

# National Clean Water Law & Enforcement Virtual Event

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SPEAKER PROFILES

National Association of Clean Water Agencies

November 17 – 19, 2020



**Fred Andes**  
Partner  
Barnes & Thornburg LLP  
Chicago, IL

**Fred Andes** is involved in clean water issues on the national and state levels. He was selected by the Environmental Protection Agency (EPA) to serve on the Federal Advisory Committee on the Total Maximum Daily Load (TMDL) Program. He is serving as coordinator for the Federal Water Quality Coalition, which is a group of municipal and other regulated parties that is participating in EPA's rulemaking on TMDLs and other key Clean Water Act programs.

Mr. Andes is also advising trade associations, industries, and municipalities on TMDLs, permits, and other water quality matters on the state and federal levels, including development of water quality standards, listings, TMDLs, and permit conditions.

He has been recognized by *Illinois Super Lawyers Magazine* since 2014. He also regularly appears on the *Best Lawyers in America* and *Chambers USA* lists for his work in environmental law. Before coming to Barnes & Thornburg, he was a partner with the Chicago law firm of Sonnenschein Nath & Rosenthal. Prior to working in Chicago, he spent nine years practicing environmental law in Washington, DC.

Mr. Andes graduated *Cum Laude* from Harvard Law School in 1980. He obtained his undergraduate degree from Northwestern University in 1977. He is a member of the Illinois State, District of Columbia, and American Bar Associations. He is admitted to practice in the state of IL, DC, the U District Courts for the Northern District of IL and DC, and the US Courts of Appeals for the First, Second, Fourth, Fifth, Sixth, Seventh, Ninth, Tenth, Eleventh, and DC Circuits.



**Samuel Brown**  
Partner  
Hunton Andrews Kurth, LLP  
San Francisco, CA

**Sam Brown** is a Partner with Hunton Andrews Kurth, LLP in San Francisco, CA where he represents public and private sector clients around the country on a variety of issues that include permitting, compliance counseling, administrative and civil enforcement defense, and litigation, with a particular focus on surface and drinking water quality, wetlands, oceans, and groundwater matters under the Clean Water Act (CWA), the Safe Drinking Water Act (SDWA), and other federal and state authorities. He also focuses on multi-media government investigations, incident response, and defending clients against government enforcement actions and NGO citizen suits.

Prior to joining Hunton Andrews Kurth, Mr. Brown was an attorney in US Environmental Protection Agency's (EPA) Office of General Counsel in Washington, DC where he focused on the national implementation of the Clean Water Act and Safe Drinking Water Act and in the EPA's Office of Regional Counsel in San Francisco where he focused on civil and administrative enforcement.



**F. Paul Calamita**  
Chairman  
AquaLaw PLC  
Richmond, VA

**Paul Calamita** has practiced environmental law for over 25 years. He is first and foremost an environmental counselor and negotiator. He has considerable national experience advising businesses and local governments in all major facets of the Clean and Safe Drinking Water Act and environmental compliance. He has helped his clients to negotiate some of the leading permits, orders, decrees, as well as a wide range of other environmental and utility-related agreements.

Mr. Calamita also has handled a wide range of administrative and judicial proceedings and has successfully lobbied state and federal agencies and legislatures on environmental and funding-related matters. He serves as General Counsel to four state and one national association comprised of water, wastewater and stormwater public utility managers.

Mr. Calamita earned his BS in Biology from the College of William and Mary (1987) and his JD from the University of Virginia (1992). He co-founded AquaLaw with his partner, Chris Pomeroy, in 2002.

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**David Chung**  
Partner  
Crowell & Moring LLP  
Washington, DC

**David Chung** is a partner in Crowell & Moring's Environment & Natural Resources Group. His practice focuses on litigation, regulatory advocacy, and regulatory counseling involving major environmental statutes. David has experience handling matters arising under various environmental and public lands statutes, including the Clean Water Act, Clean Air Act, Endangered Species Act, National Environmental Policy Act, Federal Insecticide, Fungicide, and Rodenticide Act, Surface Mining Control and Reclamation Act, Resource Conservation and Recovery Act, and Federal Land Policy and Management Act.

