

# MARK N. TEMPLETON

ASSOCIATE CLINICAL PROFESSOR OF LAW AND  
DIRECTOR, ABRAMS ENVIRONMENTAL LAW CLINIC  
UNIVERSITY OF CHICAGO LAW SCHOOL

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**OFFICE:** The University of Chicago  
Abrams Environmental Law Clinic at the  
Edwin F. Mandel Legal Aid Clinic  
6020 South University Avenue  
Chicago, Illinois 60637  
(773) 702-9611

## WORK EXPERIENCE:

2012 – Present      **The University of Chicago Law School**  
**Edwin F. Mandel Legal Aid Clinic**  
Chicago, Illinois

*Associate Clinical Professor of Law* (2015 – present)  
*Assistant Clinical Professor of Law* (2012 – 2014)  
*Director, Abrams Environmental Law Clinic* (2012 – present)  
*Research Affiliate, Energy Policy Institute at Chicago (EPIC)*

Subjects taught include the Environmental Law Clinic, Environmental Law, Greenberg Seminar (Chicago's Natural History), Energy Law and Policy, Intensive Trial Practice Workshop, and Pre-Trial Advocacy.

Committee service includes University Office of Sustainability Advisory Council (2016-present), Law School Clinical Committee (2014-15), Law School Public Interest Committee (2015-present), and Law School Legal Writing Committee (2016-present).

2010 – Present      **Deepwater Horizon Oil Spill Trust**  
St. Louis, Missouri  
*Executive Director of the Office of Independent Trustees*  
(2010 – 2011, full-time; 2012 – present, as consultant)  
*Trustee of the Deepwater Horizon Oil Spill Trust*  
(2016 – present)

2009 – 2010      **State of Missouri, Department of Natural Resources**  
Jefferson City, Missouri  
*Department Director*

- 2005 – 2009      **Yale Law School**  
New Haven, Connecticut  
*Associate Dean for Finance and Administration and Chief Operations Officer*
- 2001 – 2005      **McKinsey & Company**  
San Francisco, California and Washington, DC  
*Engagement Manager*
- 2000 – 2001      **U.S. State Department**  
Washington, DC  
*Special Assistant and Senior Advisor to Assistant Secretary of State for  
Democracy, Human Rights, and Labor*  
*Advisor to U.S. Delegation to U.N. Commission on Human Rights*
- 1999 – 2000      **Human Rights Documentation Center**  
Bangkok, Thailand  
*Office Director*
- Summer 1998      **O’Melveny & Myers, Entertainment Law Department**  
Century City, California  
*Summer Associate*
- Summer 1997      **South Asia Human Rights Documentation Centre**  
New Delhi, India  
*Research Associate*
- 1994 – 1996      **Goldman Sachs, Fixed Income Division**  
New York, New York  
*Financial Analyst*
- 1992 – 1993      **Let’s Go, Inc.**  
Cambridge, Massachusetts  
*Publishing Director*

*Prof. Templeton currently consults to the Deepwater Horizon Oil Spill Trust and the Nevada Environmental Response Trust.*

## **EDUCATION:**

### **Yale Law School**

New Haven, Connecticut

- J.D., 1999
- Robert Bernstein International Human Rights Fellow, 1999 – 2000
- Khosla Prize for Human Dignity, 1999
- Research Assistant for Prof. Harold Hongju Koh
- Student Director, Lowenstein Human Rights Clinic
- Senior Editor & Admissions Committee Member, *Yale Law Journal*
- Participant, Nonprofit Organizations Clinic

### **Harvard College**

Cambridge, Massachusetts

- A.B. *magna cum laude* in Social Studies, March 1994
- John Harvard Scholarship; Harvard National Scholarship
- Senior News Editor, *The Harvard Crimson*
- Publishing Director, *Let's Go* travel guides

## **ADDITIONAL TEACHING EXPERIENCE:**

April 2016	<b>University of Chicago Civic Leadership Academy</b>
April 2015	Instructor: <i>Managing Predictable Surprises</i> session Co-instructor: <i>Leading Boldly, Without Sinking the Ship</i> session
January 2012	<b>Washington University in St. Louis Olin School of Business</b> Adjunct Lecturer, Executive MBA program: <i>Enterprise Risk Management</i> course
Spring 2011; Fall 2011	<b>Washington University in St. Louis School of Law</b> Adjunct Professor: <i>Introduction to Energy Law and Policy</i> mini-course
January 2008; January 2007	<b>Yale Law School</b> Co-leader: <i>Negotiation</i> reading group

## **PUBLICATIONS:**

Mark N. Templeton, *Lessons from the Deepwater Horizon Oil Spill Regarding the Effectiveness of the Clean Water Act and the Oil Pollution Act of 1990*, in *ENERGY LAW IN THE 21ST CENTURY: VIEWS FROM THE U.S. AND RUSSIA* (Gary Allison, ed., 2014), [http://www.americanbar.org/content/dam/aba/administrative/environment\\_energy\\_resources/resources/templeton\\_deepwater\\_horizon.pdf](http://www.americanbar.org/content/dam/aba/administrative/environment_energy_resources/resources/templeton_deepwater_horizon.pdf).

