



Kevin Murray

Partner

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Substantial experience accrued from membership on various Boards.

Provided direction on improving board effectiveness including reconstruction of corporate bylaws, board functions, responsibilities, and makeup of three different boards. Participated and led board recruitment and development, in two instances working to initiate and complete entity rebranding. Participated in long term planning to ensure financial stability and entity longevity. Professional experience includes substantial depth and experience with due diligence in the acquisition and disposition of billions of dollars of corporate and real property assets, and with environmental compliance and permitting. Deep expertise with environmental regulation and remediation. Known for innovative and unique resolutions to complex contamination issues, especially involving multi-jurisdictional and multi-agency matters in the real estate, mining, energy, petroleum, and manufacturing industries. Successful representation of public and private clients to transform thousands of acres of brownfields property.

EDUCATION

Brigham Young University, J. Reuben Clark Law School, J.D., 1984
cum laude

Brigham Young University, B.A., 1981
cum laude

American College of Environmental Lawyers, Fellow

National Association of Corporate Directors, Fellow

BAR ADMISSIONS

Idaho
Texas
Utah

EXPERIENCE

Board Experience

Lakeview Hospital, HCA Regional Hospital, Private Company. Among other matters, oversaw the reconstruction of the ER as well as groundbreaking for a new addition to the hospital. Collective Board leadership resulted in national recognition for the hospital.

- Grievance Committee
- Doctor Review Board
- Board Chair

Utah Solid and Hazardous Waste Control Board, Member, 2011-2016. Governmental Entity. Membership by Governor appointment. During 10-years on the board led board re-organization twice upon legislative recommendation.

- Chair

Pioneer Theatre Company, private nonprofit. During years as chair the theater maintained positive cash flow and budget in the face of declining national theater interest.

- Chair, 2014-2016, Executive Board
- Director of Development, 2006-2014

- Nominating Chair, 2016-2017
- Rebranding Committee
- Endowment Committee

Davis Education Foundation, Davis County School District, Board of Trustees, 2006-2011, private nonprofit. Led the successful development of strategic partnerships leading to the expansion of the foundation endowment and education programs.

- Chair, 2008-2009
- Chair, Strategic Partnership Committee
- Chair, Search Committee

Boy Scouts of America, Council Executive Board, Private nonprofit. 2015-2016

- Legal Committee
- Governance Committee

CLIENT RESULTS

Strategist behind the highly innovative and successful Midvale Slag Site, which recently was deleted from the U.S. Environmental Protection Agency's National Priorities List of Superfund Sites 50 years ahead of schedule.

Played a key role in the Richardson Flats remediation, which was recognized by the Department of the Interior as the site of the year for its effective combination of Natural Resource Damages Restoration and CERCLA remediation.

Led the remediation and redevelopment of a 450-acre smelter site through the innovative use of special account and private funds. It was the first time EPA had agreed to use the approach. The former smelter site is now a thriving multi-use project.

Led the development of innovative protocols for the reclamation and redevelopment of 2000-plus acres of mining land in a leading resort area. Continued development of estate lots, residential, commercial and hotels.

Lead counsel on one of the first projects to successfully utilize the EPA ER3 pilot Superfund initiative.

Negotiated a Prospective Lessee Agreement, a liability relief mechanism reportedly used by EPA only one other time in CERCLA history.

Led the environmental team of a utility cooperative in permitting a large wind farm.

Counsel to potentially responsible parties in the remediation of seven miles of petroleum contaminated canal sediments.

Counsel to numerous parties in the negotiation of dozens of consent

decrees for NPL site remediation.

Due diligence counsel in a \$3.2 billion acquisition of a Fortune 50 company.

Due diligence counsel in a bid to acquire a 1500 mile portion of a gas pipeline system, as well as an 8000 mile gulf natural gas pipeline and its associated 68.5 billion cubic feet storage system.

Due diligence counsel to acquire the production, gathering, transmission, and distribution assets of a large gas company, including more than 12,000 miles of pipeline and 90 compressor stations.

PUBLICATIONS

"Developing for Extreme Weather Events," *Utah Business*, 03/09/2020

"Water Quality," *Environmental Regulation*, excerpted from the *Second Edition of the American Law of Mining*, Chapter 169, 2015

SPEAKING ENGAGEMENTS

"Environmental Law Update," *Utah Municipal Attorneys Association Spring Conference*, May 2011

RECOGNITION

- *Chambers USA: America's Leading Lawyers for Business*, Environment, Natural Resources & Regulated Industries, 2010-2016
- *The Best Lawyers in America*® Energy Law, Environment Law, 1995-2018
- American College of Environmental Lawyers, Fellow
- Martindale-Hubbell®, AV Preeminent® Rating
- *Utah Business Magazine*, Utah Legal Elite, 1998-2015; Environmental, 2017
- Mountain States Super Lawyers®, Environmental, 2007-2016, 2018-2020
- Mountain States Super Lawyers®, "Top 100 Lawyers," Environmental, 2012
- Peter W. Billings Excellence in Teaching Award, May 2016