

Professional Vita – Jeffrey B. Teichert
2/2008

PROFESSIONAL VITA

Jeffrey B. Teichert
Attorney at Law

Teichert Law Office, PC
4164 Meridian Street
Suite 405
Bellingham, WA 98226
(360) 594-4321
(360) 332-2404
(360) 305-0785 (Mobile)
jeff@teichertlaw.com

Table of Contents

| | |
|--|----|
| I. Education | 2 |
| II. Professional Experience | 3 |
| III. Publications | 5 |
| IV. Professional Presentations..... | 6 |
| V. Areas of Interest and Ongoing Research..... | 7 |
| VI. Political Activity | 8 |
| VII. Service | 9 |
| VIII. Recent Media Appearances..... | 10 |
| IX. Professional Organizations | 10 |
| X. Technical/Professional Skills | 11 |
| XI. Personal Information..... | 11 |
| XII. References..... | 12 |

PROFESSIONAL VITA – 10/2007

Jeffrey B. Teichert
Attorney at Law

Teichert Law Office, PC
4164 Meridian Street
Suite 405
Bellingham, WA 98226
(360) 594-4321
(360) 332-2404
(360) 305-0785 (Mobile)
jeff@teichertlaw.com

I. EDUCATION

Degrees

| | | |
|------------|-------------|---|
| LLM | | George Washington University Law School Major: General LLM Emphases: Legal History & Environmental Law Graduation: January 31, 2008 “with highest honors.” 3.88 grade point average. |
| JD | 1994 | Brigham Young University Law School |
| BS | 1991 | Brigham Young University Department of Family Sciences Major: Family Sciences |

Editorial Service

Senior Editor, 1992-1994

BYU Journal of Public Law, Brigham Young University, Provo, Utah

Responsibilities: Edited articles, comments and case notes, verified the accuracy of citations and corrected spelling, grammar and typographical errors in the text. Made other editorial suggestions to authors; reviewed submissions and assisted in deciding which articles to accept for publication. During the 1994 academic year, supervised other students in performing these tasks.

II. PROFESSIONAL EXPERIENCE

Attorney at Law, Firm President, 2001-present

Teichert Law Office, PC, Bellingham, Washington

Responsibilities: Built an appellate, litigation, land use, general business, and administrative law firm to represent private property owners, farmers, water and planning districts, real estate development companies, real estate brokers and agents, local governments, public lands ranchers and other general business clients. Activities included several appointments as a Special Deputy Prosecutor for Whatcom County in cases before the Court of Appeals of the State of Washington. Work appeared before the Washington Court of Appeals, Superior Courts, District Courts, the Whatcom County Council, the Whatcom County Planning Commission, the Whatcom County Land Use Hearing Examiner, the City of Bellingham Hearing Examiner, the United States Department of the Interior Board of Land Appeals and the United States Forest Service.

Attorney at Law, Senior Associate, 1998-2000

Budd-Falen Law Offices, PC, Cheyenne, Wyoming

Responsibilities: Had primary responsibility for my own cases, almost all of which were public lands litigation cases and appeals. Wrote and filed the leading *amicus curiae* brief in support of successful petition for writ of certiorari and later wrote leading *amicus curiae* brief on the merits to the United States Supreme Court in *Public Lands Council v. Babbitt*, 529 U.S. 728 (2000). Participated in moot court session and several conferences to prepare lead counsel for oral argument in U.S. Supreme Court; had a leading role in the two most important public lands grazing cases in recent history, including above-mentioned Supreme Court case and *Oregon Natural Desert Association v. Singleton*, 47 F.Supp.2d 1182 (D.Or. 1998) (involving interpretation of the Wild and Scenic Rivers Act). Submitted briefs to the U.S. Courts of Appeals for the Ninth and Tenth Circuits and various federal district courts and administrative tribunals; delivered several arguments in federal court; significant experience with Fifth Amendment takings issues, National Environmental Policy Act, Wild and Scenic Rivers Act, Endangered Species Act, Taylor Grazing Act, Federal Lands Policy Amendments Act, Public Rangelands Improvement Act, National Forest Management Act, RS 2477, and other law related to land use and public lands management.

Vice-President of Legal Affairs, 1997-1998

The American Foundation, Phoenix, Arizona

Responsibilities: Significant work in meeting with donors, developing planned charitable gifts and creating family foundations.

