



## Daniel M. Krainin

Principal

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477 Madison Avenue, 15th Floor, New York, NY, 10022-5835

### **Dan deploys more than two decades of environmental litigation experience to resolve clients' legal and business challenges.**

Primarily focused on environmental and toxic tort litigation, Dan helps clients successfully resolve groundwater contamination, hazardous waste site remediation, natural resource damages, permit defense and product-related matters. He enjoys using his skills as a litigator to help clients solve environmental problems.

Among his many wins, Dan successfully led a team that defeated an emergency challenge to a permit that Dan's client needed to continue its operations. The favorable result that Dan and his team achieved allowed the client to avoid losing millions of dollars' worth of production.

In a toxic tort case involving an alleged international conspiracy, Dan led a successful briefing effort that resulted in early dismissal of all claims against his clients, saving them from protracted litigation and protecting their reputation.

While focusing his practice on litigation, Dan also provides practical and actionable advice designed to minimize environmental risk and potential liabilities.

An active member of various bar associations, Dan is a past chair of the American Bar Association's Environmental Litigation and Toxic Torts Committee, and currently co-chairs the New York State Bar Association Environment Section's Toxic Torts Committee. Dan has also served as a member of the firm's Management Committee.

Before joining Beveridge & Diamond, Dan clerked for The Honorable Carlos R. Moreno, U.S. District Judge for the Central District of California. Prior to attending law school, Dan served as editor-in-chief of the environmental news service *Greenwire*.

### **Education**

- Wesleyan University (B.A., with *High Honors*, 1991)

- University of Virginia (J.D., 1997)
  - Winner, 68th annual Moot Court Competition

### **Bar Admissions**

- California
- District of Columbia
- New York

### **Court Admissions**

- U.S. Court of Appeals - D.C. Circuit
- U.S. Court of Appeals - Second Circuit
- U.S. District Court – District of Columbia
- U.S. District Court – Eastern District of New York
- U.S. District Court – Northern District of California
- U.S. District Court – Southern District of New York

### **Professional Affiliations**

- American Bar Association, Committee on Environmental Litigation and Toxic Torts of the Section on Environment, Energy and Resources, Past Chair
- New York State Bar Association, Environmental and Energy Law Section's Toxic Torts Committee, Co-Chair
- Environmental Law Institute, Leadership Council Member
- Law Firm Sustainability Network, President

### **Honors & Awards**

- *Super Lawyers, part of Thomson Reuters, New York Super Lawyer (2011-present)*

## **Representative Matters**

Dan's litigation experience includes:

- Acting as the lead member of a team of B&D attorneys defending product liability cases related to alleged groundwater contamination involving the gasoline additive MTBE.
- Serving a lead role defending a client from product liability and tort claims relating to alleged releases of emerging contaminant 1,4-dioxane.

- Leading a trial team that successfully defended a client's operational permit from an emergency challenge that threatened millions of dollars in production, which allowed the client to continue production uninterrupted.
- Successfully defending two major trade associations against claims that they improperly promoted an agricultural chemical in Latin America, securing dismissal of the action early in the litigation.
- Winning a favorable summary judgment ruling under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) on behalf of a group of potentially responsible parties (PRPs) that cooperated in the cleanup of a major hazardous waste site in western New York.
- Representing ten airline defendants that had been sued for nuisance and trespass by a landowner near a major regional airport and securing dismissal of all claims against his clients early in the proceedings.