



## **ROBERT TUCHMAN**

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## **BIOGRAPHY**

Robert Tuchman is counsel in the firm's Environmental group. With more than 30 years of experience in environmental law, he represents clients in administrative, judicial, toxic tort, property damage, National Environmental Policy Act (NEPA), and Endangered Species Act (ESA) matters. These representations have included defending litigation filed in United States District Courts alleging that Federal agency approval of clients' mining and other projects violated NEPA, the ESA, the Federal Land Policy and Management Act, the National Historic Preservation Act, and other Federal laws. He also has defended appeals filed with the United States Department of the Interior, Interior Board of Land Appeals alleging that Federal agency approval of clients' mining projects violated NEPA and other Federal law. Mr. Tuchman has argued cases in the Ninth and Tenth Circuit Courts of Appeal. He has counseled both industry and government clients in the review, critique, and preparation of NEPA documents covering natural resource and other projects. Mr. Tuchman has made numerous presentations on NEPA. For 17 years, he has served as an instructor for the

National Institute for Trial Advocacy in its Rocky Mountain Depositions Program. From 2000 through 2011, Mr. Tuchman served as Assistant General Counsel for Holme Roberts & Owen LLP.

## **Reported Decisions**

- Rock Creek Alliance v. U.S. Fish and Wildlife Service, 663 F. 3d 439 (9th Cir. 2011)
- Rock Creek Alliance v. U.S. Forest Service, 703 F. Supp. 2d 1152 (D. Mont. 2010)
- Te-Moak Tribe of Western Shoshone of Nevada v. United States Department of the Interior, 608 F. 3d 592 (9th Cir. 2010)
- Wildearth Guardians, 182 IBLA 100 (2012)
- Western Shoshone Defense Project, 160 IBLA 32 (2003)
- Great Basin Mine Watch, 146 IBLA 248 (1998)
- City Management Corp. v. U.S. Chem. Co., 43 F.3d 244 (6<sup>th</sup> Cir. 1994)

## **PROFESSIONAL AFFILIATIONS**

- American Bar Association
- Colorado Bar Association
- Colorado Bar Association, Environmental Law Section, Advisory Council (2013-2016), Secretary/Treasurer (2016-2017), Vice -Chair (2017-2018), Chair (2018-2019)
- Rocky Mountain Mineral Law Foundation

## **ADMISSIONS**

- Colorado, 1983
- United States Courts of Appeals for the Sixth, Ninth and Tenth Circuits  
United States District Courts for the District of Colorado, Northern District of California and Eastern District of Michigan

## **EDUCATION**

University of Colorado, J.D., 1983

Ed.M., Harvard University, 1977

State University of New York, B.S., Phi Beta Kappa, 1974

## RELATED PRACTICE AREAS

- Ethylene Oxide Team
- Energy Transition
- Environment
- Mining & Metals
- Real Estate
- Brownfields
- Citizen Suits/NIMBY
- Clean Air Act
- Clean Water Law
- Compliance Audits and Internal Investigations
- Cost Recovery Litigation (Superfund/CERCLA and State equivalents)
- Criminal Enforcement
- Endangered Species (ESA)
- Environmental Review (NEPA and State EIS laws)
- Hazardous Materials Transportation (HMTA)
- Hazardous Waste (RCRA)
- Insurance Counseling
- Oil Spills
- Pesticides (FIFRA)
- Reporting Requirements (EPCRA, CERCLA, Prop 65 and other state laws)
- Safe Drinking Water (SDWA)
- Solid Waste and Landfills
- Toxic Substances Regulation (TSCA)
- Transactional Work, Including SEC Disclosures
- Underground Injection Control (UIC)
- Water Rights
- Wetlands
- Mobile Source Emissions and Fleet Management
- Litigation & Dispute Resolution

## RELATED INSIGHTS

Insights

Jul 16, 2020

**Trump Administration Revamps the NEPA Regulations**

On July 15, 2020, the Council on Environmental Quality (“CEQ”) promulgated comprehensive amendments to the CEQ regulations implementing the National Environmental Policy Act of 1969 (“NEPA”). This Client Alert summarizes the key changes to the regulations and concludes with a discussion of strategic issues facing project sponsors seeking federal funding or approvals.