Judicial Law Clerk to Honorable F. Michael Kruse and Honorable Lyle L. Richmond, 1994-1996

High Court of American Samoa, Pago Pago, American Samoa

Responsibilities: Assisted Justices in legal research and drafting over one hundred judicial opinions in all areas of territorial law and some areas of federal law. A published opinion issued in every case. Served as Editor of the American Samoa Reports, which included drafting headnotes for the cases; gained experience in the process of judicial decision making, crafting judicial opinions and learning another culture; assisted Attorney General Maleatasi Togafau in his capacity as legal advisor to American Samoa's Constitutional Review Committee.

Legal Intern, Summer 1993

United States Attorney's Office for the District of Utah, Salt Lake City, Utah

Responsibilities: Aided Assistant United States Attorneys in legal research and brief writing. Principal assignment was writing a brief in support of the plea agreement for key government witness in a high profile white collar crime case.

Judicial Intern, Honorable Richard C. Howe, Associate Chief Justice, Summer 1992
Supreme Court of Utah, Salt Lake City, Utah

Responsibilities: Assisted the Justice with legal research and drafting several judicial opinions in cases before the Utah Supreme Court.

Ombudsman, Student Advisory Council, 1993-1994

Brigham Young University, Provo, Utah

Responsibilities: Trained and supervised staff of more than twenty volunteers to assist students in resolving their legal, academic, housing and business problems; organized office into three divisions with an Administrative Deputy and a Director at the head of each division. All of said Directors were graduate students; created and implemented policy and procedure manual for the office.

Debate and Speech Instructor, 1994

Ivy Hall Academy, Provo, Utah

Responsibilities: Taught students at private middle school basic skills and techniques in debate and public speaking.

Deputy Clerk, Summers of 1990-1991

United States Court of Appeals for the Federal Circuit, Washington, D.C.

Responsibilities: Began as B.YU. Washington Seminar Program Intern and was offered full-time position for the remainder of Summer and again for the Summer of 1991. Processed Federal Circuit Bar Applications, helped to evaluate briefs for compliance with Court Rules, processed entries of appearance and other case docketing tasks; helped to

organize materials for the Court's Judicial Conference; produced office manual for processing entries of appearance and related documents; assisted the Clerk in reorganizing the Court's document storage facility.

III. PUBLICATIONS

A. LLM Thesis

Jeffrey B. Teichert, *Divine Right, Theology and the Common Law in Early Stuart England* (2008) (unpublished LLM thesis in final stages of review for graduation, copies on file with author and Supervising Professor, Robert J. Cottrol).

This thesis explores the influence of the major theological movements of that time period in the development of rights theories in the context of the major legal and political writers and historical events of the time, including King James' views on the divine right of kings, Sir Edward Coke's view of the common law, The Petition of Right, the Puritan Revolution that overthrew King Charles, and the constitutional changes of the Commonwealth and Protectorate.

B. Articles & Comments

- Jeffrey B. Teichert, *Resisting Temptation in the Garden of Paradise: Preserving the Role of Samoan Custom in the Law of American Samoa*, 2 ACROSS BORDERS GONZ. INT'L L.J. 2 (1999).
- Jeffrey B. Teichert & Sean Brotherson, *Value of the Law in Shaping Social Perspectives on Marriage*, 3 U. OF UTAH JNL. L. & FAM. STUD. 23 (2001) (paper presented at Brigham Young University conference entitled "Revitalizing Marriage for the 21st Century" on March 11, 2000).
- Jeffrey B. Teichert & Sean Brotherson, *The Normative Value of the Law in Strengthening and Protecting Marriage* (July 11, 2000) (paper presented at World Family Policy Forum--a gathering of United Nations diplomats, cabinet ministers and other leaders of more than 30 nations--hosted by Brigham Young University).
- Jeffrey B. Teichert, *New York v. United States: Constitutional Order or Commerce Clause Chaos?*, Note, 7 B.Y.U. J. PUB. L. 377 (1993).
- Jeffrey B. Teichert, *The Enlibra Doctrine and Preserving the Unique Rural Cultures of the West*, Utah Bar Journal, Jan. 2000, at 10.
- Jeffrey B. Teichert, *State High Court Expands Government Power to Take Private Land*, WHATCOM COUNTY B. ASS'N NEWSL. (Whatcom County Bar Association), January 2006, at 6 (regarding *In re Seattle Monorail Auth.*, 155 Wn.2d 612 (2005)).