David Streckfuss & Mark Templeton, *Human Rights and Political Reform in Thailand*, in *REFORMING THAI POLITICS* 73 (Duncan McCargo ed., 2002).

Mark Templeton, *A Human Rights Perspective in the Broadcast Bill Debate*, in BROADCASTING REFORM IN INDIA: MEDIA LAW FROM A GLOBAL PERSPECTIVE 53 (Monroe E. Price & Stephan G. Verlhurst eds., 1998).

## **SELECTED CLINICAL PROJECTS:**

Providing technical assistance to state officials and stakeholders in the development of state plans under the Clean Power Plan in the Great Lakes region. The clinic is addressing a variety of legal issues that will arise during the state planning and implementation processes; the clinic has focused on questions related to existing state authorities, state plan design, stakeholder participation, and state plan adoption. The clinic is disseminating its ideas through oral presentations to decision makers and others and through written legal memos, fact sheets, and blog posts.

*Freeing Energy Data: A Guide for Regulators To Reduce One Barrier to Residential Energy Efficiency.* Wrote a report that argued that legislators and regulators need to remove legal barriers and increase access to energy-use information in order for entrepreneurs and others to realize the maximum amount of energy, financial and environmental savings. By assessing policy options and providing model rules, the report shows how to balance and to address the concerns of utilities, energy-efficiency entrepreneurs, privacy advocates, and the public.

*Sierra Club et al. vs. Office of Mines and Minerals et al.*, 2015 IL App (4th) 140405. Represented three environmental groups that challenged approval of a surface mining permit by the Illinois Department of Natural Resources over failure to complete consultation under the Illinois Natural Areas Preservation Act, to ensure compliance with the Illinois Surface-Mined Land Conservation and Reclamation Act, and to hold a pre-decisional hearing consistent with constitutional due process.

Brief for Steven Gaw and Steven Weissman as Amici Curiae Supporting Appellants and Reversal, *State of North Dakota, et al v. Beverly Heydinger, et al.*, Nos. 14-2156 and 14-2251 (8th Cir. Nov. 12, 2014). Represented two public utility experts as *amici curiae* in arguing that Minnesota's Next Generation Energy Act (Minn. Stat. § 216H.03) is an appropriate exercise of Minnesota's long-standing authority over the procurement decisions of local utilities.

*Request for a Formal Investigation into Disclosures Made by Royal Dutch Shell Plc about its U.S. Arctic Ocean Program* to the U.S. Securities and Exchange Commission (2015) (available at [http://usa.oceana.org/sites/default/files/oceana\\_and\\_abrams\\_clinic\\_arctic\\_ocean\\_petition\\_to\\_sec.pdf](http://usa.oceana.org/sites/default/files/oceana_and_abrams_clinic_arctic_ocean_petition_to_sec.pdf)). With Oceana, argued that Shell did not fully or timely disclose material litigation threatening its Arctic program or fully disclosed the risks from a catastrophic accident resulting from its activities in the region—disclosure required under the Securities Exchange Act of 1934, the Securities Act of 1933, and SEC rules.

*Prairie Rivers Network vs. Office of Mines and Minerals et al.* (2012-2015). Represented environmental organization in administrative proceedings before the Illinois Department of Natural Resources that challenged mining permit renewals for Foresight Energy's Macoupin Energy's Shay 1 coal mine near Carlinville, Illinois; successfully settled for changes to permit terms.

Clients, partners and co-counsel have included Alliance for the Great Lakes, Environmental Defense Fund, Natural Resources Defense Council, Oceana, Pilsen Alliance, Prairie Rivers Network, Sierra Club (Illinois Chapter), and Recovery on Water, among others.

#### **ACADEMIC TALKS:**

- June 2016                    **Peking University**  
*How Independent Experts and Environmental Organizations Work to Address Regulatory Failures: A Case Study*
- June 2016                    **University of Chicago Beijing Center and Tsinghua University**
- *Law, Science and Politics* (with Tom Ginsburg)
  - *Lead in the Water: How Independent Experts and Environmental Organizations Worked to Address Regulatory Failures in Flint, Michigan*
- October 2013                **University of Wyoming College of Law**  
*Lessons from the Deepwater Horizon Oil Spill*
- November 2012             **University of California at Irvine**  
*The Role of Law in Disaster Planning, Management and Response*, as part the Future of Offshore Drilling conference
- October 2012                **Seventh International Energy Week, Moscow Energy Dialogue**  
*Lessons Learned from the Deepwater Horizon Oil Spill*  
Participation sponsored by the U.S. Department of Energy

