

# KEITH W. RIZZARDI

## HIGHLIGHTS

**Educator & communicator.** Law professor with core subjects including civil procedure, administrative & environmental law, professional responsibility and Florida constitutional law. Guest lecturer in China, Netherlands, Scotland & Spain. Author of casebook, articles & more.

**Experienced lawyer, manager & expert.** Advised scientists, professionals, executives & citizens. Supervised legal team. Litigated complex disputes involving air, land, oceans, water & wildlife while serving the U.S. Department of Justice, South Florida Water Management District & private firms. Appeared in trials & appeals in federal, state & administrative courts. Represented clients in transactional & regulatory negotiations. Testified as expert witness.

**Mediator, consensus builder & public servant.** U.S. Department of Defense ombudsman, Former chair of NOAA Marine Fisheries Advisory Committee & member of the Miami-Dade Commission on Ethics. Earned executive certificates in negotiation from Harvard & Notre Dame. Served Florida Bar ethics & professionalism committees & chaired Government Lawyer Section.

## EMPLOYMENT CHRONOLOGY

2023-present Nova Southeastern University, Shepard Broad College of Law, Professor  
2019-present Gray Robinson, P.A., Special Counsel  
2011-2023 St. Thomas University Benjamin Crump College of Law, Professor  
2016-2019 Burri Law, P.A., Special Counsel  
2011-2015 Jones Foster, P.A., Special Counsel  
2009-2015 NOAA Fisheries, Marine Fisheries Advisory Committee, Member & Chair  
2007-2011 South Florida Water Management District, Managing Attorney  
2002-2007 U.S. Department of Justice, Trial Attorney  
1995-2002 South Florida Water Management District, Attorney & Senior Attorney

## EDUCATION

### **University of Virginia**

*Bachelor of Arts* (1991)

### **University of Florida, College of Law**

*Juris Doctor with Honors* (1994)

### **Florida Atlantic University**

*Master of Public Administration* (1998)

## BAR ADMISSIONS & CERTIFICATIONS

The Florida Bar, *Member* (1994-)

District of Columbia Bar, *Member* (2015-)

U.S. Supreme Court Bar (2004-)

U.S. Court of Appeals (11<sup>th</sup> & Fed. Cir.)

U.S. District Courts (N.D. Fla., S.D. Fla.)

U.S. Court of Federal Claims

Board Certified by the Florida Bar in State & Federal Government & Administrative Practice (2007/2012/2017/2022)

Certified Compliance & Ethics Professional (2015, 2017)(now lapsed)

University of Notre Dame, *Executive Certificate in Negotiation* (2011)(online)

**BOOK CONTRIBUTIONS**

- Co-author: David Crump, Kevin Leske, Keith Rizzardi et. al., *Cases and Materials in Civil Procedure* (7<sup>th</sup> Edition, Carolina Academic Press)
- “Management On the Fly: Water and the Migratory Bird Treaty Act” in Robert Abrams, *Water Rights and Environmental Regulation* (ABA Press, 2018)
- “Flee the Rising Sea? South Florida’s Choice of Leadership or Litigation” in Randall Abate, *Climate Justice: Case Studies in Global and Regional Governance Challenges* (ELI Press 2016)
- “Who Says that Fish Filet Is Sustainable?” in Randy Abate, *What Can Animal Law Learn from Environmental Law?* ELI Press (2015, 2020)
- “Marine Mammal Protection Act in an Era of Climate Change” in Randy Abate, *Ocean & Coastal Law in the Climate Change Context: Domestic and International Regulatory Challenges*, Oxford Press (2014)
- “Attorney’s fees” in *ABA Administrative Law Section Annual Update* (2005-06, 2004-05, 2003-04)
- §7 Consultation, *The Florida Bar Environmental & Land Use Law Treatise* (updated 2000, 2004)

**SCHOLARLY ARTICLES**

- “From Four Horsemen to the Rule of Six: The Deconstruction of Judicial Deference,” forthcoming in the *Michigan Journal of Administrative & Environmental Law* (Spring 2023)
- “Honor the Oath, Constitution and Profession: Reform the Florida Board of Bar Examiners” 52 *Stetson Law Review* 1 (2022)
- “Excess Confidentiality: How Bar Examiners Defy Principles of Administrative & Judicial Transparency” 34 *Georgetown Journal of Legal Ethics* 423 (Spring 2021)
- Money, Mandates and Water Management: Foreshadowing a Florida Disaster, 21 *Vermont Journal of Environmental Law* 1 (2019)
- Expectations in the Mirror: Lawyer Professionalism and the Errors of Mandatory Aspirations, 44 *Florida State Law Review* 691 (2017)
- Rising Seas, Receding Ethics? Why Real Estate Professionals Should Seek the Moral High Ground, 6 *Washington & Lee Journal of Energy, Climate and Environment* 2:402 (2015)
- Sunburned: How Misuse of the Public Records Laws Creates an Overburdened, More Expensive and Less Transparent Government, 44 *Stetson Law Review* 425 (2015)
- Victims of Disorganized Thinking: When Law Students with Mental Health Issues Confront Florida’s Unconstitutional Inquisition, 4 *Mental Health Law & Policy Journal* 87 (2015)
- Why FACA Doesn’t Like facebook: Social Media, Public Input, & the Federal Advisory Committee Act, 9 *Charleston Law Review* 75 (Fall 2014)
- Lance H. Gunderson, Ahjond Garmestani, Keith W. Rizzardi & J.B. Ruhl, Escaping a Rigidity Trap; Governance and Adaptive Capacity to Climate Change in the Everglades Social Ecological System, 51 *Idaho Law Review* 127 (2014)
- Sea Level Lies: The Duty to Confront the Denier, 44 *Stetson Law Review* 75 (Fall 2014)
- The Duty to Advise the Lorax: Environmental Advocacy and the Risk of Reform, 37 *William & Mary Environmental Law & Policy Review* 25 (2012)
- Regulating Restoration: Why the Perfect Permit is the Enemy of the Good Project. 27 *Nova Law Review* 51 (2002)
- Translating Science Into Law: Phosphorus Standards in the Everglades. 17 *Journal of Land Use & Environmental Law* 149 (2001)
- The Everglades Ecosystem: From Engineering to Litigation to Consensus-Based Restoration. Co-authored with John J. Fumero, 13 *St. Thomas University Law Review* 667 (2001)
- The Everglades in Jeopardy: A Drama Starring the Endangered Cape Sable Seaside Sparrow. 27 *Florida State University Law Review* 349 (2000)
- Toothless? The Endangered Manatee and Florida Manatee Sanctuary Act. 24 *Florida State University Law Review* 377 (1997) cited in *GDF Realty Investments, Ltd. v. Norton*, 326 F.3d 622, (5th Cir. 2003)