



## Daniel B. Schulson

Principal

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**Dan applies the insight and experience he gained from working in the Office of General Counsel at the U.S. Environmental Protection Agency to clients' challenges on a broad array of issues.**

He assists clients with many aspects of environmental and administrative law, including compliance counseling, permitting, due diligence, audits, commenting on agency rulemakings, administrative enforcement defense, and litigation.

Examples of Dan's experience include:

- Providing counsel to the U.S. government-appointed Independent Compliance Monitor and Auditor in conjunction with the Volkswagen "Dieselgate" plea agreement and consent decree.
- Resolving issues for automotive manufacturers including those involving vehicle and engine certification, and compliance with EPA and California Air Resources Board requirements for obtaining Certificates of Conformity and Executive Orders.
- Advising original equipment manufacturers on vehicle import regulations as well as National Highway Traffic Safety Administration motor vehicle safety standards, emissions, and fuel economy requirements.
- Advising clients on mobile source compliance, including both on-road and non-road requirements.
- Counseling companies on a wide range of stationary source permitting and compliance issues under the Clean Air Act and comparable state laws.
- Preparing comments for companies and trade associations on both federal and state proposed air regulations.
- Counseling clients on "voluntary disclosures" under EPA's self-disclosure policy and similar state-based policies.
- Negotiating favorable administrative settlements with EPA and state regulators for alleged violations of environmental statutes, including the Clean Air Act, the Federal Insecticide, Fungicide, and Rodenticide Act and the Emergency Planning and Community Right-to-Know Act.
- Defending a leading crop-protection company in a multi-million dollar EPA administrative enforcement action.

- Representing leading crop-protection companies in Federal Insecticide, Fungicide, and Rodenticide Act and Endangered Species Act federal litigation challenging product registrations.
- Advising companies including a global pharmaceutical company and a major oil and gas company on the environmental aspects of corporate transactions and conducting related due diligence.
- Drafting a successful petition for review and subsequent state supreme court briefs in defense of a solid waste recycling company facing toxic tort claims brought by individuals alleging agricultural operations constituted a nuisance.

While at EPA, Dan formulated effective litigation strategies to defend agency actions and advised senior EPA officials on matters arising under a variety of statutes including the Clean Air Act, Clean Water Act, and the Resource Conservation Recovery Act. Dan was awarded an EPA commendation for outstanding counseling on administrative and regulatory law issues, and a Department of Justice commendation for assisting in the successful defense of EPA's suite of greenhouse gas regulations.

Dan also served as a Brookings Institution Congressional Fellow on the U.S. House of Representatives' Committee on Natural Resources. As a Fellow, he provided counsel to members of Congress and staff on legislation and oversight issues relating to energy production and mining on federal lands including U.S. offshore energy production, the Bureau of Land Management's hydraulic fracturing rule, coal mining in the Powder River Basin, and the U.S.-Mexico Transboundary Hydrocarbon Agreement.

During law school, Dan served on the *American University Law Review* and participated in the Community and Economic Development Law Clinic.

*Dan is located in Chicago, IL, and practices out of our Washington, DC office.*

## **Education**

- Colby College (B.A., 2003)
  - Spanish and Latin American Studies
- American University (J.D., *magna cum laude*, 2009)
  - American University Law Review

## **Bar Admissions**

- District of Columbia
- Virginia
- Illinois

## Publications

August 13, 2021

### **Biden Paves the Way for Zero-Emission Vehicles**

Beveridge & Diamond

April 15, 2021

### **The EU's Ecodesign Directive: Do Expanded Anti-Circumvention Regulations Portend a New Frontier in Defeat Device Enforcement?**

Beveridge & Diamond

February 10, 2021

### **D.C. Circuit Stays Litigation over EPA Rescission of California Waiver to Regulate Vehicle Emissions**

Beveridge & Diamond

December 8, 2020

### **Shifting Gears: NHTSA Seeks Comment on New Framework Governing the Safety of Automated Driving Systems**

Beveridge & Diamond

December 7, 2020

### **EPA Updates Enforcement Policy for Tampering and Defeat Devices**

Beveridge & Diamond

November 2, 2020

### **EPA Announces One of Its Largest-Ever FIFRA Civil Settlements**

Beveridge & Diamond

October 16, 2020

### **California Air Resources Board Encourages Vehicle and Engine Manufacturers to Self-Disclose Regulatory Violations Before the End of 2020 to Reduce Penalties**

Beveridge & Diamond

August 27, 2020

### **Major Automakers Finalize "Framework Agreements on Clean Cars" with California**

Beveridge & Diamond

July 17, 2020

### **Pedal to the Metal: 15 States and D.C. Seek to Achieve 100% Zero Emission Vehicle Sales for New Medium-and Heavy-Duty Vehicles by 2050**

Beveridge & Diamond

May 6, 2020

**Fight Over Vehicle Emission Regs Complicates Compliance**

*Law360*

April 8, 2020

**EPA and NHTSA Finalize Rollback of Vehicle Fuel Economy and GHG Standards**

Beveridge & Diamond

March 27, 2020

**Novel Citizen Suit Against Automotive Parts Dealer Results in \$850K Penalty**

Beveridge & Diamond

September 23, 2019

**EPA Rescinds California's Authority to Regulate Vehicle Tailpipe Greenhouse Gas Emissions and to Implement a Zero-Emission Vehicle Program**

Beveridge & Diamond

August 7, 2019

**Major Automakers Negotiate Emissions Agreement-in-Principle with California**

Beveridge & Diamond

July 18, 2019

**EPA Issues Policy to Enhance Partnerships with States**

Beveridge & Diamond

June 19, 2019

**EPA Finalizes National Compliance Initiatives for FY2020-FY2023**

Beveridge & Diamond

May 6, 2019

**DOJ Releases Updated Guidance on Evaluating Corporate Compliance Programs**

Beveridge & Diamond

April 3, 2019

**As Mobile Source Enforcement Revs Up, Does *UPHE v. Diesel Power Gear* Presage a Wave of Citizen Suits?**

Beveridge & Diamond

August 8, 2018

**DOT and EPA Release Proposal to Roll Back Obama-era Emissions Standards for Automobiles**

Beveridge & Diamond

June 15, 2018

**Full Steam Ahead: EPA Moves Forward with Key Initiative to Reduce Emissions at U.S. Ports**

Beveridge & Diamond

November 2016

**Toxic Tort and Product Liability Quarterly**

Beveridge & Diamond

October 5, 2016

**EPA Issues National Port Strategy Assessment: Reducing Air Pollution and Greenhouse Gases at US Ports**

Beveridge & Diamond

March 9, 2016

**Citizen Suits Under China's Revised Environmental Protection Law: A Watershed Moment In Chinese Environmental Litigation?**

Beveridge & Diamond

February 2016

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

January 2016

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

December 21, 2015

**EPA Launches Modernized eDisclosure Portal for Self-Disclosed Civil Violations**

Beveridge & Diamond

December 2015

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

November 10, 2015

**Two Chinese Public Interest Groups Win Landmark Environmental Lawsuit in China**

Beveridge & Diamond

November 2015

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

October 2015

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

September 2015

**Latin American Environmental Regulatory Tracker**

Beveridge & Diamond

January 28, 2015

**Supreme People's Court Issues Judicial Interpretation Addressing Environmental Civil Public Interest Litigation**

Beveridge & Diamond