Mr. Chung also regularly handles or advises clients on litigation arising under the Administrative Procedure Act. He has extensive experience litigating in federal courts and representing clients in a wide range of proceedings before federal agencies.

He recently served for two years as a co-chair of the American Bar Association (ABA) Section of Environment, Energy, and Resources (SEER) Water Quality and Wetlands Committee.

Before that, he served as vice chair (Electronic Communications & Social Media) and as vice chair (Committee Liaison to Annual Water Law Conference) of the ABA SEER Water Quality and Wetlands Committee.

Mr. Chung graduated from the University of Texas at Austin in 2002, where he earned a BA from the Plan II Honors Program. He earned his law degree at the George Washington University Law School in

2005, graduating with honors. While in law school, he served as the senior notes editor of the *Public Contract Law Journal*. In 2005, he co-chaired and co-authored the competition problem for the McKenna Long & Aldridge "Gilbert A. Cuneo" Government Contracts Moot Court Competition.

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**John Cruden**  
Principal  
Beveridge & Diamond, PC  
Washington, DC

**John Cruden** provides strategic counsel on high-stakes environmental and natural resources litigation, civil and criminal enforcement, and compliance. Working with clients makes the practice of law worthy and valuable to him as they advance strategic needs while protecting human health and the environment.

For more than two decades, Mr. Cruden served as a senior leader on environment and natural resource matters at the US Department of Justice (DOJ), where he supervised some of the department's most significant litigation, including the Exxon Valdez oil spill, Love Canal, and Bunker Hill litigation. As the Senate-confirmed, Assistant Attorney General, ENRD, he worked on the most high-profile environment cases, and personally negotiated the multi-billion dollar resolutions of the Deepwater Horizon oil spill and the Volkswagen emissions scandal. These cases required a great deal of coordination, expert assistance, and sophisticated management of numerous players to reach successful outcomes. This experience has given John insight into the workings of large corporations, as well as into the challenges that major companies face in lawsuits.

As the former President of the Environmental Law Institute, the former Chair of the American Bar Association (ABA) Section on Environment, Energy, and Natural Resources, and the immediate past President of the American College of Environmental Lawyers, John has led each of the premier environmental organizations in the United States. In addition, he was the first government attorney to be elected and serve as the President of the District of Columbia Bar, now the largest bar in the nation.

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**Emily Jackson**  
Co-Chair, NACWA's Legal Affairs Committee  
General Counsel  
Metro Wastewater Reclamation District  
Denver, CO

**Emily Jackson** is the General Counsel for the Metro Wastewater Reclamation District in Denver, CO. The Metro District operates two wastewater treatment plants, a fifty-five-thousand-acre farm and extensive collection systems that serve over 60 local governments and special districts comprising of over 2 million people in the Denver Metro Area. Prior to taking the position at the Metro District, Ms. Jackson worked for the Colorado Attorney General's Office and the Environmental Protection Agency.

Ms. Jackson sits as Co-Chair of the National Association of Clean Water Agencies' Legal Affairs Committee. She holds a BA from University of Colorado and a JD from the Marshall-Wythe School of Law at the College of William & Mary. Ms. Jackson is a member of the CO bar.

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**Jeff Kray**  
Partner  
Marten Law LLP  
Seattle, WA

**Jeff Kray** is an Environmental Litigator. His practice focuses on water quality, water resources, and complex environmental litigation, including Clean Water Act permitting and regulatory compliance, and Comprehensive Environmental Response, Compensation, and Liability Act (Superfund) site remediation. He has represented public and private clients throughout the country. Over a 26 year career, Mr. Kray has conducted numerous trials, litigated administrative hearings, and appeared in federal and state appeals.

Mr. Kray regularly advises businesses and local government in water quality permit compliance and defense matters, responding to emerging contaminants (including PFAS) in water supplies, stormwater pollution prevention, hazardous waste spill prevention and cleanup, and cost recovery litigation. He also frequently consults with water right owners and purchasers on preserving, acquiring, and transferring water rights. He has assisted a broad range of clients, including water suppliers, irrigation districts, municipalities, developers, manufacturers, commercial and timber land owners, interstate transporters, lumber mills, and ports.

