



Jayni A. Lanham

Principal

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Jayni draws on her experience with environmental, health, and safety (EHS) regimes to help clients assess risk, develop compliance strategies, and build strong legal and technical cases when faced with litigation or enforcement.

Jayni counsels companies in a variety of industries on regulatory compliance and represents them in litigation and enforcement proceedings related to a broad range of federal and state EHS laws. Jayni is a leader of Beveridge & Diamond's Occupational Safety and Health group and has significant experience advising clients on compliance obligations relating to worker health and safety, providing advice following workplace incidents, helping clients prepare for and respond to government inspections, and defending against enforcement actions and related litigation.

Jayni entered the practice of environmental law because of her intersecting interests in law, policy, science, and technology. Her work involves considering historical factual and technical issues, managing complex parallel proceedings in both the criminal and civil regulatory arenas, and collaborating with subject matter experts to find creative solutions to her clients' complex EHS issues.

Jayni values learning about her clients' operations and businesses and draws on her experience across many industries to help clients improve overall compliance, develop necessary corrective steps, build strong legal and technical cases to minimize liability, and achieve business goals.

Professional Involvement

Jayni maintains an active pro bono practice and has assisted individuals with civil litigation, immigration, and criminal expungement matters. One of Jayni's notable pro bono cases involved the representation of a family that was displaced from its home for seven months because of a mercury spill. Jayni's advocacy on behalf of the family enabled the family to obtain a favorable settlement for the family's expenses and hardship during the cleanup of its home. Jayni also serves as Co-Chair of the firm's Recruiting Committee.

Before joining B&D, Jayni interned with the Maryland Office of the Attorney General at the State Highway Administration and the Maryland Department of the Environment. During law school, Jayni earned a certificate of Concentration in Environmental Law, served on the Maryland Law Review, and represented clients on a variety of environmental matters as a member of the University of Maryland Environmental Law Clinic.

Education

- University of Maryland - College Park (B.A. and B.S., *summa cum laude*, 2005)
 - B.S., Environmental Science and Policy
 - B.A., Government and Politics
- University of Maryland School of Law (J.D., *magna cum laude*, 2008)
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Bar Admissions

- Maryland
- District of Columbia

Court Admissions

- U.S. Court of Appeals – Fourth Circuit
- U.S. District Court - Maryland
- U.S. District Court – District of Columbia

Professional Affiliations

- American Bar Association
- Maryland State Bar Association
- Leadership Council for Legal Diversity, Fellow (2018)
- National Association of Women Lawyers

Representative Matters

Occupational Safety & Health

Examples of Jayni's Occupational Safety and Health Act (OSHA) experience include:

- Advising clients on compliance obligations under specific OSHA standards and new OSHA rulemakings, including the process safety management (PSM), hazard communication, hazardous waste operations and emergency response (HAZWOPER), lockout/tagout (LOTO), electrical safety, fall protection, permit-required confined spaces, materials handling and storage, personal protective equipment, air contaminants, respirable crystalline silica, and asbestos standards, and OSHA's recordkeeping rules.
- Successfully defending administrative enforcement actions involving alleged OSHA violations, worker injuries, and fatalities, including:

- The favorable settlement of an enforcement action against a petroleum refinery in the aftermath of a significant incident that occurred during an equipment shutdown. Jayni assisted in designing and overseeing an internal investigation into the incident, represented the client in inspection and enforcement proceedings involving multiple regulatory agencies, and advised on the development of corrective steps necessary to prevent recurrence and improve overall compliance.
 - The favorable settlement of an enforcement action following a crane collapse and fatality at a multi-employer worksite.
 - The favorable settlement of an enforcement action against a chemical manufacturing plant in that involved allegations “repeat” violations of the PSM standard and alleged chemical exposures.
 - The favorable settlement of an enforcement action against a manufacturer in following a workplace amputation.
 - The favorable settlement of an enforcement action against a contractor in Colorado following a severe workplace fall.
- Assisting clients with OSHA and State Plan inspections.
 - Advising clients on issues arising under OSHA’s multi-employer citation policy.

Litigation

Recent examples of Jayni’s litigation experience include:

- Successfully defending a power generation company in both trial and appellate courts against state common law tort claims relating to the alleged sub-surface migration of contaminants through groundwater to nearby properties.
- Obtaining a favorable settlement for a petroleum exploration and production company in litigation arising from an operator’s use of the company’s platform on the Outer Continental Shelf of the Gulf of Mexico.
- Obtaining a favorable settlement for a client in a private action for cleanup costs related to petroleum pipeline releases.
- Successfully obtaining judicial termination of a global, multi-media consent decree for a chemical manufacturing company following negotiations with federal and state enforcement agencies.