

# Fabian VanCott



## Dale F. Gardiner

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## Practice Areas:



Environmental & Natural Resources



Litigation, Trials & Appeals



Governmental Relations & Lobbying



Government Investigations & White Collar Criminal Defense

## Biography

Dale F. Gardiner has over 35 years of experience in a practice focused on land use law, governmental law, water law, and commercial litigation. He has practiced before the United States Supreme Court and has successfully argued cases before the United States Court of Appeals for the Ninth Circuit, the United States Court of Appeals for the Tenth Circuit, the Utah Court of Appeals, and the Utah Supreme Court.

## Professional

Utah State Bar Association, State and Local Government section

American Bar Association

Best Lawyers in America 2013 – 2015

Admitted to practice before State and Federal Courts in Utah, the United States Supreme Court, the U.S. Court of Appeals for the 9th Circuit and the U.S. Court of Appeals for the 10th Circuit

## Representative Projects

Obtained precedent-setting decisions in local governmental law. (*Anderson Development Co. v. Tobias*, 528 Utah Adv Rep 3 (Utah 2005); *In re Disconnection of Territory*, 646 P.2d 699 (Utah 1982); and in CERCLA natural resource damage claims litigation *Utah v. Kennecott Corp.*, 801 F.Supp. 553 (D. Utah 1992), appeal dismissed 14 F.3d 1489 (10th Cir. 1994)), cert. denied, 513 U.S. 872 (1994).

Successfully represented Sandy City, City of South Salt Lake, Bluffdale City, Riverton City, Midvale City, and the Town of Daniel.

Drafted congressional testimony presented by the Jordan Valley Conservancy District in support of the Central Utah Project Completion Act.

Co-authored operating agreements for governmental water treatment plants and the Jordanelle and Deer Creek reservoirs.

## Education

J.D., cum laude, J. Reuben Clark Law School, Brigham Young University, 1976, Associate Editor of the *BYU Law Review*

B.A., Mass Media Communications, Brigham Young University, 1973

Dale taught undergraduate business and communications law courses at Brigham Young University

## Community Service

Jordan Valley Water Conservancy, Trustee (1997 – 2012)

Riverton City, Mayor (1981 to 1989)

Salt Lake County Boundary Commission, Chairman (1988 – 1989)

Salt Lake County Board of Health, Vice Chairman (1985 – 1986)