Mr. Kray is a frequent speaker and writer on water law and policy, particularly on the intersection between water rights and water quality. He has lectured extensively on the Clean Water Act, state water quality laws, and state and federal water rights. He has held leadership positions in the Water Resources and Water Quality and Wetlands Committees of the American Bar Association's Section on Environment, Energy, and Resources.

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**Gerald Linder**  
General Counsel  
Clean Water Services  
Hillsboro, OR

**Jerry Linder** has served as General Counsel for Clean Water Services (formerly known as Unified Sewerage Agency) since 1996. Clean Water Services treats wastewater and manages stormwater for urban Washington County, serving over 613,000 residents.

Prior to becoming General Counsel for Clean Water Services, Mr. Linder was in private practice for seven years. He was associated with the law firms of Kirkland & Ellis (Los Angeles office) and Stoel Rives in Portland, OR.

Mr. Linder received his JD from Loyola Law School in Los Angeles (*Cum Laude*) and earned his BA in Business Administration from the University of Washington. Mr. Linder is admitted to practice in both OR and CA.

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**Eric Luckage**  
Chief Legal Officer  
Northeast Ohio Regional Sewer District  
Cleveland, OH

As the Chief Legal Officer, **Eric Luckage** serves as General Counsel, managing the District's in-house legal team of lawyers and staff and the engagement of outside special counsel. Mr. Luckage also supervises the District's Legislative Affairs Manager and advocacy consultants on state and federal legislative and administrative rule-making issues. He joined the District in April 2016 after 25 years of federal, state and local government experience.

Prior to joining the District, he spent 16 years with a private law firm representing local governments with water, sewer and stormwater legal issues. Mr. Luckage was involved in the formation or representation of dozens of regional districts in Ohio and also assisted municipalities, counties and townships with a range of legal issues. He is a co-founder and Board Member of the Coalition of Ohio Regional Districts (CORD), an association of regional water, sewer and stormwater districts in OH.

He attended The Ohio State University for his undergraduate studies and received his law degree in 1997 from Capital University Law School in Columbus, OH. While attending law school in the evenings, Mr. Luckage worked as a Legislative Aide in the OH Senate. He also worked for five years at the US Department of Agriculture's Rural Development office, one of the major funding agencies for rural water and sewer projects.

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**Jane Luxton**  
Partner  
Lewis, Brisbois, Bisgaard & Smith LLP  
Washington, DC

**Jane Luxton** is the Administrative Partner of Lewis Brisbois' Washington, DC office, co-chair of the Government Investigations & White Collar Defense Practice, co-chair of the Government Relations Group Leadership, co-chair of the Environmental and Administrative Law Practice, and vice-chair of the Consumer Financial Services Practice. She has extensive experience in environmental as well as other federal regulatory, policy, and litigation matters. She advises businesses, associations, and coalitions in navigating all levels of the federal regulatory process, including appellate advocacy.

Ms. Luxton's knowledge of environmental and administrative law gained key insights from her experience serving in several prominent positions in the US government. From 2007-2009, she served as general counsel of the National Oceanic and Atmospheric Administration, advising the Undersecretary of Commerce for Oceans and Atmosphere on legal and policy issues related to natural resource damages, coastal zone and fisheries management, endangered species and marine mammal protection, and weather and climate change science. In this role, in which she held a top secret/SCI security clearance, she was appointed by the President to head the US delegation to the 2008 Western and Central Pacific Fisheries Commission. She also received the US Department of Commerce Gold Medal Award in 2008 and 2009.

Ms. Luxton's experience includes "first chair" prosecution of antitrust and other criminal cases at the US Department of Justice and US Attorney's office, Eastern District of VA. In private practice, she has represented clients in grand jury and other government investigations.



**Louis McMahon**  
Partner  
McMahon DeGulis LLP  
Cleveland, OH

**Lou McMahon**, Partner at McMahon DeGulis LLP, has extensive experience in environmental issues relating to water law litigation and Clean Water Act compliance. Mr. McMahon advises local governments regarding Environmental Protection Agency compliance and integrated planning of capital investments with other community objectives such as economic development, brownfield redevelopment and "greening"

impervious areas. Mr. McMahon is nationally recognized by Chambers USA as a leading practitioner in Environmental Law in OH. He is the only lawyer in northeast OH to be recognized by Best Lawyers in Water Law. Mr. McMahon was named by Best Lawyers in America as the "*Lawyer of the Year*" for Environmental Law in Cleveland for 2021. He received "*Lawyer of the Year*" recognition in 2017 for Litigation - Environmental in Cleveland.

