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Barbara E. Lichman, Ph.D., is Chair of the Aviation, Airports and Transportation Practice Group. Dr. Lichman has an extensive and successful record representing airports, municipalities, developers, and other public and private clients in litigation and administrative proceedings under Federal Aviation statutes such as the Airline Deregulation Act and Airport Noise and Capacity Act; the California Public Utilities Code governing land use in airport environs (Aeronautics Act); and federal and state environmental statutes including the National Environmental Policy Act, the Federal Clean Air Act, the Federal Clean Water Act, the California Environmental Quality Act, and the California Coastal Act. She has also successfully represented clients in litigation involving land use issues such as inverse condemnation, development agreements and specific plan amendments. Dr. Lichman holds a doctorate in urban and regional planning.

Dr. Lichman's experience is both national and international. As a Registered Federal Lobbyist, Dr. Lichman successfully lobbied and testified before Congress on behalf of aircraft owners and operators on issues including the grant of investment tax credits for noise reduction of aircraft engines. She also served as counsel to Air AAA Group, a consortium of international architectural, engineering and construction companies in their airport development activities at Pudong Airport, Shanghai, China. Dr. Lichman served as managing partner of Chevalier, Allen & Lichman, LLP, for sixteen years.

Dr. Lichman's clients include public entities, airport owners/sponsors, land developers, major power generating companies, ports, fixed-base operators (FBOs) and aircraft owners. She is also experienced in representing airlines and their insurance companies in air crash personal injury and wrongful death litigation.

**Published Cases**

**United States Courts of Appeals**

- *Tinicum Township, Pa. v. U.S. Dept. of Transp.*, 685 F.3d 288 (3rd Cir. 2012)
- *41 North 73 West, Inc. v. U.S. D.O.T.*, 408 Fed.Appx. 393 (2nd Cir. 2010)
- *City of Las Vegas, Nev. v. F.A.A.*, 570 F.3d 1109 (9th Cir. 2009)
- *County of Delaware, Pa. v. Department of Transp.*, 554 F.3d 143 (D.C. Cir. 2009)
- *City of Olmsted Falls, Ohio v. U.S. Environmental Protection Agency*, 435 F.3d 632 (6th Cir. 2006)
- *City of Olmsted Falls, OH v. F.A.A.*, 292 F.3d 261 (D.C. Cir. 2002)

**State Courts of Appeal**

- *Olmsted Falls v. Jones*, 152 Ohio App.3d 282 (Ohio App. 10th Dist. 2003)
- *Citizens for Jobs and the Economy v. County of Orange*, 94 Cal.App.4th 1311 (2002)

**U.S. District Courts**

- *City of Tempe, AZ v. F.A.A.*, 239 F.Supp.2d 55 (D.D.C. 2003)
- *City of Olmsted Falls v. U.S. E.P.A.*, 266 F.Supp.2d 718 (N.D. Ohio 2003)
- *City of Olmsted Falls v. U.S. E.P.A.*, 233 F.Supp.2d 890 (N.D. Ohio 2002)

