner

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Tina guides clients through administrative and civil appeals, developing strategies to build and preserve the record and continuing through briefing and oral argument.

Drawing on years of experience representing oil and gas and mining clients on all aspects of project development and environmental compliance, Tina regularly litigates and appeals agency regulations, decisions, and orders affecting these industries. She also assists clients in appealing trial court decisions involving a variety of substantive areas including public land use and development, oil and gas and mining law, environmental law, royalties, class actions, Indian law, family law, and administrative law and procedure.

Prior to joining Holland & Hart, Tina served as a judicial law clerk for Judge Anne M. Mansfield, and as a judicial fellow for Judge Ann B. Frick, both in the Denver District Court.

PRACTICES

Appellate
Environmental Litigation
Environmental
Federal Lands Permitting

INDUSTRIES

Oil and Gas
Mining
Energy and Resources
Oil and Gas Litigation

EDUCATION

University of Denver Sturm College of Law, J.D.

Order of St. Ives
Morrison & Foerster/Steve Dunham
Diversity Annual Scholarship
Robert B. Yegge Hispanic Annual
Scholarship

University of Arizona, B.S. in Veterinary
Science, Minor in Chemistry
cum laude

President's Award for Excellence
Scholarship

University of Arizona Provost Scholarship

BAR ADMISSIONS

Colorado

COURT ADMISSIONS

U.S. District Court for the District of
Colorado

U.S. District Court for the District of North
Dakota

U.S. District Court for the District of
Columbia

U.S. Court of Appeals for the District of
Columbia

EXPERIENCE

Depth of Experience: Tina specializes in administrative and civil litigation and appeals in a broad array of substantive areas, including:

- Oil and gas and mining law
- Environmental law
- Public Lands and National Environmental Policy Act (NEPA)
- Indian law
- Family law
- Administrative law and procedure

Broad Range of Experience: In addition to litigating in Colorado state courts, Tina has litigated in Federal Courts across the country, including:

- U.S. Court of Appeals for the Sixth Circuit
- U.S. Court of Appeals for the Ninth Circuit
- U.S. Court of Appeals for the Tenth Circuit
- U.S. Court of Appeals for the D.C. Circuit
- U.S. District Court for the Northern District of California
- U.S. District Court for the District of Colorado
- U.S. District Court for the District of Columbia

U.S. Court of Appeals for the Tenth
Circuit
U.S. Supreme Court

- U.S. District Court for the Eastern District of Kentucky
- U.S. District Court for the District of New Mexico
- U.S. District Court for the District of North Dakota
- U.S. District Court for the District of Montana
- U.S. District Court for the District of Wyoming

She has also brought numerous appeals before the U.S. Department of Interior's Office of Hearings and Appeals, Interior Board of Land Appeals, Interior Board of Indian Appeals, and various federal agencies.

CLIENT RESULTS

- Successfully litigated and defended on appeal a challenge to permitting decision under Surface Mining Control and Reclamation Act. *M.L. Johnson Family Properties, LLC v. Bernhardt*, 924 F.3d 842 (6th Cir. 2019).
- Successfully appealed trial court order precluding husband from raising the defense of laches to former wife's claim for interest on child support arrears. *In re Marriage of Johnson & Johnson*, 380 P.3d 150 (Colo. 2016).
- Successfully appealed trial court's entry of default permanent orders where husband had participated in proceedings. *In re Marriage of Zhang & Li*, 19CA0605 (Colo. App. 2020).
- Defeated requests for injunctive relief in administrative appeals challenging federal leasing and permitting decisions under NEPA.
- Successfully appealed and settled civil penalties issued by the U.S. Office of Natural Resource Revenue (ONRR).

