

Professional Biography



EDWARD (TED) BOLING | PARTNER

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As an associate director at the President's Council on Environmental Quality (CEQ), Edward (Ted) Boling served as the country's top National Environmental Policy Act (NEPA) attorney. He currently advises clients on the development of renewable energy, resource development, transportation, and infrastructure, drawing on over 30 years of high-level public service.

Ted served in the U.S. Department of the Interior (DOI), CEQ, and the U.S. Department of Justice (DOJ) in both Democratic and Republican administrations. His experience includes deep involvement in federal infrastructure issues, as well as leadership of the first comprehensive revision of CEQ's NEPA regulations in 40 years.

Ted's work at CEQ also included the National Ocean Policy, CEQ's climate change guidance, and the regulatory response to the Deepwater Horizon disaster. He drafted NEPA guidance on mitigation and monitoring, cumulative impacts analysis, and the development categorical exclusions from detailed NEPA documentation. Ted advised on the establishment of numerous national monuments, including the first marine national monuments in the United States and the largest marine protected areas in the world. He also assisted in briefing three U.S. Supreme Court cases.

At DOI, Ted handled matters involving energy development on the outer continental shelf, including offshore wind power development, and the fast track for solar and wind energy projects on public lands. He has provided legal and policy advice on environmental issues concerning the Federal Columbia River Power System and the California Central Valley Project.

At DOJ, in the first 10 years of his career, Ted litigated significant cases involving NEPA, endangered species, marine mammals, wetland protections, and public lands. He was involved in litigation concerning the Northwest Forest Plan, National Forest management decisions, and Federal Transit Administration decisions in New England.

**Admitted in Virginia only. Practice supervised by D.C. Bar members pursuant to D.C. Court of Appeals Rule 49(c)(8).*

RELATED EMPLOYMENT

- Council on Environmental Quality, Executive Office of the President Associate Director for the National Environmental Policy Act, 2016 – 2020
- U.S. Department of the Interior, Deputy Solicitor for Parks and Wildlife, 2013 – 2016
- U.S. Department of the Interior, Deputy Solicitor for Land Resources, 2011 – 2013

- U.S. Department of the Interior, Counselor to the Assistant Secretary, Land and Minerals Management, 2010 - 2011
- Council on Environmental Quality, Executive Office of the President, Senior Counsel for Environmental Policy and Public Involvement, 2009 - 2010; General Counsel, 2008 - 2009; Deputy General Counsel, 2000 - 2007
- U.S. Department of Justice, Environment and Natural Resources Division, Senior Trial Attorney, Natural Resources Section, 1998 - 2000
- U.S. Department of the Interior, Counselor to the Assistant Secretary for Fish and Wildlife and Parks, 1996 - 1998
- U.S. Department of Justice, Trial Attorney, 1990 - 1996

NEWS

05.13.2021

Ted Boling Quoted in Journal News—Environmental Laws Bypassed at Westchester Airport Project

General News

Journal News

Partner Ted Boling was quoted in “Environmental Laws Bypassed at Westchester Airport Project,” an article in *Journal News*, regarding the National Environmental Policy Act (NEPA).

04.26.2021

Ted Boling Featured on Environmental Professionals Radio—Policy in NEPA, Offshore Wind, and National Parks

General News

Environmental Professionals Radio

Partner Ted Boling was featured on the *National Association of Environmental Professionals Radio* episode, “Policy in NEPA, Offshore Wind, and National Parks,” where he spoke with Laura Thorne and Nic Frederick about the National Environmental Policy Act (NEPA), offshore wind, and the national parks.

04.26.2021

Ted Boling Quoted in Bloomberg Law—Lawyers Look to Courts to Resolve Environment Standards ‘Chaos’

General News

Bloomberg Law

Partner Ted Boling was quoted in “Lawyers Look to Courts to Resolve Environment Standards ‘Chaos,’ ” an article in *Bloomberg Law*, regarding the order signed by Deb Haaland, which rolled back Ryan Zinke’s 2017 directive for how the department will comply with the National Environmental Policy Act when considering infrastructure proposals such as wind farms and pipelines.

12.16.2020

Ted Boling Quoted in Multiple Publications Regarding the Appointment of Brenda Mallory

General News

Ted Boling was quoted multiple publications regarding the appointment of Brenda Mallory to lead the Council on Environmental Quality, according to two people close to the Biden transition team.

10.19.2020

Ted Boling and Stacey Bosshardt Mentioned in Multiple Publications Regarding Joining Perkins Coie

General News

Ted Boling and Stacey Bosshardt were mentioned in multiple publications regarding joining Perkins Coie’s Environment & Natural Resources practice in the Washington, D.C., office.

