



A legacy of addressing the most challenging environmental issues in the Pacific Northwest and throughout the nation



The lawyers in our Seattle office are recognized leaders in complex environmental litigation, regulatory compliance counseling, and remediation projects under a wide array of federal and state environmental laws. Clients benefit from flexible fee options and seamless access to a nationwide team of over 100 environmental practitioners who provide complete coverage for matters large and small.

ENVIRONMENTAL REMEDIATION AND RESTORATION PROJECTS/SUPERFUND

Our attorneys are national leaders in handling complex environmental remediation and restoration projects. Our team has extensive experience in successfully and efficiently prosecuting, defending, and settling large Superfund cost recovery and natural resource damages (NRD) claims.

HAZARDOUS AND SOLID WASTE

We have defended a number of Resource Conservation and Recovery Act (RCRA) enforcement actions and have handled challenges to federal hazardous waste regulations.

AIR QUALITY AND CLIMATE CHANGE

We represent clients nationwide in connection with enforcement proceedings, agency rulemakings, and permitting issues under the Clean Air Act (CAA) and similar state air laws and regulations. We have handled a range of CAA compliance issues, including those related to Title V, NSR/PSD, NSPS and NESHAP/MACT. We also have significant experience in matters related to the regulation of mobile and off-road sources.

WATER QUALITY

We advise on National Pollutant Discharge Elimination System (NPDES) permit issues – including applications, renewals, modifications, permit shield issues, and defense of citizen suits.

CHEMICAL REGULATION

We advise on environmental issues associated with chemicals used in consumer and industrial products, including matters involving federal and state Occupational Safety and Health Administration regulations.

CORPORATE TRANSACTIONS AND COMPLIANCE AUDITS

We provide advice on how to allocate environmental risks that may attach to major corporate and business transactions. We have also assisted in the development of new environmental audit and risk assessment techniques, and we work effectively with top environmental risk assessment consultants.

KEY FOCUS AREAS

State and federal site remediation

Superfund

Air permitting and compliance

Water quality permitting

Solid industrial and hazardous waste permitting

Global product and supply chain counseling

Insurance recovery

Transactions and compliance audits



Representative Matters

- **Air Quality Compliance and Climate Change.** We helped a major international transportation company defend administrative enforcement proceedings brought under regional air quality regulations, negotiate settlements involving notices of violations, defend a citizen suit brought under the CAA, comply with Title V permitting obligations and an emissions credits trading program, implement facility environmental compliance management systems, and submit comments on proposed air quality regulations.
- **Marine Terminal Permitting and Defense.** We defend one of the Northwest's largest marine terminals in an ongoing Clean Water Act (CWA) enforcement proceeding. We also defend a citizen suit for claimed NPDES permit discharge violations, and support the client's lease negotiations with the regional port authority.
- **Superfund Mega-Site Defense.** We serve as the co-chair of the Alternative Dispute Resolution process for the Portland Harbor Superfund Site – the largest Superfund site west of the Mississippi – while representing two key clients. Our team is responsible for leading a group of nearly 100 parties in developing defenses and negotiating with the U.S. Environmental Protection Agency (EPA) over an aquatic sediments cleanup estimated to cost more than \$2 billion. We helped design and implement an allocation process with the goal of achieving a negotiated performance offer and settlement with EPA.
- **NRD Projects.** In the context of an NRD enforcement effort by federal, state, and tribal natural resource trustees, we helped a leading manufacturer of wooden doors identify, fund, and develop the first restoration bank for NRD offsets. The bank was used to offset the claimed liabilities of nearly 20 parties. It was built under contract by a regional municipality, using settlement funds from those parties. The project was successful to the point that our client's liabilities were almost entirely offset by the returns received from sale of the restoration credits.
- **Hazardous Waste Compliance.** We served as counsel to a Fortune 500 metals manufacturing company on hazardous waste compliance issues, including a citizen suit regarding waste disposal practices and federal litigation challenging hazardous waste disposal and recycling regulations.
- **Innovative Hazardous Waste Recycling.** We advise a major producer of kraft pulp and paper on RCRA compliance and waste management matters, including securing approvals for transportation and re-use of hazardous wastes from an out-of-state hazardous cleanup site.
- **New Facility Due Diligence, Siting, and Permitting.** We helped a new steel facility conduct due diligence investigations for a site acquisition and obtain key permits for operations at a brownfield redevelopment site.

ABOUT BEVERIDGE & DIAMOND

Beveridge & Diamond's more than 125 lawyers across the U.S. focus on environmental and natural resources law, litigation and alternative dispute resolution. We help clients around the world resolve critical environmental and sustainability issues relating to their products, facilities, and operations.

Learn more at bdlaw.com

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