Message

From: Environmental Law360 [news-q2@law360.com]
Sent: 7/16/2018 7:41:30 AM
To: Cogliano, Vincent [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=51f2736376ac4d32bad2fe7cfef2886b-Cogliano, Vincent]
Subject:[SPAM-Sender] Bid To Expand States' NEPA Review Power Is A Mixed Bag

ENVIRONMENTAL

Monday, July 16, 2018

TOP NEWS

Analysis

Bid To Expand States' NEPA Review Power Is A Mixed Bag

While the Trump administration's proposal to expand National Environmental Policy Act authority to states likely won't draw much excitement from states with shrinking budgets and limited staff, industry observers say, the proposal will allow many others to speed up critical transportation infrastructure projects. Read more »

DOI Tells 4th Circ. To Reject Atlantic Coast Pipeline Block

Environmental groups on Friday continued dueling with the National Park Service over a bid to delay the Atlantic Coast Pipeline, pushing back against the government's contention an injunction blocking construction would overstep the Fourth Circuit's jurisdiction. Read more »

Enviros Ask 5th Circ. To Declare Effluent Rule Delay Illegal

A coalition of eight environmental groups on Thursday urged the Fifth Circuit to hold that the U.S. Environmental Protection Agency lacked the authority to postpone an Obama-era rule that set limits on how much toxic metal can be discharged with power plants' wastewater. Read more »

Tribes Talking With New Potential Owner For Power Plant

The Navajo Nation and the Hopi Tribe have said they have been in talks with two companies to possibly take over the ownership and operation of the Navajo Generating Station, a massive 2,250-megawatt coal-fired power plant. Read more »

POLICY & REGULATION

House Pushes Through Fed. Water Facility Title Transfer Bill

A piece of bipartisan legislation aimed at making it easier for nonfederal entities like Native American tribes and local utilities to acquire title transfers for federal water facilities has passed through the U.S. House of Representatives, according to congressional leaders. Read more »

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LITIGATION

Enviros Seek Quick Win In Suit Over Enbridge Spill Plan OK

The National Wildlife Federation on Thursday continued to urge a Michigan federal judge to hand it a quick win on its claims that the U.S. Department of Transportation unlawfully approved Enbridge Energy's oil spill response plans for a Wisconsin-to-Ontario pipeline without properly reviewing whether those plans squared with federal environmental statutes. Read more »

Miner Says Romania Illegally Squeezed It For More Money

Canadian miner Gabriel Resources Ltd. has filed a more detailed $4.4 billion international arbitration claim against Romania, alleging the country blocked its Rosia Montană gold and silver project in a bid to shake the company down for more money. Read more »

Enviros Look To Nix Permit For Refinery Near National Park

A trio of environmental groups launched a lawsuit in North Dakota state court Thursday challenging a decision by the state's Department of Health to award an air pollution control permit to Meridian Energy Group Inc. for a proposed oil refinery near Theodore Roosevelt National Park. Read more »

EPA 'Amazingly Wrong' On Roundup Cancer Risk, Jury Hears

The U.S. Environmental Protection Agency was "amazingly wrong" when it found that glyphosate, the active ingredient in Monsanto's Roundup weed killer, was not a likely carcinogen, a former National Institutes of Health scientist told a California jury Friday during a landmark trial over claims the herbicide caused a retired groundskeeper's lymphoma. Read more »

EXPERT ANALYSIS

Investment Tax Credit Guidance Means Sunny Days For Solar

Notice 2018-59, issued last month by the Internal Revenue Service, confirms that standards and safe harbors previously defined in guidance issued for wind energy projects can be used in the context of solar energy projects. Solar energy sponsors can now act with greater certainty in making solar investments, say Jon Nelsen, Michael Didriksen and Peter Farrell of Baker Botts LLP. Read more »

A Path To New York's Energy Storage Goal

New York state's recently issued Energy Storage Roadmap identifies the actions and initiatives that can help New York meet its energy storage goal of 1,500 megawatts by 2025. Danielle Mettler-LaFeir of Barclay Damon LLP looks at the road map's recommendations and the opportunities they create. Read more »

