

# Environmental, Health and Safety Practice

Regulatory Compliance, Enforcement Defense, Government Permits and Approvals, Litigation, Incident Response and Crisis Management



King & Spalding's EHS attorneys handle the full range of environmental, health and safety issues. Top companies turn to King & Spalding because we know first-hand how agencies operate, we understand the multitude of regulations governing different industries and we provide strategic counsel oriented to business solutions.

With offices in Washington, D.C., Atlanta, Chicago, Houston, Austin, Los Angeles, Silicon Valley, London, Paris and Frankfurt, we handle matters throughout the U.S. and Europe and have counseled our multi-national clients on issues encountered worldwide.

## KEY DIFFERENTIATORS OF OUR ENVIRONMENTAL, HEALTH & SAFETY TEAM

We offer one of the few truly national practices to provide unparalleled depth and breadth on a wide range of EHS matters, from the most sensitive internal investigations and criminal enforcement matters to the most difficult permits and regulatory negotiations. In addition, we have some of the nation's best environmental litigators with landmark cases involving government enforcement, citizen suits and mass environmental toxic tort actions. We have handled highly sensitive internal investigations and voluntary disclosures, negotiated favorable settlements and litigated cases to successful verdicts for our clients.

### *Unmatched scientific and technical experience*

Our EHS practice includes lawyers with technical backgrounds—engineering, chemistry, marine biology, land use, environmental policy and safety—who function well at the intersection of law and science, present issues in plain English, and work to find practical solutions to complex problems.



Ranked as one of the leading firms in the U.S. for environmental law matters



### *Industry leaders*

King & Spalding knows the industrial manufacturing space. We advise the leading automotive facilities, diversified manufacturing companies and trade associations on the full range of EHS issues confronting the energy sector, from environmental compliance and permitting, to infrastructure development, to enforcement and incident response. Hand-in-hand with our clients, we have taken the lead on emerging environmental issues in these fields.

### *Experience at the intersection of safety and environmental issues*

We operate at the cutting edge of emerging technologies and new business models, including in the energy and chemicals industries, for autonomous and connected vehicles, shared vehicle use, and the ongoing electrification of the motor vehicle fleet. Our lawyers were instrumental in the reform of the U.S. fuel economy program and various regulatory and enforcement actions involving the intersection of greenhouse gas and fuel economy regulation.

### *Infrastructure development*

Using our scientific and technical experience, we help clients obtain environmental permits and approvals for major infrastructure projects, including water supply reservoirs, wastewater treatment plants, port and harbor developments in sensitive coastal environments, and other projects requiring environmental permits or approvals from the United States Army Corps of Engineers, the Federal Energy Regulatory Commission, or the Department of Transportation.

### *Incident response & crisis management*

Our lawyers have been involved in multiple major environmental and safety crises in recent years, from oil spills to diesel emissions, airbag issues, and automotive safety recalls. Our subject matter professionals combine with our Congressional and government investigation colleagues and our cost-effective Discovery Center to help manage both the initial incident response and the attendant public and legal crises.

### *Litigation successes*

We work to resolve issues with the regulatory agencies and relevant interested parties by negotiation, but our lawyers stand ready to litigate when that is required, and we have decades of experience handling EHS disputes before state and federal administrative agencies and courts—from permit appeals, rules challenges, agency enforcement actions, cost recovery claims and contribution actions, to citizen suits.

Recognized as a “Best Law Firm” National Tier 1 Firm



Named as one of the top Environmental regulatory and litigation practices



## RENOWNED AGENCY ENFORCEMENT EXPERIENCE

King & Spalding has an extensive bench of former U.S. agency leaders and state and federal enforcement attorneys experienced in both civil and criminal matters:

