Holland & Hart



Lynn Kornfeld

Partner

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Lynn helps clients navigate business-critical environmental compliance and transactional liability issues.

Lynn assists a variety of companies with complex environmental issues across the United States including the agriculture, commercial development, retail, energy, chemical and product manufacturing, waste disposal, and the resort industries. She assists with compliance, permitting, and EPA and state enforcement matters arising under the Clean Air Act (CAA), the Clean Water Act (CWA), the Resource Conservation and Recovery Act (RCRA), the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Federal Insecticide Fungicide and Rodenticide Act (FIFRA), and the Toxic Substances Control Act (TSCA). Lynn also has particular expertise counseling clients on chemical and product registration, development, and marketing claims compliance.

Lynn also has extensive experience advising clients in corporate and real estate transactions involving potential environmental liabilities. She provides environmental due diligence, advice on deal structure to minimize risk, and negotiates related purchase and sale, lease, easement, and cleanup and indemnification agreements. She also negotiates environmental covenants, agency no-liability assurances, and agency approvals. In connection with transactions, she helps oversee environmental compliance audits/disclosures, assists with complicated permit transfers, and develops pre- and post-transaction risk mitigation strategies.

EXPERIENCE

- Air and water permitting and permit appeals
- Environmental compliance counseling under the CAA, CWA, RCRA, EPCRA, and petroleum storage tank programs
- Environmental compliance audits and EPA and state self-disclosures
- EPA and state enforcement and citizen suit defense
- EPA and state site cleanup matters, including brownfield redevelopment cleanup approvals, PRP remedial oversight, and administrative settlements
- Chemical release reporting and response
- Product and chemical compliance counseling under TSCA, FIFRA, and state chemical regulatory programs

PRACTICES

Real Estate
Climate Change
Environmental Transactions
Environmental Health and Safety
Environmental

INDUSTRIES

Oil and Gas
Energy and Resources

EDUCATION

University of Colorado Law School, J.D.

University of Colorado at Boulder, B.A.

BAR ADMISSIONS

Colorado

- Chemical and product registrations, imports, notices, and reporting
- Environmental due diligence in complex corporate and real estate transactions
- Negotiation of corporate and asset purchase and sale and lease agreements, and related easements, remediation, and other agreements
- Negotiation of cleanup agreements and risk-based agency cleanup closures

PUBLICATIONS

"The July 1 Deadline Approaches for Participation in the Colorado Extended Producer Responsibility (EPR) Program," *Environmental Update*, June 27, 2025

"October 1 Deadline for Producers to Register under Colorado's New Recycling System is Fast Approaching," *Environmental Update*, September 25, 2024

"CDPHE Issues New Changes Regarding PFAS," *Environmental Update*, April 11, 2024

"New WOTUS Rule Significantly Narrows Federal Jurisdiction under Clean Water Act," *Holland & Hart Legal Update*, September 1, 2023

"EPA Proposes Widespread Ban on Methylene Chloride Under TSCA: Will Your Operations Be Impacted?," May 12, 2023

"Continuing Legal Education in Colorado, Inc.," *Environmental Regulation of Colorado Real Property, Chapter 13—Hazardous Waste Facility Siting, Co-Author*

"LexisNexis," *Brownfields Law and Practice, Colorado Chapter, Editor*

RECOGNITION

- *The Best Lawyers in America*®, Environmental Law, 2023-2027
- *Chambers USA*, Environment, 2010-2026
- *5280 Magazine* Top Lawyers, Environmental, 2024

PROFESSIONAL AND CIVIC AFFILIATIONS

- Colorado Chamber
    - Energy and Environment Council, Industrial Waste Subcommittee Chair, 2016-2019
- Colorado Environmental Management Society, Program Chair, 2003-2005
- Colorado Bar Association, Member
    - Environmental Law Section, Advisory Council, 2005

- Colorado Solid and Hazardous Waste Commission, 2005-2011