10.01.2020

Perkins Coie Expands National Environmental, Energy and Resources Practice With Prominent Project Development Lawyers in Washington, DC

Press Releases

Perkins Coie announced today that Edward (Ted) Boling and Stacey Bosshardt are joining the firm’s Environment, Energy & Resources Practice in the Washington, D.C. office.

10.01.2020

Stacey Bosshardt and Ted Boling Mentioned in Bloomberg Law - Two Leading Federal Environmental Lawyers Jump to Perkins Coie

General News

Bloomberg Law

Stacey Bosshardt and Ted Boling were mentioned in the *Bloomberg Law* article, "Two Leading Federal Environmental Lawyers Jump to Perkins Coie," regarding joining the firm.

PUBLICATIONS

08.19.2021

FAST-41 Environmental Review and Permitting Process Changes in the Senate Infrastructure Bill

Updates

Title VIII of the Infrastructure Investment and Jobs Act (H.R. 3684), the infrastructure bill recently passed by the U.S. Senate, includes several important amendments to Title 41 of the Fixing America's Surface Transportation (FAST) Act, or FAST-41, which have the potential to significantly reform the federal environmental review and permitting process for covered infrastructure projects.

04.21.2021

Managing Conflict: Department of the Interior Implementation of 2020 NEPA Regulations

Updates

The secretary of the interior issued two Secretarial Orders on April 16, 2021, that provide early indications of the Biden administration's approach to the environmental review process for infrastructure projects under the National Environmental Policy Act.

12.09.2020

Mining Proposal Raises Questions About Permitting Council

Articles

Law360

Nearly five years after it was established, the Federal Permit Improvement Steering Council has proposed adding the mining sector to the list of infrastructure sectors covered by Title 41 of the Fixing America's Surface Transportation Act, or FAST-41.

12.01.2020

Federal Permitting Council Proposes Adding Mining Sector Under "FAST-41"

Updates

The Federal Permit Improvement Steering Council on November 27, 2020, proposed to add mining to the list of infrastructure sectors that are covered by Title 41 of the Fixing America's Surface Transportation Act (FAST-41).

11.25.2020

Department of Transportation Proposes New NEPA Procedures

Updates

The U.S. Department of Transportation has proposed comprehensive changes to update its procedures under the National Environmental Policy Act in response to the Council on Environmental Quality's July 16, 2020, overhaul of the regulations implementing NEPA.

11.20.2020

Forest Service Releases Narrowly Tailored Update to Its NEPA Procedures

Updates

The U.S. Forest Service has released narrowly tailored changes to update its procedures under the National Environmental Policy Act, in the wake of the Council on Environmental Quality's recent overhaul of the NEPA regulations.

PRESENTATIONS

06.09.2021

The Future of NEPA—the Status and Future of New NEPA Rules

Speaking Engagements

American Bar Association / Webinar

Matt Rojas and Ted Boling participated in a panel entitled "The Future of NEPA—the Status and Future of New NEPA Rules" on a recent ABA-sponsored webinar.

0520.2021

CEQ's Review of the 2020 Final Rule: Issues and Opportunities

Speaking Engagements

NAEP 2021 Conference & Training Symposium /Virtual

This presentation discussed the major issues in the Council on Environmental Quality's (CEQ) 2020 final rule updating the National Environmental Policy Act (NEPA) Implementing regulations, the CEQ process to "consider suspending, revising, or rescinding," the 2020 rule under Executive Order 13990, and recommendations on which provisions from the 2020 rule should be retained or modified.

04.01.2021

Offshore Transmission Planning

Speaking Engagements

Energy Bar Association

Electric Power in the Biden Era

02.16.2021

NEPA at 50

Speaking Engagements

Energy & Mineral Law Foundation Oil & Gas Environmental and Regulatory Institute / Virtual Event

02.15.2021

Energy & Mineral Law Foundation

Speaking Engagements

Environmental/Regulatory Special Institute / Washington, D.C.

11.05.2020

The National Environmental Policy Act

Speaking Engagements

29th Eastern Boot Camp on Environmental Law / Virtual

AREAS OF FOCUS

PRACTICES

- Environment & Natural Resources
- Climate Law

BAR AND COURT ADMISSIONS

- Virginia

EDUCATION

- Washington University School of Law, J.D., 1990, Editor-in-Chief, *Washington University Journal of Urban and Contemporary Law* (now *Journal of Law and Policy*)
- Mary Washington College, B.A., 1986