#### **ADDITIONAL SPEAKING ENGAGEMENTS:**

- May 2016                    Organizer and Moderator, University of Chicago Law School, *Insider's Debate: Will the Clean Power Plan Survive?*
- May 2016                    Moderator, University of Chicago Law School, *Missiles in the White City: How Chicago's Inferiority Complex & Government Paranoia Creatively Destroyed Jackson Park*
- March 2016                   Organizer and Presenter, University of Chicago Law School, *Pathways to a Clean Environment: Law, Enforcement and the Public in China and the U.S.*
- March 2016                   Presenter, U.S. Department of Housing and Urban Development and University of Chicago Urban Network, *Learning from the City: The Midwest Regional Convening of UN Habitat III*

March 2016 Moderator, University of Chicago Alumni Law Society, Washington, D.C., *The Clean Power Plan and Its Potential Impact on U.S. Energy Policy, Markets, and the Environment*

March 2016 Moderator, Chicago Council on Global Affairs, *China's Environmental Future*

March 2016 Organizer and Moderator, University of Chicago Law School, *Flint's Water Crisis*

January 2016 Moderator, University of Chicago Law School, *An Insider's Look at the Paris Agreement with Sue Biniaz*

December 2015 Participant, Plea Bargain System Roundtable with Delegation led by Mr. JIANG Wei, Deputy Head of the Office of Leading Group of Judicial System Reform of Central Committee of the Communist Party of China, The People's Republic of China

December 2015 Organizer and Moderator, University of Chicago Law School, *Markets for Water? A Discussion with Richard Sandor and Dan Tarlock*

November 2015 Panelist, University of Chicago Energy Policy Institute, *Merchants of Doubt: The Spread of Climate Skepticism*

October 2015 Organizer and Moderator, University of Chicago Kreisman Housing Initiative, *Environment, Development, and Community: The Case of Pilsen*

June 2015 Presenter, Ceres Webinar: *Find Out the Latest on Shell's Plans for Arctic Ocean Exploration Drilling*

June 2015 Host and Discussant, Visit of the China Council for International Cooperation on Environment and Development Special Policy Study on Soil Pollution Management delegation to the University of Chicago Law School

May 2015 Commentator, University of Chicago Law School, *May the Force (of Law) Be With You: The Lucas Museum & the Public Trust Doctrine*

May 2015 Moderator, University of Chicago Law School, *Climate Engineering: Into the Great Wide Open?*

April 2015 Organizer and Moderator, University of Chicago Kreisman Housing Initiative, *Rising Storm: Ways of Addressing Climate Change's Impacts on Infrastructure and Housing*

April 2015 Presenter, Briefing at Dirksen U.S. Senate Office Building, *Shell's Frozen Future: Has Shell Fairly Disclosed the Risks of Drilling in the Arctic Ocean?*

- October 2014            Organizer and Presenter, University of Chicago Law School, *A Debate: Carbon Emission Regulations*
- June 2014                Guest Lecturer, Prof. Susan Kidwell's Physical Sciences 11000: Environmental History of the Earth, *A Brief Introduction to U.S. Environmental Law*
- November 2013        Moderator, University of Chicago Law School, *The Problem of Vacant Land in the City of Chicago*
- April 2013                Panelist, University of Chicago Institute of Politics, *Climate Change: A Policy Forecast*
- April 2013                Organizer and Moderator, University of Chicago Law School, *The Local Battle Against Climate Change*

**IN THE MEDIA:**

Monica Davey & Abby Goodnough, *Emails Deepen Criminal Cases in Flint, but Charges May Be Tough to Prove*, N.Y. TIMES (April 25, 2016), at A8.

*Support for the Lucas Museum Proposal*, CHIC. TRIB. (May 11, 2016).

*Illinois EPA No Longer Sending Emission Test Notices*, ABC 7 CHIC. (Feb. 3, 2016).

Jennifer A. Dlouhy, *Drilling in the Arctic Could Be More Difficult, and Costly, Than Shell Is Letting On*, *Environmentalists Tell SEC*, HOUS. CHRON. (April 28, 2015).

Daniel J. Graeber, *U.S. Frontier Energy Plans Under Fire; Industry Groups Say Too Many Areas Already Off Limits to Explorers*, UNITED PRESS INT'L (April 28, 2015).

**PROFESSIONAL AND CIVIC ORGANIZATIONS:**

**Forest Preserves of Cook County**

Secretary and Member, Conservation and Policy Council, 2015 – present

**Illinois Bar**

Member, 2012 – present (active)

**State Bar of California**

Member, 2001 – present (inactive)

**United States Federal Courts**

Member, U.S. Court of Appeals for the Seventh Circuit

Member, U.S. District Courts for the Northern District of Illinois, Central District of Illinois, Northern District of Indiana, and Eastern District of Wisconsin

**Illinois State Bar Association**

Member, 2012 – present

**Climate Prosperity Project**

Washington, DC

Advisory Board Member, 2009 – 2010

**Georgetown Climate Center**

Washington, DC

Advisory Board Member, 2009 – 2011