



Cynthia J. Bishop

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For almost 30 years, Cindy has been assisting clients nationwide with resolving environmental problems through her experience as an attorney and chemical engineer. Before her legal career began over 25 years ago, she worked as an environmental consulting engineer, completing air permits, removing underground storage tanks, and conducting asbestos inspections, among other projects. Prior to founding C Bishop Law in 2011, she was a partner at Gardere Wynne Sewell, LLP in Dallas.

Ms. Bishop's legal and technical background enables her to effectively and efficiently understand and resolve her clients' environmental problems. She has a broad range of litigation experience, including litigating federal CERCLA contribution and cost recovery actions before the US Supreme Court as well as state statutory and common law claims involving property damage and personal injury allegedly caused by contamination. In two separate federal cost recovery actions, she received favorable summary judgment decisions within one thirty-day period. Ms. Bishop has also defended numerous clients in environmental enforcement actions initiated by municipalities, the Texas Commission on Environmental Quality, and the United States Environmental Protection Agency, reducing or eliminating penalties.

She has helped clients close impacted sites using innovative, risk-based approaches, saving one client over \$4 million in estimated cleanup costs. She has assisted clients with obtaining closure on several properties using municipal setting designations (MSD). She has also reviewed numerous environmental reports and records for properties to determine potential environmental liabilities for lenders and real estate developers and has defended potentially responsible parties in litigation with state and federal agencies to minimize the clients' liability at contaminated properties. She has reduced or eliminated state and federal penalties for clients through the Texas Audit Privilege Act and EPA's Self-Disclosure Policy. Ms. Bishop also has resolved a variety of issues involving leaking underground storage tanks at former service stations located in many states, including Arizona, Arkansas, Illinois, Indiana, Iowa, Massachusetts, Michigan, Pennsylvania, Tennessee, and Texas.

Ms. Bishop's clients range from Fortune 50 companies to small businesses, including energy companies, chemical manufacturers, commercial developers, and airlines.

Honors and Awards

Recognized, The Best Lawyers in America - Environmental Law (Steven Naifeh & Gregory White Smith eds., Woodward/White, Inc.) (2008 – 2018)

Ranked, Chambers USA (Environmental Law 2011 - 2018)

Best Lawyers in Dallas 2017 - 2018 (D Magazine)

Texas Super Lawyer – 2014 – 2018 (Thomson Reuters)

Top 50 Women Attorneys in Texas – 2018 (Thomson Reuters)

Who's Who Legal: Environmental 2017 (Law Business Research Ltd)

Distinguished Peer Review™ rating, Martindale-Hubbell® 4.4 out of 5

Professional Licenses

Admitted to practice before:

Texas State Courts

U.S. District Court for the Northern and Southern Districts of Texas

U.S. Court of Appeals for the Fifth Circuit

U.S. Supreme Court

Licensed Professional Engineer – Texas

Education

J.D. Southern Methodist University Dedman School of Law (1994)

B.S. Chemical Engineering, The Ohio State University (1986)

Qualified Mediator 40-Hour Training Course, University of North Texas, (2018)

Publications

Author, The New ASTM Due Diligence Standard – More of the Same or Something Completely Different? 26th Annual State Bar of Texas Annual Environmental Superconference (August 2014)

Author, Getting It Right – A Guide to Environmental Due Diligence, *Commercial Real Estate Network* magazine (March 2012)

Author, Minimizing Environmental Liability in Bankruptcy and During Normal Business Operations, *Inside the Minds: Managing Environmental Liabilities in Bankruptcy* (Thomson Reuters/Aspatore 2010)

Author, Foraging Through the Jungle of Expert Discovery and Testimony, 4:4 Nat. Resources & Env't, Spring 2008.

Co-Author with Richard O. Faulk, Stacy Obenhaus and Jeff Gaba, Cooper v. Aviall; Aviall's Brief to the U.S. Court of Appeals for the Fifth Circuit, 22:8 Toxic L. Rep. (BNA) 192 (Feb. 22, 2007).

Co-Author with Richard O. Faulk and Celeste Quiralte, Cost Recovery Under CERCLA Section 107 After Cooper v. Aviall, 37:12 Env'tl. Rep. (BNA) 640 (Mar. 24, 2006).

Author, There and Back Again: The Progression and Regression of Contribution Actions Under CERCLA, Tul. Env'tl. L.J. (2005).

Co-Author with Richard O. Faulk, Disturbing Limitations on CERCLA Contribution Actions – Aviall Services, Inc. v. Cooper Industries, Inc., ABA Env'tl. Crimes & Enforcement Committee Newsl., Apr. 2002.