Mr. McMahon received a BA in History, *Magna Cum Laude*, from John Carroll University, where he was also the Outstanding History Scholar. He received his MA in History from Kent State University, and a JD, *Summa Cum Laude*, from Cleveland Marshall College of Law.

**Hilary Meltzer**

*Co-Chair, NACWA's Legal Affairs Committee  
Chief, Environmental Law Division  
New York City Department of Law  
New York, NY*

**Hilary Meltzer** became Chief of the Environmental Law Division of the New York City Law Department in 2019 after serving as Deputy Chief for nine years and has been a member of that Division since 1992. She practices environmental and municipal law, focusing especially on issues relating to New York City's drinking water supply and stormwater management systems.

She has worked on the negotiations and implementation of the 1997, 2002, 2007, and 2017 Filtration Avoidance Determinations for the City's Catskill and Delaware Water Supply Systems – which together supply approximately 1.1 billion gallons a day of high quality, affordable drinking water to over nine million people. She also remains involved in implementing the 1997 New York City Watershed Memorandum of Agreement, a landmark agreement among the City, New York State, the US Environmental Protection Agency (EPA), the communities in the watershed, and several environmental advocacy organizations to protect water quality as well as the economic vitality of the upstate communities.

Her work includes counseling and litigation – both affirmative lawsuits to protect water quality and compliance work and defending against challenges to the City's operation of its water supply system. She participated in the negotiation of New York City's 2005 Combined Sewer Overflow consent order and the Citywide MS4 permit that took effect in 2015, and is currently working with over a dozen City agencies to develop a workable approach to compliance.

Ms. Meltzer received a JD from Yale Law School and a Bachelor's degree with distinction in mathematics from Swarthmore College. She teaches a clinic, "Representing the City," at New York University Law School. She is currently Co-Chairs on the National Association of Clean Water Agencies' Legal Affairs Committee.

**Jan Millington**

*Deputy City Attorney  
City of Springfield  
Springfield, MO*

**Jan Millington** has been an attorney with the City of Springfield since 2007 and became the Deputy City Attorney in 2019. During her time at the City, Ms. Millington has focused primarily on environmental issues concerning wastewater, stormwater and solid waste for the City's Department of Environmental Services.

Prior to joining the City, Ms. Millington was a partner with the Springfield law firm of Hall, Ansley, PC. During her 23 years with Hall, Ansley, Ms. Millington handled trial work focusing in medical negligence and tort litigation.

Ms. Millington obtained a BS in Occupational Therapy from the University of Oklahoma and a JD from Oklahoma City University. She is admitted to practice before US Supreme Court, The US District Court of the Western District of Missouri and all Missouri state courts.

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**Erika Powers**  
Partner  
Barnes & Thornburg LLP  
Chicago, IL

**Erika Powers'** clients include municipalities, utility districts, trade organizations and other regulated parties across the country. She advises on a wide variety of Clean Water Act (CWA) issues, including wet weather management and wastewater treatment. She also assists clients with matters involving water quality standards, the listing and delisting of impaired water bodies, Total Maximum Daily Load (TMDL) development and implementation, effluent limitations guidelines for wastewater discharges, and water permitting, compliance and enforcement.

Notably, she provides veteran legal counsel regarding regulatory matters involving state and federal environmental agencies, as well as CWA administrative and judicial litigation. She advocates to support her clients' interests in water quality rulemaking and policy development, crafts strategies to achieve client objectives while maintaining compliance with water quality regulations, helps clients contest agency decisions in federal and state courts, and defends clients against citizen suits and agency enforcement actions seeking damages and penalties.

Listed among The Best Lawyers in America in environmental law, Ms. Powers is valued for her ability to balance national water policy with the daily challenges of managing local, regional and multistate water-related initiatives. She helps clients achieve their goals while addressing agency concerns in the decision-making process. Because many of her clients are at the forefront of innovation in water quality law and face the challenge of budgetary constraints, she remains steadfastly dedicated to helping them maximize their results with limited resources while adhering to state and federal regulations.