- **Granta Nakayama**, former Assistant Administrator for U.S. EPA Office of Enforcement and Compliance Assurance from 2005 through 2009. Granta led the 3,400 employee, \$560 million EPA national enforcement and compliance program for all media (air, water, waste, toxic chemicals, pesticides) located at over 40 facilities across the nation.
- **Peter Hsiao**, former Los Angeles Assistant U.S. Attorney, where he utilized his chemical engineering background as lead trial counsel for U.S. EPA and other agencies. He received the Department of Justice's Special Commendation Award, the U.S. Attorney's Office Special Achievement Award, and the U.S. Fish and Wildlife Service Golden Eagle Award.
- **Jackie Glassman**, former Acting Administrator and Chief Counsel for the National Highway Traffic Safety Administration (NHTSA), which oversees motor vehicle safety and fuel economy regulation and enforcement in the U.S.
- **Adam Sowatzka**, a former U.S. EPA Region 4 attorney who has a national defense practice handling civil and criminal enforcement with an emphasis on water and stormwater, Superfund, management of hazardous materials, and OSHA.
- **Patricia Barmeyer**, former environmental lawyer for the State of Georgia and regularly at the top of all rankings for environmental lawyers in the Southeast.
- **Jim Vines**, a former U.S. Attorney who prosecuted environmental crimes and served on the Attorney General's Environmental Advisory Committee. He has handled matters in the U.S. and abroad across the broad spectrum of environmental law, and is an OSHA/Health and Safety specialist.
- **Ilana Saltzbar**, former senior enforcement attorney at U.S. EPA headquarters, who led EPA's landmark New Source Review enforcement initiative under the Clean Air Act against American Electric Power, Tennessee Valley Authority, and others.
- **Les Oakes**, an engineer, who served for more than ten years as a regulator with the Georgia Environmental Protection Division in both the air and hazardous waste programs.
- **Christie Iannetta**, former Trial and Enforcement Lawyer at NHTSA.

In addition to lawyers with agency experience, our bench is deep with additional lawyers with enforcement and other EHS litigation experience:

- **Joe Eisert**, who has worked on both routine and high-stakes environmental matters involving U.S. EPA and attorneys general from all 50 states and the District of Columbia.



An "Environmental Practice Group of the Year" for 2010, 2012, 2015 and 2018



- **Cynthia Stroman**, who counsels clients in matters concerning the risk, transportation, and management of chemical substances, including TSCA, Hazardous Materials Regulations, and Pipeline Safety Regulations; and draws on her scientific background to prepare expert witnesses in enforcement and other EHS litigation.
- **Lewis Jones**, who advises clients on water supply and wastewater issues, environmental compliance, and fee setting; helps clients obtain and defend permits to build infrastructure projects; and assists with a wide range of issues relating to the water supply and regulatory programs of the United States Army Corps of Engineers.
- **Logan MacCuish**, who has extensive experience representing clients before the California Air Resource Board.
- **Joëlle Herschtel**, who handles a wide range of litigation cases before French administrative, civil and criminal courts, and assists companies in the implementation of European (REACH, CLP, RoHS, biocides, nanomaterial, greenhouse gas) and French environmental and product safety regulations.
- **William Sauers**, who focuses on complex U.S. and international environmental matters and investigations involving DOJ, U.S. EPA, and other federal and state agencies.

#### AREAS OF PRACTICE

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| • Accidents, Disasters and Crisis Response     | • Energy and Power                            |
| • Agriculture and Pesticides                   | • Environmental Impact Reports and Statements |
| • Air Quality and Climate Change               | • Environmental Insurance                     |
| • Auditing and Internal Investigations         | • Food and Beverages                          |
| • Automotive, Engines and Fuels                | • Hazardous Waste                             |
| • Business Transactions and Due Diligence      | • Health Care and Pharmaceuticals             |
| • Chemicals                                    | • Green Chemistry                             |
| • Coastal Development and Regulation           | • Infrastructure and Development              |
| • Consumer Products and Green Chemistry        | • International Environmental Issues          |
| • Criminal Defense                             | • Litigation and Toxic Torts                  |
| • Emerging Contaminants (e.g.,PFAS)            | • Proposition 65                              |
| • Endangered Species and Project Siting        | • Real Estate                                 |
| • Environmental Enforcement and Investigations | • Regulatory Compliance and Rulemaking        |
|  | • Remediation of Contaminated Property        |
|  | • Water                                       |
|  | • Worker Safety and OSHA/Cal OSHA             |



2018 Law Firm  
of the Year



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