- Jeffrey B. Teichert, *Temporary Regulatory Takings*, URBAN LAND, March 2003, at 26 (regarding *Tahoe-Sierra Preservation Council v. Tahoe Regional Planning Agency*, 535 U.S. 302 (2002)).
- Jeffrey B. Teichert, *The Washington Supreme Court Chooses Equality over Property Rights*, WHATCOM COUNTY B. ASS'N NEWSL. (Whatcom County Bar Association), June 2002, at __ (regarding *Prot. Dist. v. City of Moses Lake*, 145 Wn.2d 702 (2002)).
- Jeffrey B. Teichert, *Theories of Sovereignty, Rights & Powers* (Fall Semester 1993) (unpublished paper available at the Howard W. Hunter Law Library at Brigham Young University, Call No. K 487 .P68 .T44 1993).
- Jeffrey B. Teichert, *The Principle of Collective Salvation in Ancient Israelite Law* (Winter Semester 1993) (unpublished paper available at the Howard W. Hunter Law Library at Brigham Young University, Call No. BS 1199 .S25 .T44 1993).

C. Papers/Projects in Preparation

- Jeffrey B. Teichert, *Property, Power & Personal Freedom* (unpublished manuscript on the subject of the historical origins of the right to compensation for government takings of private property, to be submitted for publication in 2008).
- Jeffrey B. Teichert, *The United States of Europe: Citadel of Peace, Tower of Babel or House of Cards?* (unpublished manuscript evaluating the constitutional structure of the European Union according to the principles articulated in the Federalist Papers, to be submitted for publication in 2008 or 2009).

IV. PROFESSIONAL PRESENTATIONS

A. Invited Professional Presentations

- Jeffrey Teichert & Sean Brotherson, *Value of the Law in Shaping Social Perspectives on Marriage*, 3 U. OF UTAH JNL. L. & FAM. STUD. 23 (2001) (published paper presented at Brigham Young University conference entitled "Revitalizing Marriage for the 21st Century" on March 11, 2000).
- Jeffrey Teichert & Sean Brotherson, *The Normative Value of the Law in Strengthening and Protecting Marriage* (July 11, 2000) (paper presented at World Family Policy Forum--a gathering of United Nations diplomats, cabinet ministers and other leaders of more than 30 nations--hosted by Brigham Young University).
- Jeffrey Teichert, *Land Management in Litigation* (March 10, 2000) (guest lecture at Brigham Young University Range Management Course).

- Jeffrey B. Teichert, Judicial Activism and Private Property Rights, Speech to the Citizens Alliance for Private Property Rights (June 8, 2006) (manuscript in possession of the author), reprinted at: http://www.thereaganwing.com/modules.php?op=modload&name=PagEd&file=index&page_id=490
- Jeffrey B. Teichert, Remarks During Panel Discussion Regarding Judicial Philosophy at 2006 Policy Conference of the Evergreen Freedom Foundation (June 1, 2006) (breakout panel included two Washington State Supreme Court Justices, two Washington State Supreme Court candidates and another Court of Appeals candidate).
- Jeffrey B. Teichert, Judicial Activism and Private Property Rights, Speech to the Whatcom County Association of Realtors (November 15, 2005) (manuscript in possession of the author).
- Jeffrey B. Teichert, The Vacation of Undeveloped Roads and Streets, Speech to the Northwest Chapter of the Land Surveyors Association of Washington (December 7, 2004) (manuscript in possession of the author).
- Jeffrey B. Teichert, Speech to the Fully Informed Voters Coalition of Island County, Washington (April 21, 2006) (hour long judicial campaign speech regarding eminent domain, regulatory takings, crime and jurisprudential philosophy).
- Jeffrey B. Teichert, Moderator for Panel Discussion Sponsored by “Deficit Zero Club” at Brigham Young University regarding the impact of deficit spending on the U.S. Economy. Panel featured U.S. Congressman Bill Orton, former U.S. Senate candidate (and currently Federal District Judge) Ted Stewart, B.Y.U. Economics Professor David Stewart, and Paul Hanson, an economics student at the University of Utah.