## Recent Presentations & Publications

- "Land Trade and Airport Expansion Expected to Put Mammoth Mountain on 'Must Ski' Map," Buchalter Nemer *Blog*, February 10, 2015
- "East Hampton Airport Still Subject to FAA Oversight of Noise Restrictions Despite Absence of FAA Funding Constraints," Buchalter Nemer *Blog*, January 7, 2015
- "FAA Denies LAX Request for Approval of Longtime, 'Over-Ocean,' Noise Mitigation Measure," Buchalter Nemer *Blog*, December 30, 2014
- "The Federal Surface Transportation Board Finds California Environmental Quality Act Preempted as Applied to High-Speed Rail Projects," Buchalter Nemer *Blog*, December 24, 2014
- "FAA Reports Increasing Conflict Between Drones and Civil Aviation," Buchalter Nemer *Blog*, December 4, 2014
- "Bonner County Wins Major Victory in Property Owner's 'Takings' Lawsuit," Buchalter Nemer *Blog*, November 24, 2014
- "FAA Loosens Regulation of Taxes on Aviation Fuel," Buchalter Nemer *Blog*, November 12, 2014
- "FAA Seeks Input from Governmental Entities Concerning Revised Air Traffic Routes Over Southern California," Buchalter Nemer *Blog*, November 11, 2014
- "California Once Again Relinquishes Clean Air Act Enforcement Responsibility to the Federal Government," Buchalter Nemer *Blog*, October 28, 2014
- "One Community Gets Relief from Aircraft Noise," Buchalter Nemer *Blog*, October 23, 2014
- "EPA Challenged to Issue Endangerment Finding and Rule Governing Greenhouse Gas Emissions from Aircraft Engines," Buchalter Nemer *Blog*, September 2014
- "FAA Seeks Comments on Exemption from Environmental Review for New Airspace Procedures," Buchalter Nemer *Blog*, September 2014
- Commentary, "The FAA's Recent Notice and Amazon Drone Delivery," *Westlaw Journal Aviation Blog*, July 16, 2014
- "FAA Proposes to Increase its Authority Over Off-Airport Development," Buchalter Nemer *Blog*, July 2014
- "Santa Monica Airport Commission's Proposal to Limit Aircraft Access by Limiting Emissions is Foreclosed by Federal Law," Buchalter Nemer *Blog*, May 2014
- "Decision in Pirker Case Invokes Specter of Local Regulation of Unmanned Aircraft Systems," Buchalter Nemer *Blog*, April 2014
- "FAA Pushes Back Against Advocates of Unregulated Drone Operations," Buchalter Nemer *Blog*, April 2014
- "Appellate Court Grants Wide Discretion to Newhall Land and Farming Project Proponents in the Determination of the Significance of Greenhouse Gas Emissions Under CEQA," Buchalter Nemer *Blog*, March 2014
- "EPA Extends Public Comment Period for 'Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units,'" Buchalter Nemer *Blog*, March 2014
- "High Court Goes a Second Round with Environmental Protection Agency Over Greenhouse Gas Emission Regulations," Buchalter Nemer *Blog*, February 2014
- "Judge Blocks City of Santa Monica's Latest Effort to Close the Santa Monica Airport," Buchalter Nemer *Blog*, February 2014
- "El Paso County Seeks Control Over Colorado Springs Airport," Buchalter Nemer *Blog*, January 2014
- "California Legislators Successful in Obtaining Relief from Helicopter Noise," Buchalter Nemer *Blog*, January 2014
- Media Mention, "Mukilteo Seeks Others in Fight Against Paine Field Flights," *The Herald*, December 19, 2012



- Media Mention, "City to Appeal FAA's Paine Field Ruling," *Mukilteo Beacon.com*, December 19, 2012
- "Federal Agencies Take Coordinated Steps to Regulate Hydraulic Fracturing," *Inside Counsel*, May 30, 2012
- "The Forest Service Crosses Swords with Ski Area Operators Over Water Rights," *Inside Counsel*, May 16, 2012
- "The Obama Administration Agrees to Expedite Development of Great Lakes Offshore Wind Projects," *Inside Counsel*, May 2, 2012
- "The Department of the Interior Releases its Final Land-Based Wind Energy Guidelines," *Inside Counsel*, April 18, 2012
- "When it Comes to Airport Noise Regulation, 'Big Brother' is Watching You," *Inside Counsel*, April 4, 2012
- "FAA Reauthorization Act Exempts Next-Gen Airspace Redesign Projects From Environmental Review," *Inside Counsel*, March 21, 2012
- "Streaming Environmental Review: Myth or Reality?" *The Air and Space Lawyer*, American Bar Association, Vol. 15, No. 3, Winter 2011

## Education

Dr. Lichman earned her J.D. at the University of Southern California, Gould School of Law in 1988 after receiving her M.P.L. and Ph.D. from the USC School of Urban and Regional Planning. She earned her B.A. at Brandeis University.

## Areas of Practice

Litigation  
Land Use

## Bar Admissions

California

## Industry Specialties

Aviation, Airports and Transportation  
Environmental Compliance  
Water Resources

## Court Admissions

Supreme Court of the United States  
U.S. Court of Appeals for the Second Circuit  
U.S. Court of Appeals for the Third Circuit  
U.S. Court of Appeals for the Sixth Circuit  
U.S. Court of Appeals for the Ninth Circuit  
U.S. Court of Appeals for the D.C. Circuit  
U.S. District Court for the Central District of California  
U.S. District Court for the Southern District of California  
U.S. District for the District of Columbia  
U.S. District Court for the Northern District of Ohio  
U.S. District Court for the District of Arizona - Tucson Division  
U.S. District Court, District of Nevada  
U.S. District Court for the District of Idaho - Northern Division



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