

**MARILY NIXON**  
5533 Aylesboro Avenue  
Pittsburgh, PA 15217  
Phone 919-619-1968  
Email [marilynixon@gmail.com](mailto:marilynixon@gmail.com)

---

---

## ***EDUCATION***

**UNIVERSITY OF VIRGINIA SCHOOL OF LAW**, Charlottesville, VA  
*Juris Doctorate degree*  
Editorial Board and Article Review Board, *Virginia Law Review*

*Summer Associate*: Kilpatrick & Cody, Washington, DC; Holland & Hart, Denver, CO;  
Brooks, Pierce, Greensboro, NC

**DUKE UNIVERSITY**, Durham, NC  
*Bachelor of Arts Degree with Double Major in English and French*  
New York University/University of Paris Advanced Study Program in  
French Literature, Paris, France

---

---

## ***TEACHING***

**UNIVERSITY OF PITTSBURGH**, Pittsburgh, PA  
*Professor of the Practice, July 2017 to present*  
Property Law, Environment, and Social Justice, Dietrich School of Arts and Sciences (Fall 2017)  
Environmental Law and Policy, Dietrich School of Arts and Sciences (Spring 2018)  
Environmental Justice Law, School of Law (Spring 2018)

**DUKE UNIVERSITY SCHOOL OF LAW**, Durham, NC  
*Senior Lecturing Fellow, Summer 2017*  
Summer Institute on Law and Legal Culture, LLM Program

**UNIVERSITY OF RICHMOND**, Richmond, VA  
*Adjunct Professor, Fall 2016*  
Environmental Law and Policy, School of Arts and Sciences

---

---

## ***OTHER EMPLOYMENT***

**PRIVATE PRACTICE**, Chapel Hill, NC and Pittsburgh, PA  
*January 2008-June 2017*

Public policy analysis and legal work for nonprofit organizations. Representative work included drafting Marcellus Shale gas green lease guide to assist landowners in responding to natural gas development; developing land conservation and project commercialization

strategies for statewide environmental group; drafting pleadings for citizen groups in state utilities commission proceedings advocating for energy efficiency and renewable energy; and creating strategy for environmental groups to challenge construction of new coal-fired power plants based on financial and regulatory risks.

**THE HEINZ ENDOWMENTS**, Pittsburgh, PA

*Breathe Project Coordinator, February 2012-February 2014*

Led The Heinz Endowments team implementing the Breathe Project, a public-private-nonprofit initiative to improve air quality in western Pennsylvania. Developed and implemented clean air and energy projects and events with local nonprofits, government, corporations, and citizen groups. Built the Breathe Project coalition of individuals, companies, nonprofits, and government entities to initiate clean air projects; advised on and supported projects undertaken by coalition members that improve air quality, reduce energy use, or increase use of renewable energy. Worked with The Heinz Endowments' grantee organizations to maximize their effectiveness in clean air, clean energy, and sustainable development education and advocacy work. Made grants supporting new programs furthering Breathe Project goals.

**FOGNANI & FAUGHT, PLLC**, Denver, CO

*Of Counsel, January 2008-February 2012*

Project work in environmental and land use law for corporate and nonprofit clients. Representative projects included defense of university relating to waste disposal site; legal analysis to support land development application for major controversial residential project in Aspen, Colorado; title work for large oil and gas properties in Rocky Mountain West; drafting of initial environmental and social protection regulations for mining activities in Afghanistan under World Bank contract; and legislative analysis/drafting of water quality and natural resources bills in state legislature and U.S. Congress.

**SOUTHERN ENVIRONMENTAL LAW CENTER**, Chapel Hill, NC

*Senior Attorney and Director, Healthy Air and Energy Program, March 2004-December 2007*

Led Clean Air Act, clean energy, and climate change law and policy advocacy program for environmental advocacy organization covering six southeastern states. Managed program attorneys, developed policy and litigation campaigns to cut air pollution from mobile and stationary sources, represented citizen groups in policy-forcing litigation and negotiations. Participated in state utilities commission dockets on behalf of citizen groups advocating for energy efficiency, better resource planning, and decreased reliance on coal-fired power plants. Worked with EPA, state air agencies, industry leaders, national environmental and energy groups, and other stakeholders on air, energy, and climate change issues. Held seat on North Carolina Climate Action Plan Advisory Group. Secured program funding from foundations and individual donors through grant applications, relationship building, and presentations to funder groups.