V. AREAS OF INTEREST AND ONGOING RESEARCH

Property, Land Use and the Environment

- The role of the land in the distribution of political power
- The role of culture and traditional relationships with the land in formulating environmental policy
- Creating incentives to encourage the achievement of environmental goals
- The role of international cooperation and competition in achieving environmental objectives
- Defining and articulating the principles upon which to decide where to limit individual freedom for the common good

Constitutional Theory and Architecture

- Analysis of the European Union and other modern political structures using the principles articulated in the Federalist Papers
- Comparing universal principles to the role of specific cultures and traditions in defining and protecting human rights. (It would be interesting to examine this question by comparing the universal claims of the common law to the more positivist claims of social contract theory.)
- The res-emergence of the Tenth Amendment under the Rehnquist Court
- The formation and perpetuation of political communities to achieve common geopolitical interests
- The use of political architecture to protect ethnic and cultural minorities
- The right of self-determination has not yet been well articulated and presents an opportunity for thoughtful scholarship
- The normative effect of the law in democratic societies

VI. POLITICAL ACTIVITY

2006 Candidate for Washington State Court of Appeals

Ran for the Washington Court of Appeals in an election district covering four counties. Made dozens of speeches to community, political and professional organizations and attended numerous public events throughout the district; debated incumbent three times and appeared on radio interviews or debates three times; appeared in nine parades; rated “well qualified” by the bi-partisan rating committee of the Constitutional Law PAC. Campaign generated significant enthusiasm, more than twenty regular volunteers, over two-hundred individual campaign contributions (significantly more than the incumbent) totaling over \$40,000 (comparable to the incumbent’s total) and a large number of high profile endorsements including: The Honorable Slade Gorton—former U.S. Senator, former state Attorney General, 9-11 Commission Member; The Honorable J.M. Johnson—Washington State Supreme Court Justice; The Honorable Dale Brandland—Washington State Senator, former Whatcom County Sheriff; Sheriff Mike Hawley—Island County Sheriff; The Honorable Buck Compton—former California Court of Appeals Judge, Member of 101st Airborne (“Band of Brothers”), Decorated with Silver Star for his actions on D-Day, Prosecuted of Sirhan Sirhan for the Assassination of Robert F. Kennedy; Chief Lenny Marlborough—Chief of Police, Coupeville; The Honorable Doug Ericksen—Washington House of Representatives; The Honorable Barbara Bailey—Washington House of Representatives; The Honorable Chris Strow—Washington House of Representatives; The Honorable Ward Nelson—Whatcom County Council; The Honorable Sam Crawford—Whatcom County Council; The Honorable Don Munks—Skagit County Commissioner; The Honorable William McDowell—Island County Commissioner; The Honorable Bill Byrd—Island County Commissioner; The Honorable John Koster—Snohomish County Council; The Honorable Marlene Dawson—former Whatcom County Council; Washington State Farm Bureau; Building Industry Association of Washington; Building Industry Association of Whatcom County; Skagit-Island Counties Builders Association (SICBA); North Puget Sound Association of

Realtors; Washington State Republican Party; Island County Republican Party; Whatcom County Republican Party; Skagit County Republican Party.

2005 *Campaign Chair, Mike Kent for County Council*

Organized and coordinated overall campaign strategy for candidate, planned television advertisement campaign and fundraising campaign; organized grassroots campaign including doorbelling, leafleting, parades, and other public events and appearances for the candidate; drafted press releases; organized volunteer campaign team of twelve persons.

2004 *Whatcom County Chair, McKenna for Attorney General*

Coordinated Rob McKenna's successful campaign for Washington State Attorney General in Whatcom County, organized local personal and media appearances for the candidate and assisted with publicity of said events; introduced candidate at a number of events in the county; organized county steering committee to assist in all of these activities; drafted press releases.

2004 *Elected Delegate to Washington State Republican Party Convention*

2004 *Elected Delegate to Whatcom County Republican Party Convention*

2002-2004 *Republican Precinct Committee Officer*

1992 *Elected Delegate to Utah State Republican Party Convention*

1992 *Member of Campaign Committee for United States Senate Candidate (Former U.S. Attorney) Brent D. Ward*

Traveled with the candidate throughout the state to county Republican Party conventions to assist in campaigning and meeting with delegates; assisted candidate in writing his position papers and drafted candidate's speech for the Utah Republican Party convention; helped to draft press releases.