Author, Implementing Corrective Action Under RCRA: Past, Present and Future, Env'tl. Permitting, 1994.

Speeches

Industry Council on the Environment: "PFAS – A Legal Perspective" (October 2018)

Society of Texas Environmental Professionals: "What's Hot in Environmental Law" (October 2018)

North Texas Association of Environmental Professionals: “TRI Form Rs – The Sleeping Giant” (May 2016)

Denton County Bar Association, Real Estate Probate and Trust Section: “Environmental Due Diligence Update” (May 2016)

Society Texas Environmental Professional, Fort Worth Chapter: “What to Do When the Inspector Shows Up” (May 2016)

Webinar with W&M Environmental: “RCRA Compliance and EPA Data Mining” (May 2016)

Regulation Week webinar: “The Cost of EPA Compliance - Audits and Inspections” (September 2014)

State Bar of Texas Annual Environmental Superconference: “Due Diligence – Does the Song Remain the Same?” (August 2014)

The Auditing Roundtable, South Central Regional Meeting: “Due Diligence – Does the Song Remain the Same?” (August 2014)

Denton County Bar Association – Real Estate, Probate and Trust Law Section: “Environmental Pitfalls in Real Estate Transactions” (October 2013)

American Society of Safety Engineers 40th Annual Professional Development Conference: “The Cost of Environmental Compliance – Audits and Inspections” (February 2013)

State Bar of Texas Annual Environmental Superconference: “Trial – Battle of the Experts and Other Tips” (August 2012)

American Institute of Chemical Engineers – Dallas Chapter: “Impact of the New NESHAP/NSPS Regulations on the Oil & Gas Industry” (March 2012)

Society of Texas Environmental Professionals – Dallas Chapter: “Hydraulic Fracturing – Myths and Maneuvers” (January 2012)

Dallas Bar Environmental Law Section: “Experts and Preserving Privileged Information” (August 2011)

Lone Star Network: “Hydraulic Fracturing 101” (May 21, 2011)

Address to Confidential Client: “Expert Discovery and Testimony – Avoiding Disaster” (June 13, 2008) (authored paper for proceedings).

Address to Confidential Client: “Municipal Setting Designations” (June 13, 2008) (authored paper for proceedings).

Air & Waste Management Association Annual Conference: “Environmental Liabilities – New Risks and Solutions” (June 27, 2007) (authored paper for conference proceedings).

Dallas Bar Environmental Law Section: “The Inside Skinny on *Aviall*” (2005).

Legal Issues for Texas Civil Engineers and Land Surveyors: “Understanding Environmental Law” (2005).

Asbestos Forum: “Defense Strategies for Weathering the Storm of New Asbestos Claims” (2005) (authored paper for forum proceedings).

Law Conference for the International Council of Shopping Centers: “Environmental Issues in Letters of Intent” (2004).

Law Conference for the International Council of Shopping Centers: “Protecting Yourself from Environmental Liability: Does Insurance Help?” (2003).

Dallas/Fort Worth Real Estate Council: “Voluntary Cleanup Program and Innocent Operator Program Impact on Real Estate Transactions” (Mar. 1999).

Understanding Wetlands (1999).

Food Safety (1998).

International Petroleum Exploration Conference: “Developments in The Clean Water Act” (1997) (authored paper for conference proceedings).

Air & Waste Management Association Annual Conference: “Corrective Action Management Units” (1994).

Other Engagements

Panel Moderator, State Bar of Texas Natural Resource Law Section Environmental Superconference (2008, 2010, 2011, 2013, 2014 and 2015).

Panel Moderator, Dallas Bar Association Environmental Law Section Meeting: What’s Up with Wetlands? (2001).

Panel Moderator, Dallas Bar Association Environmental Law Section Meeting: Impact of Recent Air Regulations on the Dallas/Fort Worth Area (1998).

Lecturer, Address to the Tarrant County Junior College Environmental Class: Hot Topics in Environmental Law (1997).

Community/Professional Involvement

State Bar of Texas

Environmental and Natural Resources Law Section (Past Chair)

Dallas Bar Association

Environmental Law Section (Past Chair)

American Bar Association

Business Law Section – Environmental Subcommittee

Denton County Bar Association

Association for Corporate Growth – Women’s Committee

Society of Texas Environmental Professionals

Women in the Environment

Past Scholarship Chairperson, Ohio State Alumni Club of Dallas