**JEFFERSON COUNTY ATTORNEY'S OFFICE**, Golden, CO

*Assistant County Attorney, June 1999-February 2004*

Land use attorney for county in metropolitan Denver area with 500,000 residents. Counseled Board of County Commissioners, Planning Commission, and Planning and Zoning

Department on all aspects of land use and administrative law, including zoning, subdivisions, special districts, intergovernmental agreements, annexations, rural clusters, siting of public facilities, mineral operations, telecommunications facilities, threatened and endangered species, growth controls, open records, public meetings. Acted as hearing counsel during extensive public hearings. Analyzed and participated in formulation of County positions on pending state and federal legislation, as well as in drafting new legislation. Drafted and reviewed land use-related regulations and policies. Litigated land use appeals. Represented County-owned conference facility in contractual matters. Representative on Citizens Advisory Board for redevelopment of the 4,700-acre former Denver-Stapleton airport site into new urbanist community of 30,000 residents.

**DORSEY & WHITNEY LLP**, Denver, CO

*Attorney, June 1996-June 1999*

Practiced environmental, natural resources, and land use law with special expertise in federal land exchanges, easements, rights of way, leases. Counseled government and domestic/international industry clients on issues arising under federal, state, and local environmental and land use authorities, oil and gas laws, mining laws, and National Environmental Policy Act. Conducted environmental due diligence for large corporate transactions, drafted environmental portions of transfer documents for large corporate transactions, oversaw permit transfers, lease assignments, and other aspects of corporate transactions.

**HOLLAND & HART LLP**, Denver, CO

*Attorney, September 1993-June 1996*

Developed primarily environmental and natural resources practice in both transactional and litigation settings. Analyzed issues relating to land exchanges, extraction, and other uses of federal lands. On behalf of group of potentially responsible parties, analyzed and negotiated cost-recovery claims relating to cleanup of large hazardous waste site. Analyzed legal issues relating to commercial transactions and disputes, drafted pleadings and briefs for variety of litigation clients. Represented citizen groups in national forest access and rights-of-way issues. Represented Native American tribes in negotiations with federal government agencies.

---



---

***SELECTED PUBLICATIONS AND PRESENTATIONS***

Editor, Wondwossen Demissie Kassa, *Ethiopian Criminal Procedure* (Washington, D.C.: American Bar Association Rule of Law Initiative, 2012).

*Marcellus Shale Lease Guide*, proposed conservation-oriented lease terms for landowners, Pennsylvania Environmental Council (July 2011).

*Environmental and Social Protection Regulations*, initial draft of regulations applicable to Mining Industry in Afghanistan, completed under World Bank contract (Draft 2008).

*Strategies for Fighting Pollution and Climate Change from Coal-Fired Power Plants*, presentation to Southeast Funders conference, Charlottesville, Virginia (November 2007).

*Writing the Workplace Memorandum*, two-part course in business writing at Duke University's Nicholas School of the Environment (Spring 2005).

*Ozone Nonattainment in the Southeast*, presentation at U.S. Environmental Protection Agency Region IV Annual Conference, Atlanta (April 2005).

*Air Pollution Roundtable*, participation in televised debate with North Carolina air quality regulators and industry representatives, Raleigh, NC (July 2004).

*The Wilderness Act's Impact on Mining Activities*, 76 *Denver University Law Review* 591 (1999) (with Kenneth D. Hubbard and Jeffrey A. Smith). Article reprinted in 37 *The Public Land Law and Resources Digest* 11 (2000).

"Current Regulatory Approaches to Mine Closure in the United States," in *Environmental Policy in Mining: Corporate Strategy for Closure*, Lewis Publishers (Boca Raton: Lewis Publishers, 2000) (with Luke Danielson).

---

---

***OTHER***

Licensed to practice law in Pennsylvania and Colorado. Also licensed in North Carolina (inactive status).

Languages: Italian, French.