



## Alan J. Sachs

Principal

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**Alan's practice focuses on the wide range of regulatory issues faced by the global agriculture, food, biotechnology, and bioenergy industries.**

Practicing environmental law provides him with daily opportunities to use his legal skills and training to help clients overcome often extremely technical business and regulatory challenges in order to ensure compliance with applicable environmental requirements.

He advises numerous Forbes Global 2000 companies on the legal and regulatory requirements associated with both domestic and foreign production, and the import, export, and distribution of pesticides, industrial biocides, and treated commodities and products. In every matter, Alan strives to meet and exceed his clients' expectations by providing them with the environmental legal analysis and solutions they need to achieve their objectives.

Alan's practice includes all aspects of the U.S. Environmental Protection Agency's (EPA) regulation of pesticides, including the manufacture, import, distribution, labeling, registration, and use of all types of consumer and agricultural pesticide products under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). As part of his FIFRA legal practice, Alan frequently supports the data rights objectives of Beveridge & Diamond's pesticide clients; advises clients on EPA enforcement matters; and prepares data licensing agreements, product distribution agreements, and other related contracts.

Beyond FIFRA, Alan advises pesticide manufacturers on issues arising under other relevant laws—including the Federal Food, Drug, and Cosmetic Act (FFDCA); the Plant Protection Act (PPA); the Endangered Species Act (ESA); the Toxic Substances Control Act (TSCA); and the Freedom of Information Act (FOIA)—and provides guidance in connection with pesticide requirements and data protection issues in the European Union and other jurisdictions around the world. Alan also counsels clients on the regulation of antimicrobial, biocide, and biostimulant products under FIFRA and other regulatory regimes, as well as the coordinated regulation of genetically engineered plants, animals, and insects by EPA, the U.S Food and Drug Administration (FDA), and the U.S. Department of Agriculture (USDA).

In addition, Alan advises clients on FDA's regulation of manufacturers, importers, and distributors of food, food additives, and dietary supplements; USDA's regulation of plant pests and biological control agents; and EPA's regulation of ethanol, biodiesel, and other alternative fuel products. Alan also maintains the firm's AgTech Resource Center.

Alan first joined B&D in 2003 as an Associate in the firm's Washington, D.C., and Baltimore offices. Following his relocation to Israel in 2011, Alan continued to provide attorney consulting services to the firm and its clients from overseas while serving as a key link between and among producers, distributors, investors, and local counsel around the world. In Israel, Alan was also the founder and director of an extracurricular program providing local Jewish and Arab children with an opportunity to learn, interact, and speak together.

### **Education**

- University of Maryland - College Park (B.A., 1999)
  - English
- University of Maryland School of Law (J.D., *with Honors*, 2003)
  - Certificate in Environmental Law

### **Bar Admissions**

- District of Columbia
- Maryland

### **Professional Affiliations**

- American Bar Association - Past Chair, Agricultural Management Committee

### **Honors & Awards**

- *The Legal 500*, recognition in Environmental Regulatory Law (2019)

## **Representative Matters**

*Prior results do not guarantee future outcomes.*

Alan's experience includes:

- Serving as counsel for a major pesticide manufacturer in a series of significant enforcement actions brought by the Environmental Protection Agency (EPA) and involving the supplemental distribution and labeling of registered pesticides in the United States.