VII. SERVICE

2008-Present *Blaine City Planning Commission*

Appointed by the City Council to five-year term. Planning Commission has decision making authority regarding city land use legislation and quasi-judicial land use permitting decisions.

1986-88 *Full-Time Missionary for the Church of Jesus Christ of Latter Day Saints in Queensland and Northern New South Wales, Australia*

Full-time service for two-years as LDS missionary in Brisbane, the Gold Coast, Lismore, Ipswich, Beenleigh and Townsville, Australia; represented Church in private, religious, and public contexts among the Australian people; extensive teaching and public speaking; trained and supervised up to twenty-one other

missionaries while serving in leadership positions for nineteen of twenty-four months.

2007 ***Cub Scout Den Leader
Blaine, Washington***

Adult leader for up to seven cub scouts ages eight years to nine years. Organize weekly meetings and supervise scouting and rank advancement activities.

2004-2006 ***Scoutmaster and Young Men's President
Blaine, Washington***

Adult leader for up to fifteen scouts and church youth between the ages of twelve years and eighteen years; planned weekly scout and youth group meetings; taught religious study class for the same youth on Sunday; directed scouting program that produced two eagle scouts; organized camping, hiking and outdoor program; served as mentor to youth leaders to develop leadership skills among youth.

VIII. RECENT MEDIA APPEARANCES

Broadcast Media (Radio/Television)

The Joe Teehan Show (KGMI Radio Broadcast, September 18, 2006).

Candidate debate (KWDB Radio Broadcast, September 2006).

Real Life With Amanda Hostetler (KGMI Radio Broadcast, August 2006).

IX. PROFESSIONAL ORGANIZATIONS

A. Federal Bar Memberships

- United States Supreme Court
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Ninth Circuit
- United States Court of Appeals for the Tenth Circuit
- United States District Court for the District of Utah
- United States District Court for the District of Arizona
- United States District Court for the Western District of Washington

B. State and Territorial Bar Memberships

- Washington
- Arizona (inactive)
- Utah (inactive)
- American Samoa (inactive)

E. Other Professional Organizations

- 2001-present Whatcom County, Washington Bar Association
- 2005-present Federalist Society, Puget Sound Chapter
- 2005-2006 King County, Washington Bar Association
- 2003-2005 Licensed real estate agent in state of Washington (currently inactive)
- 2003-2005 National Association of Realtors, Washington Association of Realtors, Whatcom County Association of Realtors
- 1994-present J. Reuben Clark Law Society; currently member of Seattle, Washington Chapter; member of student advisor network

X. TECHNICAL/PROFESSIONAL SKILLS

Research

Extensive experience in legal research, brief writing and litigation; published articles and papers; and assisting in the drafting of published judicial opinions.

Professional

Broad professional and political experience involving legal and non-legal writing; public speaking; media relations and organizational collaboration; former successful intercollegiate debater (on scholarship).

Technical

Computer and word processing skills, including familiarity with Microsoft Word, WordPerfect, internet, e-mail; proofreading and editing; typing (50+ wpm); legal research.

XI. PERSONAL INFORMATION

Spouse: Juliann Burden Teichert

Children: Errol Alexander (13 years), Henry Madison (9 years)

XII. REFERENCES

Professor Robert J. Cottrol, J.D., Ph.D.
Professor of Law, History & Sociology
Harold Paul Green Research Professor of Law
The George Washington University Law School
2000 H Street, N.W.
Washington, DC 20052
bcottrol@law.gwu.edu
(202) 994-5023

Professor Renée Lettow Lerner, J.D., M.Litt.
Professor of Law
The George Washington University Law School
2000 H Street, N.W.
Washington, DC 20052
rlerner@law.gwu.edu
(202) 994-5776

Professor Sean D. Murphy, S.J.D., LL.M., J.D.
Professor of Law
The George Washington University Law School
2000 H Street, N.W.
Washington, DC 20052
smurphy@law.gwu.edu
(202) 994-5614

Professor Sean Brotherson, Ph.D.
Associate Professor of Family Science
Eml 277
North Dakota State University
1301 12th Avenue North
Fargo, North Dakota 58105
sean.brotherson@ndsu.edu
(701) 231-6143