PUBLICATIONS

"Tenth Circuit Confirms Constitutionality of Ban on Felons' Firearm Possession in Wake of 'Bruen'," *Law.com*, October 6, 2023

"Tenth Circuit Rules Courts Cannot Dismiss Only Part of an Action Based on Forum Non Conveniens," *Law.com*, 06/06/2023

"10th Circuit Affirms Reliance On 'Effective Vindication Exception' to Refuse to Enforce Arbitration Provision," *Law.com*, 03/09/2023

"Tenth Circuit Affirms Sentence for the Tiger King," *Law.com*, 01/09/2023

"Here We Go Again: BLM Issues Another Methane Rule ," *Holland & Hart Client Alert*, 12/05/2022

"Tenth Circuit Clarifies Ancillary Enforcement Jurisdiction," *Law.com*, 11/09/2022

"Tenth Circuit Holds That Key Provision of Colorado's Child Abuse

Confidentiality Law Violates the First Amendment," *Law.com*, 09/14/2022

"Tenth Circuit Rules That Religious Employers May Not Use the Collateral Order Doctrine To Immediately Appeal Rulings on the Ministerial Exception to Title VII Claims," *Law.com*, 07/25/2022

"The Future of Federal Agency Rulemakings After *West Virginia v. Environmental Protection Agency*," *Holland & Hart News Update*, 07/15/2022

"Supreme Court Strips EPA of Key Weapon to Combat Climate Change," *Daily Journal*, 07/11/2022

"Tenth Circuit Reverses Denial of Asylum to Transgender Woman Under the Compulsion Standard," *Law.com*, 05/16/2022

"Tenth Circuit Allows Government Officials To Assert Qualified Immunity Defense To RFRA Damages Claims," *Law.com*, 03/21/2022

"Tenth Circuit Holds That COVID Closure Orders Do Not Trigger Business Interruption Coverage," *Law.com*, 01/20/2022

"Tenth Circuit Confirms That Time Devoted To Booting Up Work Computer and Launching Software Is Compensable Under the Fair Labor Standards Act," *Law.com*, 11/17/2021

"Biden Administration Announces First Round of Revisions to CEQ's NEPA Rules," *Holland & Hart News Update*, 10/22/2021

"Civil Interlocutory Appeals in Colorado State Courts," *Colorado Lawyer*, October 2020

"Civil Interlocutory Appeals In Colorado State Courts ," *The Colorado Lawyer*, October 2020

"Answers to Key Questions about the Revised CEQ NEPA Regulations ," *Holland & Hart News Update*, 08/19/2020

"Preserving Appellate Complaints in Federal Courts," *American Bar Association*, 2020

"Council on Environmental Quality Issues Final NEPA Rule," *Holland & Hart News Update*, 07/17/2020

"Agency Works to Streamline Surface Coal Mine Regulation," *Bloomberg Law*, 06/10/2020

"Surface Management and Reclamation: Coal Mining," *Environmental Regulation, excerpted from the Second Edition of the American Law of Mining, Chapter 172*, 2018 and 2020

"Federal Court Brings Back Obama-Era Royalty Rules," *Holland & Hart News Update*, 04/19/2019

SPEAKING ENGAGEMENTS

"The Reach of Indirect and Cumulative Effects – Climate Change and Beyond," *The Foundation for Natural Resources and Energy Law, Special Institute on the National Environmental Policy Act, Co-Presenter*, Washington, D.C., 03/17/2023

"Full Steam Ahead: Understanding the Proposed New NEPA Regulations," *Holland & Hart Insights, Co-Presenter*, February 2020

"Litigation Trends: How Regulatory and Market Forces are Playing Out in the Courtroom," *Holland & Hart Environment & Natural Resources Summit, Co-Presenter*, October 2019

RECOGNITION

- *Best Lawyers: Ones to Watch® in America*, Environmental Law, 2021-2024; Oil and Gas Law, 2022-2024

PROFESSIONAL AND CIVIC AFFILIATIONS

- Colorado Bar Association
 - Litigation Section, Appellate Subcommittee, Member, 2019-present
 - CBA Civil Appeals Full Representation Program, Volunteer, 2014-present
 - CBA Civil Appeals Full Representation Program, Screening Committee Member, 2021-present
 - Civil Appeals Clinic, Volunteer, 2020
 - Federal Pro Se Clinic, Volunteer, 2019, 2020
- Colorado Legal Aid Foundation, Board of Trustees Member, 2023
- Women's Energy Network, Member, 2017-present
- Colorado Pledge to Diversity, Steering Committee Member and Holland & Hart Representative, 2016-present
- American Bar Association, Section of Environment, Energy, and Resources, Member, 2011-2020
- The Foundation for Natural Resources and Energy Law, Member, 2011-present
- Metro Volunteer Lawyers, Denver Post Decree Consultation Clinics, Volunteer, 2008-present