- Serving as counsel for a major biocide distributor in its efforts to compel EPA to ensure proper regulation of a competitor's actions in the marketplace and to require the competitor to cease sales of unregistered products.
- Assisting a major consortium of U.S. and international companies in its successful intervention on EPA's behalf in a lawsuit involving alleged violations of Federal Advisory Committee Act regulations.
- Providing advice to a major U.S. manufacturer of household products to achieve compliance with EPA's requirements for antimicrobial claims.
- Counseling an international seed company on the United States Department of Agriculture (USDA) requirements for genetically engineered organisms modified using novel transformation technologies.
- Advising one of the world's largest privately held companies on EPA's regulatory framework for a new agricultural pesticide product and USDA's legal requirements for imported biological organisms.
- Assisting a top U.S. food supplier in the development of a comprehensive legal strategy to support its development of an innovative biotechnology solution to devastating global crop disease.
- Advising a foreign microalgae cultivation company on the EPA and FDA manufacturing process requirements for imported dietary ingredients, including pre-market notification requirements for new dietary ingredients.
- Counseling a dietary ingredient manufacturer on the types of health claims, nutrient content claims, and structure/function claims that may be made in connection with food products and dietary supplements.
- Helping one of the world's largest chemical producers evaluate and comply with federal pre-market and labeling requirements applicable to antimicrobial substances intended for use as food or feed additives.
- Advising a foreign investment group on the U.S. and global legal requirements for dietary supplement products and functional foods as part of the pre-acquisition due diligence process.
- Representing a leading veterinary medicine manufacturer in an EPA enforcement action involving alleged product chemistry inconsistencies and product misbranding violations.
- Counseling a Fortune 500 company on the EPA requirements applicable to the U.S. import and export of ethanol fuel.

## Outside the Office

Alan lives in Maryland with his wife and children after returning to B&D's Washington, D.C., office in 2017. He volunteers with local Maryland groups to promote voter registration and access.

## Publications

June 3, 2019

**USDA Issues Legal Opinion on Hemp**

Beveridge & Diamond

January 3, 2019

**USDA Issues Final Bioengineered Food Disclosure Standard**

Beveridge & Diamond

December 21, 2018

**2018 Farm Bill Legalizes Industrial Hemp**

Beveridge & Diamond

December 1, 2018

**A Burger By Any Other Name**

The SciTech Lawyer

May 8, 2018

**USDA Seeks Comments on Proposed Bioengineered Food Disclosure Standard**

Beveridge & Diamond

April 5, 2018

**USDA Accepting Public Comments on "Clean Meat" Labeling Petition**

Beveridge & Diamond

February 23, 2018

**EU's Highest Court Issues Advisory Opinion Supporting Exemption of Directed Mutagenesis Products From GMO Regulation**

Beveridge & Diamond

February 20, 2018

**EPA Issues New Strategic Plan with Sharp Changes to Agency Goals and Policies**

Beveridge & Diamond

February 15, 2018

**Environmental Protection Agency Streamlines Pesticide Residue Chemistry Data Requirements for Seed Treatment Uses**

Beveridge & Diamond

January 2, 2018

**USDA Issues Annual Agricultural Biotechnology Report for China**

Beveridge & Diamond

January 2, 2018

**USDA Announces New Phytosanitary Requirements for Soybean Exports to China**

Beveridge & Diamond

November 28, 2017

**Competing Cosmetic Safety Bills Would Each Expand FDA Regulatory Authority**

Beveridge & Diamond

December 15, 2016

**New EU Disclosure Mandate for Proprietary Pesticide Data Has Serious Ramifications for Wider Chemical Industry**

Beveridge & Diamond

September 23, 2016

**Comments Due November 1 on Proposed Update to Framework for Biotechnology Regulation**

Beveridge & Diamond

August 8, 2016

**New York State Attorney General Orders Companies to Stop Making Anti-Zika Claims In Connection with Minimum Risk Pesticides and Pesticide Devices**

Beveridge & Diamond

August 4, 2016

**First-Ever Federal Labeling Requirements for Bioengineered Foods Signed Into Law**

Beveridge & Diamond

February 8, 2016

**USDA Declares "Do-Over" on Overhaul of Biotechnology Regulations**

Beveridge & Diamond

February 3, 2016

**EPA Publishes FIFRA Use Site Index for Antimicrobial Pesticides**

Beveridge & Diamond

December 29, 2015

**EPA Codifies New Changes to FIFRA Minimum Risk Pesticide Requirements**

Beveridge & Diamond