

ROGER FLYNN, Esq.

P.O. Box 1636
Lyons, CO 80540

Education:

Juris Doctor, May 1991: University of Colorado School of Law.

Honors: Colorado Bar Association Scholarship for Clinical Achievement.

Activities: Founding Member, Staff Editor: *Colorado Journal of International Environmental Law & Policy*.

President: Univ. of Colorado Environmental Law Society.

Intern: National Wildlife Federation Natural Resources Clinic.

B.S., Industrial Engineering, June 1984: Lehigh University.

Honors: Jacobson Scholarship.

Employment:

8/2002 to Present Adjunct Professor, University of Colorado School of Law, Boulder, Colo.: Developed curriculum for and taught an upper-level course in Mining & Mineral Development Law, with an emphasis on the regulatory framework for hardrock mining, oil & gas, and coal. In 2008, 2009, 2012, 2013, and 2015 taught additional course, Foundations of American Natural Resource Law, an upper-level course covering the historical, philosophical, and legal development of U.S. public land and environmental law.

6/93 to Present Director and Managing Attorney, Western Mining Action Project, Lyons, Colo.: Founder and managing attorney of the country's only non-profit environmental law center specializing in hardrock mining and related environmental issues. Extensive work before state and federal trial and appellate courts and regulatory agencies on site-specific proposals as well as regulatory rulemakings and legislation. Successfully raised operating funds from numerous private foundations.

1/2004 to 5/2010 Adjunct Professor, University of Wyoming College of Law, Laramie, Wyoming: Developed curriculum for and taught Mining Law (similar to course at Univ. of Colorado).

6/92 to 6/93 Staff Attorney, Land and Water Fund of the Rockies, Boulder, Colo.: Specializing in public lands, mining, endangered species and water law. Representation of client groups before federal and state courts and regulatory agencies on public lands, water and mining issues. Lead environmental negotiator behind passage of the Colorado Mining Reform Act of 1993.

8/91 to 6/92 Staff Attorney, Environmental Defense Fund, Boulder, Colo.: Legal counsel for EDF's Rocky Mountain Water Program. Representation of EDF in federal court litigation. Extensive participation in administrative rulemakings before the Colorado Water Quality Control Commission, State Engineer, and Water Conservation Board dealing with water rights and water quality regulatory reform. Legal advisor to EDF Regional Director on Colorado River, wetlands, instream flow, Indian water rights and other western water issues.

6/90 to 7/91 Legal Clerk, Land and Water Fund of the Rockies, Boulder, Colo.: Intensive research and analysis of environmental and natural resource cases. Sole representative of public interests before the Colorado Mined Land Reclamation Board. Responsible for case-specific negotiations with Forest Service and BLM on behalf of client groups.

9/89 to 5/91 Research Assistant, Professor Charles Wilkinson, Univ. of Colorado Law School: Investigation of legal, philosophical and policy aspects of wide-ranging public land, water, natural resources and Indian law issues. Extensive input to publications by Professor Wilkinson on western water law, Native American resource rights, public lands policy, and sustainable resource development.

6/84 to 3/88 Engineering Project Coordinator, Curtis-Wright Corp., Fairfield, NJ: Responsible for the design and implementation of production facilities for aerospace manufacturing company.

Publications: “New Life for Impaired Waters: Realizing the Goal to ‘Restore’ the Nation’s Waters Under the Clean Water Act,” 10 Wyoming Law Review 35 (2010).

“General Mining Law of 1872: Claimholder Rights, Federal Authority, Conflicts with Other Laws, and Proposals for Reform,” Rocky Mountain Mineral Law Foundation, Mining Law Short Course (2009, 2010, 2014).

“Daybreak on the Land: The Coming of Age of the Federal Land Policy and Management Act of 1976,” 29 Vermont Law Review, 815 (2005).

“The Right to Say No: Federal Authority Over Hardrock Mining on Public Lands,” 16 Journal of Environmental Law and Litigation, 249 (2001) (with Jeffrey C. Parsons).

“Ensuring Long-Term Protection of Water Quality at Colorado Mine Sites,” 30 Colorado Lawyer, 83 (June 2001) (with Jeffrey C. Parsons).

“The 1872 Mining Law as an Impediment to Mineral Development on the Public Lands: A 19th Century Law Meets the Realities of Modern Mining,” 34 Land and Water Law Review, 301 (1999).

“Conflicts in Law and Policy,” Proceedings of the International Conference on Pollution Prevention in Mining and Mineral Processing, 268 (Colorado School of Mines, 1994).

Citizens Handbook on Mining in Colorado (1991)

Water of Enchantment: Citizens Guide to New Mexico Water Law (Editor, 1991)

Special Appointments: Commissioner, Lyons Planning and Community Development Commission (2011-Present)
University of Colorado Law School Loan Repayment Assistance Program, Founding Committee Member (2004-Present)
Lyons Community Foundation (Board of Directors)(2009-2015)
Colorado Governor’s Summitville Mining Advisory Committee (1991-1998)

Bar Admissions: State of Colorado Supreme Court (1991)
U.S. District Court for the District of Colorado (1991)
U.S. Tenth Circuit Court of Appeals (1995)
U.S. Ninth Circuit Court of Appeals (1999)
U.S. Court of Federal Claims (2001)
U.S. Supreme Court (2008)