



Marc J. Goldstein

Firmwide Managing Principal

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155 Federal Street, Suite 1600, Boston, MA, 02110-1716

Marc helps clients build projects and resolve disputes arising from environmental contamination with a particular emphasis in the solid waste industry.

Marc helps clients resolve problems and disputes arising from environmental contamination and residential, commercial, and industrial project development. Going beyond legal issues, Marc works closely with clients to address the business risks and solve the business problems that complex environmental and land use disputes pose. For example, Marc defends companies against government enforcement actions threatening to shut their businesses for months or permanently.

Marc also works on contaminated property cases under CERCLA and Massachusetts Chapter 21E, helping clients address issues related to traditional contaminants like PCBs and new and emerging contaminants like dioxane and PFAS. For example, he led a trial team through 80 days of depositions and a six-week jury trial in an environmental case with 17 parties and \$12.5 million at stake. In addition, he parlays his prior experience representing municipalities and his training as a journalist to build local support for land use projects and assist individual landowners in front of local permitting boards. Marc has particular expertise in solid waste permitting and litigation and regularly assists clients with complicated issues impacting the waste and recycling world.

Marc currently serves as B&D's Firmwide Managing Principal. He chairs the firm's Strategic Planning Committee, and he served previously as Boston Office Managing Principal and head of the firm's Technology Committee and Litigation Practice Group.

Education

- Lehigh University (B.A., *summa cum laude*, 1994)
 - Economics and Journalism
- Harvard University (J.D., *cum laude*, 1997)

Bar Admissions

- District of Columbia
- Massachusetts

Court Admissions

- U.S. Court of Appeals - D.C. Circuit
- U.S. Court of Appeals - First Circuit
- U.S. Court of Appeals - Third Circuit
- U.S. District Court - Massachusetts
- U.S. District Court - Northern District of Illinois

Professional Affiliations

- American Bar Association
- Massachusetts Bar Association
- Boston Bar Association
- Leadership MetroWest, Board Member, Leadership Academy Graduate (2007)

Honors & Awards

- Recognition in *Who's Who Legal – Environment & Climate 2023*, a publication of Lexology (2023)
- *Chambers and Partners – USA*, recognized practitioner in Environmental Law (2017), Band 3 in Environmental Law, (2020-2024)
- *The Best Lawyers in America*®, a Best Lawyers® publication, Environmental Litigation "Lawyer of the Year" in Massachusetts (2023-2024)
- *The Best Lawyers in America*®, a Best Lawyers® publication, recognition in Environmental Law and Environmental Litigation (2015-2025)
- *Super Lawyers*, part of Thomson Reuters, Massachusetts Super Lawyer (2013-2023)
- *Super Lawyers*, part of Thomson Reuters, Massachusetts Rising Star (2006-2008; 2010-2012)
- *Lawdragon Green 500: Leaders in Environmental Law* (2023-2024)
- *Who's Who Legal*, part of Law Business Research Ltd., recognition in Environmental Law (2018-2020, 2022)
- Capital Pro Bono Honor Roll (2021)

Representative Matters

Examples of Marc's experience include:

- Securing a verdict of no liability following a six-week jury trial in U.S. District Court for the District of Massachusetts in a 17-party contribution action regarding PCB contamination in a

Boston river on behalf of a large multinational company and coordinating a joint defense group in a defense of \$12.5 million in cleanup cost claims.

- Permitting solid waste projects, including a controversial 1,000-ton-per-day waste transfer station in Holbrook, Massachusetts opposed by neighboring towns as well as successfully obtaining and defending local permits.
- Responding to third-party discovery requests at the U.S. Surface Transportation Board in litigation regarding railroad tariffs on behalf of the largest owner of rail tank cars.
- Preparing for trial in U.S. District Court for the Northern District of Illinois in a \$100-million citizen suit brought by the Sierra Club and other environmental groups against largest publicly-owned treatment works system in the Midwest alleging noncompliance with NPDES permit requirements.
- Responding to enforcement actions by state and federal agencies, including successfully resolving an enforcement matter by Massachusetts Attorney General's office alleging claims of misrepresentations in commercial advertising of pesticides.
- Negotiating and litigating enforcement orders regarding alleged wetland violations under local and state requirements, state pesticide licensing, and failures to obtain necessary zoning permits for businesses.
- Evaluating options for responding to Record of Decision at Portland Harbor Superfund Site requiring a remedy exceeding \$1 billion.

Outside the Office

If Marc wasn't practicing law, he would be somewhere in the wine industry, having dabbled with friends in making a zinfandel and sauvignon blanc under the label Fainwood.