

ANDREA GELFUSO
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LEGAL EXPERIENCE

Public Lands Attorney, Friends of Animals Wildlife Law Program, 2015-2016

Applied comprehensive knowledge of federal public land laws to advocate for effective and humane wild horse management through litigation, the public commenting process, and Freedom of Information Act requests. Bolstered the organization's legal positions through use of scientific research on emerging issues such as the impacts of grazing on public lands, the protection of wild horse and sage grouse habitat, and the restoration of habitat after wildfire. Worked collaboratively to build support for the organization by engaging with traditional and social media, the scientific community, and concerned citizens. Initiated the use of GIS (Geographic Information System) mapping to clarify relationships between multiple resource uses.

Assistant Attorney General, Natural Resources Section, Environmental Quality Unit, Colorado Department of Law, 2011 – 2013

Advised the Colorado Department of Health and Environment (CDPHE) on air quality related matters, including regulation of asbestos, stationary and mobile sources of air pollution and backsliding under the Clean Air Act. Successfully litigated a Public Trust Doctrine challenge to State air quality regulation. Negotiated an enforcement action against one of the largest molybdenum mines in the world.

Attorney for the Air Quality Control Commission: Represented the Commission at public hearings on Stationary Source permit applications and contested rulemakings. Advised the Commission on air quality regulation and rulemaking, conflicts of interest, and compliance with the Colorado Open Meetings Law. Reorganized and revised the Commission's Procedural Rules, and proposed revisions to Southern Ute Tribe Intergovernmental Agreement regarding conflicts of interest and air quality regulation on Tribal lands.

Staff Attorney, Natural Resources Section, United States Department of Interior, Office of the Solicitor, Rocky Mountain Region, Denver, Colorado -- 1996-2008

Litigation:

Litigated dozens of public lands cases before the Interior Board of Land Appeals; won every case. Practice focused on energy issues including oil and gas, coal bed methane, power lines, and endangered and special-status species.

Advisory Matters:

Advised Interior agencies, including the National Park Service and the Bureau of Land Management, on major Federal environmental statutes including CERCLA and RCRA.

Advised on public lands issues including land acquisition, NPS Special Use permits, assessment claims under the Park System Resource Protection Act, and rights of way and easements, as well as hazardous waste issues involving National Parks and National Wildlife Refuges.

Counseled Federal land managers on historic preservation and protection of Native American artifacts under the Natural Historic Preservation Act, the Native American Graves Protection and Repatriation Act, and the Archeological Resources Protection Act.

Reviewed dozens of programmatic and site-specific Environmental Impact Statements for major oil and gas projects, pipelines and wind farms.

Recognized expert in the application of the Federal Advisory Committee Act, the Attorney-Client Privilege, and the Deliberative Process Privilege.

Negotiation:

Negotiated with State of Colorado and the Environmental Protection Agency regarding fines for hazardous waste releases under CERCLA, RCRA and the Underground Storage Tank Act; saved clients hundreds of thousands of dollars in fines.

Negotiated with local water providers to minimize fines under the Clean Water Act; saved client over \$50,000 in penalties on a single case.

Created and negotiated multi-party agreements involving oil and gas development, hazardous waste cleanup, carbon sequestration, water-quality monitoring, and bio fuel.

Staff Attorney, General Law Section – 1994 -1996

Successfully litigated over sixty employment cases before the Merit Systems Protection Board and Equal Employment Opportunity Commission: lost only one case. Drafted settlement agreements and participated in mediation to resolve cases on terms favorable to Federal agencies.

Staff Attorney -- United States Department of Interior, Office of the Solicitor, Northeast Region, Boston, Massachusetts – 1993-1994

Aggressively litigated personnel cases; won every case on motions for summary judgment. Negotiated dozens of civil penalties under the ESA, and completed more than fifty title applications for Federal land acquisition.

Staff Attorney -- United States Department of Interior, Office of Surface Mining, Denver Field Office, Denver, Colorado – 1991 -1992

Reviewed State amendments to State coal mining regulations for legal sufficiency under the Surface Mining Control and Reclamation Act: eliminated backlog of pending amendments.

TEACHNG EXPERIENCE

Adjunct Professor – University of Tulsa College of Law, Master of Jurisprudence in Energy Law Program -- 2015-Present

Course: Natural Resources Law

**Adjunct Professor – University College Environmental Policy and Management Program,
University of Denver, Denver, Colorado -- 2013-2015**

Course: Environmental Protection Law

**Adjunct Professor - Department of Geography, University of Denver, Denver, Colorado -- 1999-
2016**

Courses: Introduction to Environmental Law, Applications of Environmental Law, Sustainability, and Contemporary Environmental Issues of Colorado.

Received the Ruth Murray Underhill Teaching Award for excellence in teaching, 2010.

**Adjunct Professor - The University of Denver-University of Bologna International Center for Civic
Engagement, Bologna - 2009**

Taught Italian Environmental Law, Environmental Issues of Italy, and Civic Engagement in a Study
Abroad program in Bologna, Italy.

PUBLICATIONS

U.S. Water Quality: Not a Day at the Beach, the *Denver Post*, July 19, 2014

U.S. Regulation of Pesticides and Toxic Chemicals, Letter to the Editor, *The New Yorker*, March 10, 2014

How Government Really Works, the *Denver Post*, January 18, 2014

How An EPA Hearing Is So, Like, High School, Op-Ed Article, syndicated by *Writers On the Range* and
published on *HuffingtonPost.com*, 2011

Energy Efficiency Incentives for Investor-Owned Utilities, Briefing paper for State Senator Michael
Johnston's Citizen's Energy Policy Committee, 2010

SPEAKING ENGAGEMENTS

Regulation of Motor Vehicles in Colorado: Guest Lecture, University of Denver, March, 2015

Empowering Citizen Activists on Energy and Sustainability: Switch Talk, The Alliance Center, July, 2014

TEDx Crestmoor Park: Teaching Sustainability, The Journey Institute, December, 2013

Careers in Government Service: Panel Discussion, Sturm College of Law Environmental Law Clinic,
2013

Effective Environmental Advocacy: Making Change Happen, Teach In, University of Denver, 2013

Environmental Ethics: The Perils and Promise of Technology, National Undergraduate Bioethics
Conference, 2012

Water Laws, United States and Italy: A Comparison, Guest Lecture, University of Denver Women's
College, 2011

Fugheddaboudit: Environmental Law and the EcoMafia in Italy, University of Denver Spring Colloquium, 2010

CIVIC ENGAGEMENT

President, Advisory Board, Ricks Center for Gifted Children, 2015-2016

Comments on Colorado's Pesticide Applicator Act Sunset Review, Testimony Before the Colorado State Senate Agriculture, Natural Resources, and Energy Committee, April, 2015

Comments on Colorado's Pesticide Applicator Act Sunset Review, Testimony Before the Colorado House Agriculture, Livestock, and Natural Resources Committee, February, 2015

EDUCATION

University of Denver, Bachelor of Arts, Environmental Science, 1985

University of Denver College of Law, J.D. 1990

Admitted to the Colorado Bar, 1990