Asbestos Transparency Laws Can Stop Double Recovery

Some asbestos plaintiffs have obtained full recovery from viable defendants and simultaneously, or later, recovered more money for the same injury from asbestos bankruptcy trusts established by those same entities. Recognizing this problem, more and more states are turning to

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asbestos transparency laws as a solution, say Scott Hunsaker and Karl Borgsmiller of Tucker Ellis LLP. Read more »

Series

Judging A Book: Hood Reviews 'Lawyering From Inside Out'

Law professor Nathalie Martin's new book, "Lawyering From the Inside Out: Learning Professional Development Through Mindfulness and Emotional Intelligence," can be of value to any lawyer aiming to achieve greater productivity, relieve the stress of the legal profession and focus on goals, says U.S. District Chief Judge Denise Page Hood of the Eastern District of Michigan. Read more »

Opinion

It's Not All About The Benjamins, Baby (Lawyer)

Notwithstanding the latest salary war among prominent law firms, I urge my middle-aged and older colleagues to help the recent graduates we know focus on the long term. Even if the salary is the same, there is a big difference between an institutional firm and the relatively younger firms matching BigLaw, says J.B. Heaton, a University of Chicago business law fellow and former partner at Bartlit Beck. Read more »

LEGAL INDUSTRY

Global 20: Linklaters

From playing a key role in Takeda's $62 billion takeover of Shire PLC to its work on a $4 billion infrastructure deal in Africa, U.K.-based Linklaters LLP blazed new trails around the globe over the past year and earned a spot on Law360's Global 20 list. Read more »

Exclusive

ABA Cuts Chief's Salary Amid Layoffs, Falling Membership

The American Bar Association reduced its executive director's pay from $1.25 million in 2015 to $1.17 million in 2016, documents made public Friday show, but Law360 has learned that a bigger pay cut for the executive is in the works as the organization grapples with declining membership and dues revenue, as well as layoffs. Read more »

Convicted Husband Of Ex-Linklaters Atty To Pay SEC $120K

The husband of a former Linklaters LLP associate who pled guilty to trading on insider information gleaned from his wife must disgorge nearly $120,000 to the U.S. Securities and Exchange Commission in a related civil suit, a New York federal judge ruled Thursday. Read more »

Analysis

A Justice Kavanaugh Would Be Unleashed From Precedent

On the D.C. Circuit, Judge Brett Kavanaugh has been forced to comply with precedents he doesn't agree with. That would change if he's confirmed to the Supreme Court. Read more »

Another Red-State Senate Dem Opposes Judge Kavanaugh

Another red-state Democrat, Michigan's Sen. Debbie Stabenow, announced her opposition to D.C. Circuit Judge Brett Kavanaugh's nomination to the U.S. Supreme Court Friday, adding to a growing group of Democrats who have said they will vote no on President Donald Trump's choice to replace retiring Justice Anthony Kennedy. Read more »

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Internal Revenue Service
National Institutes of Health
National Labor Relations Board
National Park Service
National Telecommunications and Information Administration

Perkins Coie Atty Tapped For 9th Circ. In New Round Of Noms

Just days after announcing his latest Supreme Court pick, President Donald Trump on Friday unveiled six new judicial nominees for federal courts around the country, including Seattle-based Perkins Coie LLP partner Eric Miller for the Ninth Circuit over the objections of a home-state senator. Read more »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

A report revealed that female general counsel collect 78 cents for every dollar earned by men at the same level, the European Union proposed an expanded equivalence for its financial services and internal memos showed the American Bar Association faces an uncertain future if it continues on its current track of losing revenues. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Podcast

Law360's Pro Say: Who Is Brett Kavanaugh?

The political battle lines are already forming in Washington, D.C., over President Donald Trump's nomination of Judge Brett Kavanaugh to replace Justice Anthony Kennedy on the U.S. Supreme Court. But who is the man himself? This week on Law360's Pro Say podcast we attempt to answer that, from Kavanaugh's resume to his biggest rulings, his writing style and his judicial philosophy. Read more »

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