

## Environmental Law

Flaster Greenberg's Environmental Law attorneys represent clients in all aspects of environmental and land use matters including transactions, litigation, permitting and compliance.

We help identify practical alternatives to achieve business objectives while complying with legal regulations. Our environmental attorneys represent a diverse range of clients that includes manufacturers; chemical producers, oil recycling and energy companies; medium and small businesses; financial institutions; and residential, commercial and industrial developers.

Often tapped as instructors due to the depth of their knowledge and experience, our attorneys regularly speak to professional, business and industry groups, as well as write frequently about environmental topics.

### Our Success Speaks For Itself

Our environmental attorneys are highly distinguished and we are most proud of the results achieved for our clients. Representative examples include:

On behalf of an industrial client currently remediating groundwater contamination, we successfully convinced the NJDEP to withdraw proposed regulations that would have set a state-specific cleanup standard for a contaminant that was significantly more stringent than the current national interim standard set only recently by the USEPA. We were able to convince the NJDEP that its proposed cleanup standard of 5 ppb lacked key scientific data and analysis and did not support the NJDEP proposal claiming to be more protective of human health than the current federal interim standard of 15 ppb. We were also successful in convincing the NJDEP that no adverse public health consequences would ensue if the NJDEP waited for the USEPA to adopt a permanent federal standard before deciding upon any state-specific standard.

We successfully guided our client through the Industrial Site Recovery Act (ISRA) process and convinced NJ DEP to approve the full release of client's mandated funding source required under ISRA in the face of ongoing monitoring and reporting requirements.

Our legal team successfully recovered millions of dollars in insurance benefits for a gasoline distributor with ten contaminated sites.

### Attorneys

Jeffrey A. Cohen

Marty M. Judge

Mitchell H. Kizner

John G. Koch

Daniel B. Markind

Franklin J. Riesenburger

Robert M. Washburn

Frank H. Wisniewski

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Our attorneys obtained funds in a suit filed under the New Jersey Spill Act and against insurance carriers, which allowed for a multimillion-dollar cleanup of a long-contaminated PCB site in Franklin Township, New Jersey.

- We successfully litigated a claim for multimillion-dollar cleanup costs and damages on behalf of a New Jersey developer against a Fortune 500 company that polluted a site before the client purchased it.
- We obtained multimillion-dollar cost recoveries for original defendants in third party practice against hundreds of defendants in the Helen Kramer Landfill (New Jersey) and Berks/Douglasville (Pennsylvania) Superfund litigations.
- We recovered millions of dollars in insurance proceeds which assisted in the cleanup of a site which had been contaminated with arsenic by a chemical manufacturer.
- We successfully guided clients through dozens of gasoline station, dry cleaning and other industrial, commercial and residential contaminated sites by obtaining regulatory approvals, cost recovery against responsible parties, and obtaining insurance proceeds through applicable insurance policies.