

## ROBERT L. GRAHAM, Of Counsel

*Robert L. Graham is a nationally recognized authority on environmental, health, safety, natural resources and energy matters. He literally helped to write the book on these issues, co-authoring an environmental law textbook (now in its fifth edition) that is widely used in many of the nation's law schools. Mr. Graham also has broad experience in contractual and business tort disputes, RICO and fraud litigation, securities litigation, civil rights matters and class action litigation. He has represented clients in trial, regulatory and transactional settings before federal and state courts and agencies across the country, and has handled appeals before the US Supreme Court and other state and federal appellate courts.*

Mr. Graham has repeatedly been recognized for his professional accomplishments. The Chicago Appleseed Fund for Justice awarded him its Commitment to Justice and Community Action Award in 2006; the League of Women Voters awarded him its Citizen of Action Award in 2008; the Harvard Law School Society of Illinois in 2010 awarded him its Role Model Award; and the Environmental Law and Policy Center honored him in 2013 as one of its original three founders. *Chambers USA* has praised Jenner & Block's Environmental and Workplace Health & Safety Law Practice, which Mr. Graham also founded, as a "powerhouse with significant prowess in litigation" that is also "sought out for its advice on transactional and compliance-related matters, including environmental health and safety issues." Noting that Mr. Graham is "preeminent in his field," *Chambers USA* also found that clients describe Mr. Graham as "a master of relating to the regulatory authorities."

Mr. Graham is AV Peer Review Rated, Martindale-Hubbell's highest peer recognition for ethical standards and legal ability. He has served as a board member for the Environmental Law Institute; for the Northwestern Center on Wrongful Convictions; for the Lawyers' Committee for Civil Rights Under Law; for the board of advisors of *Shepard's Environmental Liability In Commercial Transactions Reporter*; and for the Institute for Psychoanalysis. He has more than a decade of experience teaching environmental law at both Northwestern University School of Law and Loyola University School of Law. For 15 years, he was a member of the Illinois Supreme Court Committee on Civil Pattern Jury Instructions. He was profiled in 2013 by the *ELI Insider*, a publication of the Environmental Law Institute Leadership Council. From 2000-2004, he also served as the Managing Partner of Jenner & Block.

Mr. Graham's environmental and energy law practice has specifically included representation before regulatory agencies, before courts and among private parties concerning (i) the location, siting, licensing, permitting and remediation of plants and facilities; (ii) toxic torts and environmental, health, and safety impacts pertaining to industrial, residential and commercial developments; (iii) the applicability of federal and state statutes to disputes involving the operation and/or sale of businesses and real estate; (iv) the handling of petroleum spills and industrial accidents; and (v) insurance coverage for environmental claims. His clients have included Fortune 500 companies, municipalities, park districts and citizens groups.



## ROBERT L. GRAHAM Of Counsel

### CHICAGO

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### PRACTICE GROUPS

Bankruptcy Litigation  
Climate and Clean Technology Law  
Consumer Law  
Energy  
Environmental and Workplace Health & Safety Law  
Health Care  
Intellectual Property  
Japan Practice  
Patent Litigation and Counseling  
Products Liability

### EDUCATION

Harvard Law School, JD, 1972

University of Michigan, BA, 1969; With Highest Distinction; James B. Angell Scholar; Phi Beta Kappa

### ADMISSIONS

California (inactive), 1973

Illinois, 1972

### COURT ADMISSIONS

US Supreme Court, 1976

US Court of Appeals, Fifth Circuit, 1998

US Court of Appeals, Sixth Circuit, 1993

US Court of Appeals, Seventh Circuit, 1973

US Court of Appeals, Federal Circuit, 1983

US Court of Appeals, DC Circuit, 1973

US District Court, Northern District of Illinois, 1972

In addition to having a comprehensive environmental and energy law practice, Mr. Graham has broad experience in all types of contractual and business tort disputes, RICO and fraud litigation, securities litigation and litigation involving the legal protection of computer software, trade secrets and proprietary rights. He has represented clients in trial, regulatory and transactional settings before federal and state courts and agencies across the country. He has also handled appeals before the US Supreme Court, the US Court of Appeals for the District of Columbia Circuit, the US Court of Appeals for the Seventh Circuit, the US Court of Appeals for the Sixth Circuit, the Illinois Supreme Court, the South Dakota Supreme Court, and numerous other federal and state appellate courts.

US District Court, Eastern District of Wisconsin, 1992

US District Court, Western District of Michigan, 1994

Mr. Graham's broad range of experience also extends to civil rights matters. His cases have involved commercial speech, freedom of religion, freedom of association, fair housing, disability rights, prisoners' rights, criminal procedure and the death penalty. He has also represented the City of Chicago and the Chicago Park District in cases involving allegations of discrimination in hiring, firing, and compliance with federal court consent decrees.

Mr. Graham also has extensive experience in class action litigation. He has successfully defended numerous cases brought as class actions in federal courts throughout the country. He has also successfully represented plaintiff classes in federal civil rights, RICO, and consumer fraud actions, and has developed extensive experience in the enforcement of and the defense of federal consent decrees in class action cases.

Finally, Mr. Graham has served as an arbitrator and mediator in a variety of commercial and civil litigation disputes. He has also served as an expert witness in litigation involving allegations of attorney malpractice.

