



## Casey T. Clausen

Principal

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### **Casey maintains a diverse environmental and litigation practice and brings creative solutions to his clients' business goals.**

Casey advises clients nationwide across industrial sectors on issues including the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Clean Water Act, the Endangered Species Act (ESA), and the National Environmental Policy Act (NEPA), and other federal and state environmental statutes. He is passionate about working in an area of the law that involves a range of industries, complex scientific and technical matters, and delivering solutions that address real-world business concerns.

Litigation is a cornerstone of Casey's practice, and he has experience in federal and state courts across the country. His litigation practice includes defense of toxic tort class actions, citizen suits, and enforcement actions, as well as general civil litigation. His representative experience includes:

- Defeating class certification in a putative breach of contract class action involving more than 20,000 members in Florida federal district court.
- Obtaining early dismissal of a putative breach of contract class action in Colorado district court.
- Successfully defending an odor nuisance class action in Pennsylvania district court.
- Achieving favorable settlement in defense of worksite chemical exposure negligence action.
- Ongoing defense of putative breach of contract of contract class actions in Arkansas and South Carolina district court.
- Ongoing defense of putative toxic tort class action involving fire at waste-to-energy facility in Florida district court.
- Ongoing defense of railcar third-party defendant in CERCLA cost-recovery litigation relating to train derailment.

Casey joined B&D following a clerkship in the U.S. District Court for the Northern District of New York. He uses his experience clerking to handle clients' needs as creatively and efficiently as possible.

A significant portion of Casey's practice involves complex contaminated site cleanups, including associated litigation. He provides support at one of the largest Superfund sites in the country.

Casey is also an active member of B&D's pro bono practice. He represents asylum applicants in Immigration Court, including at hearings.

Casey resides in Portland, Oregon and practices out of B&D's Seattle office.

### **Education**

- University of Chicago (A.B., *with Honors*, 2010)
  - Philosophy
- Harvard University (J.D., *cum laude*, 2014)

### **Bar Admissions**

- New York
- Oregon
- Washington

### **Court Admissions**

- U.S. District Court – Western District of Washington
- U.S. Court of Appeals – Eleventh Circuit

### **Professional Affiliations**

- American Bar Association, Section of Environment, Energy, and Resources

## **Publications**

February 23, 2024

### **FWS Issues Streamlined General Permits for Incidental Take of Eagles**

Beveridge & Diamond

January 4, 2024

### **Pacific Northwest Climate Law Update: Recent Developments Cloud the Future of Oregon and Washington Climate Programs**

Beveridge & Diamond

December 20, 2022

### **Appeals Court Upholds Penalty Against Members of LLC that Owned Landfill for Violations of Oregon's Landfill Closure Law**

Beveridge & Diamond

October 6, 2021

**Incidental Take of Migratory Birds Once Again a Federal Crime; FWS Considering New Permitting Program**

Beveridge & Diamond

September 2021

**B&D Attorneys Edit, Author the Environment and Climate Chapters of *Lexology Getting the Deal Through 2022***

Lexology Getting The Deal Through

May 25, 2021

**Supreme Court Clarifies That Only CERCLA Settlements Trigger Contribution Claims**

Beveridge & Diamond

May 10, 2021

**Department of the Interior Seeks to Withdraw Migratory Bird Treaty Act Liability Rule**

Beveridge & Diamond

March 9, 2021

**Migratory Bird Treaty Act Liability Rule Looks to Be Short-Lived**

Beveridge & Diamond

January 15, 2021

**Supreme Court to Decide Superfund Case with Significant Implications Regarding the Timing of CERCLA Contribution Claims**

Beveridge & Diamond

January 8, 2021

**Migratory Bird Treaty Act Liability Rule Finally Is Here, But For How Long?**

Beveridge & Diamond

September 2020

**B&D Attorneys Edit, Author the Environment and Climate Change Chapters of *Lexology Getting the Deal Through***

Lexology Getting The Deal Through

November 2, 2020

**Tenth Circuit Upholds OSHA Interpretations on Scope of PSM Standard**

Beveridge & Diamond

October 20, 2020

**Washington Continues Wide-Ranging Efforts to Address PFAS With Release of the Draft Chemical Action Plan**

Beveridge & Diamond

August 24, 2020

**Federal Court Rejects Interior Department Interpretation Limiting Migratory Bird Treaty Act Liability For Intentional Acts**

Beveridge & Diamond

February 4, 2020

**Government Proposes to Codify Limits on Migratory Bird Treaty Act Liability**

Beveridge & Diamond

July 8, 2019

**Who Gets to Decide What an Agency Meant? U.S. Supreme Court Places Limits on Agency Deference**

Beveridge & Diamond

June 20, 2019

**Not So Cooperative Federalism? Washington Sues EPA Over Reversal in Long-Running Human Health Criteria Saga**

Beveridge & Diamond

June 5, 2018

**NGOs Challenge Department of Interior's New Interpretation of "Incidental Take" Liability Under Migratory Bird Treaty Act**

Beveridge & Diamond

May 11, 2018

**Montana Supreme Court Undercuts CERCLA, Permits Property Owners to Pursue Restoration Damages Claim**

Beveridge & Diamond

May 2018

**Toxic Tort and Product Liability Quarterly**

Beveridge & Diamond

February 2018

**Toxic Tort and Product Liability Quarterly**

Beveridge & Diamond