## **Awards**

- *Best Lawyers in America*, 2014-2019, 2021, 2022  
Environmental Law
- *Chambers USA*  
Environment: Mainly Transactional (Illinois), 2006-2019
- Chicago Appleseed Fund for Justice  
Commitment to Justice and Community Service Award, 2006
- *Crain's Who's Who in Chicago Business*, 2002-2008
- Harvard Law School Society of Illinois  
Role Model Award, 2010
- *Illinois Super Lawyers*  
Environmental/Land Use, 2005-2008  
Environmental Law, 2009-2020
- Jenner & Block Robert L. Graham Mentor Award, 2017

- Leading Lawyers Network  
Leading Business Lawyer, 2004, 2007  
Environmental Law, 2004-2019  
Top 100 Real Estate-related Lawyers in Illinois, 2009  
Top 10 Leading Environmental Lawyers in Illinois, 2015-2017
- League of Women Voters  
Citizen of Action Award, 2008
- *Legal 500*  
Illinois: Transactions and Finance, 2008  
Real Estate and Construction: Illinois, 2009
- *Who's Who Legal Illinois*  
Environment, 2007-2010

## Teaching

- Loyola University Chicago School of Law  
Adjunct Professor of Environmental Law, 1973-1978
- Northwestern University School of Law  
Adjunct Professor of Environmental Law, 1990-2000, 2005, 2014-2019

## Service To The Bar

- Environmental Law Institute  
Member, Board of Directors, 2006-2011
- Illinois Supreme Court Committee on Civil Pattern Jury Instructions  
Associate Member and Member, 1981-1996
- Lawyers' Committee for Civil Rights Under Law  
Trustee, 2005-2018
- Fund for Justice  
Chairperson, 1987  
Member, Board of Governors, 1979-1986 and 1988-2000
- American Bar Association - Commission on the Renaissance of Idealism in the Legal Profession  
Member, 2005-2006
- American Law Institute, 1995-2018
- Chicago Appleseed Fund For Justice  
Board Member, 2000-2014
- Chicago Council of Lawyers  
President, 1979-1981  
Member, Board of Directors, 1977-1979 and 1982-1985

## Service to the Community

- Environmental Law and Policy Center  
Chair, Board of Directors, 1998-2003  
Co-Founder and Board Member, 1993-2019  
Recipient of Founders Award, 2013
- Chicago Institute for Psychoanalysis  
Chair, 2016-present
- Illinois Chess Association  
Board Member, 2017-2018

## Publications

- Co-Author, *Environmental Law and Policy: Nature, Law, and Society*, 5th ed. (New York), Aspen Publishers, 2016
- "Chicago Law: Robert "Bob" Graham," *ELI Insider*, Vol. 1, Issue 4, Summer 2013
- Teacher's Manual Update for *Environmental Law & Policy: Nature, Law, and Society*, 5th ed. (New York), Aspen Publishers, 2016-2019
- "Cap and Trade: Early Action 'Bonuses' Under the Lieberman-Warner Bill," *Daily Environment*, BNA, Inc., Vol. 2008, No. 25, February 7, 2008
- "Climate for Change - and Opportunity," *Counsel to Counsel*, July 2007
- Client Advisory: Supreme Court Allows PRPs to Sue For Cost Recovery After Voluntary Cleanups, June 18, 2007
- *2007-2008 Teacher's Manual Update: Environmental Law & Policy: Nature, Law and Society*, 3rd ed. (New York), Aspen Publishers, 2007
- *2006-2007 Teacher's Manual Update: Environmental Law & Policy: Nature, Law and Society*, 3rd ed. [New York]: Aspen Publishers, 2006
- Environmental Alert: U.S. Supreme Court Changes Superfund Cost Recovery Options, December 5, 2004
- *Environmental Law and Policy: Nature, Law, and Society*, 3rd ed., (New York), Aspen Publishers, 2004
- *Land, Air and Water News*, Winter 2002
- *Supplementary Teacher's Manual for Teaching Environmental Law & Policy: Nature, Law & Society as a First Law Course*, West Group, 1998
- "Disclosure and Due Diligence Obligations Arising From Business Statutes and Regulations Having Environmental Impacts," *The Impact of Environmental Regulations on Business Transactions*, Practising Law Institute, 1988-1990
- Co-Author, "The Chicago High Rise Case," *Keeping Buildings Healthy*, Chapter 17, 1988
- Co-Author, "The Legal Protection of Computer Software," *Communications of the ACM*, Volume 27, May 1984
- "Landlord's Duty to Maintain," *Representing Residential Tenants*, Illinois Institute for Continuing Legal Education, 1983
- "Book Review, Balancing the Scales of Justice: Financing Public Interest Law in America," *8 Loyola of Chicago Law Journal* 665, 1977

- Co-Author, "Review by Means of Extraordinary Writs," *Civil Appeals*, Illinois Institute for Continuing Legal Education, 1976, 1980, 1984, 1986
- "Affirmative Action and Building Court," *Tenants' Rights Handbook of the Illinois Institute for Continuing Legal Education*, 1975, 1978
- Co-Author, "The Evolution of Equal Protection - Education Municipal Services & Wealth," 7 *Harvard Civil Rights-Civil Liberties Law Review* 103, 1972

## Speaking Engagements

- "Obama's Second Term: Implications for Environmental Practice," CLE Event Co-Sponsored with the Environmental Law Institute, April 24, 2013
- "Going to Trial," InsideCounsel's Annual SuperConference, Chicago, IL, May 15, 2007
- Fifth Annual Law Firm Visit, University of Illinois Latino Law Students Association/Asian Law Student Association/Black Law Student Association/Latino Law Student Association/Native American Law Student Association, Chicago, IL, October 20, 2006
- "Impact of New Tort Liability Theories and Venue Rules," Environmental Law Institute, Chicago, IL, June 22, 2006
- "U.S. Supreme Court Term in Review," American Constitution Society, Chicago, IL, July 01, 2005
- "Dilemmas Caused by Landmark Supreme Court Decision in *Aviall v. Cooper Industries, Inc.*," Navigant Consulting Legal Roundtable, Chicago, IL, February 01, 2005