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**James Slaughter**  
Principal  
Beveridge & Diamond, PC  
Washington, DC

**Jimmy Slaughter** joined Beveridge & Diamond after three years as an Assistant and Senior Assistant Public Defender in Fairfax County, VA. While with the Public Defender's Office, he successfully defended against a capital murder indictment in *Commonwealth v. Reed*. Before joining the Public Defender's Office, he clerked for the Honorable James Sprouse of the United States Court of Appeals for the Fourth Circuit.

Mr. Slaughter is active in the American Bar Association (ABA) Section of Litigation, the Defense Research Institute, the National Waste & Recycling Association (NW&RA), the National Association of

Clean Water Agencies (NACWA), and the Water Environment Federation (WEF). He speaks and writes frequently on litigation and environmental law topics.

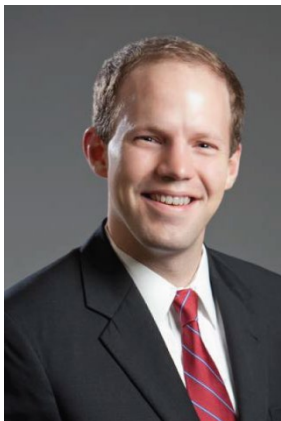
He currently serves on the program committee for the Defense Research Institute Toxic Tort and Environmental Law Seminar, is a member of the Environmental Litigation Committee of the ABA Litigation Section, and is the past Co-Chair of the Water Subcommittee, Resource Conservation and Recovery Act Subcommittee, and Toxic Tort Subcommittee.



**Erica Spitzig**  
Attorney  
Taft Stettinius & Hollister LLP  
Cincinnati, OH

**Erica Spitzig** focuses her practice on environmental matters. Prior to joining Taft, she served as Deputy General Counsel for the National Association of Clean Water Agencies (NACWA) in Washington, DC, where she worked to advance NACWA's legal and regulatory advocacy on behalf of publicly owned wastewater and stormwater utilities nationwide.

Ms. Spitzig has significant experience representing clients on Clean Water Act matters, and has worked extensively with municipalities on clean water legal and regulatory issues. Her work includes counseling clients on National Pollutant Discharge Elimination System permitting, compliance and appeals; stormwater permitting; and enforcement defense. She has also represented state and national associations as amici curiae in cases involving the Clean Water Act in the Ohio Supreme Court and the United States Supreme Court.



**Nathan Vassar**  
Principal  
Lloyd Gosselink Rochelle & Townsend, PC  
Austin, TX

**Nathan Vassar** is a Principal at Lloyd Gosselink Rochelle & Townsend, P.C. in Austin, TX. His practice focuses on assisting clients with enforcement defense matters, regulatory compliance, water quality matters, and water resources development. Mr. Vassar helps communities facing Clean Water Act compliance issues and represents clients in enforcement and civil litigation matters before federal and state courts and administrative agencies. Prior to the practice of law, Mr. Vassar worked in state politics as a Legislative Director for a State Senator in VA and interned during law school with then-Tenth Circuit Judge Neil Gorsuch in Denver, CO. Mr. Vassar received his BA at the University of Virginia and his JD from the University of Texas School of Law.



**Amanda Waters**  
Attorney  
AquaLaw PLC  
Richmond, VA

**Amanda Waters** joined AquaLaw in 2020, bringing over 20 years of environmental law experience with a focus on the federal Clean Water Act (CWA). She has extensive practical expertise working nationally with utilities on a variety of environmental permitting, compliance, and enforcement issues.

Ms. Waters most recently served as General Counsel for the National Association of Clean Water Agencies (NACWA), where she managed the legal advocacy program implementing NACWA's mission to safeguard the interests of municipal wastewater and stormwater utilities.

She previously served as General Counsel & Director of Public Advocacy for the Water Environment Federation, General Counsel & Deputy Executive Director for Sanitation District No. 1 of Northern Kentucky (a public wastewater and stormwater utility), Deputy General Counsel for the State of Kentucky Environmental & Public Protection Cabinet, and as a staff attorney with the West Virginia Department of Environmental Protection.



**Jordan Wimpy**  
Counsel  
Mitchell Williams PLLC  
Little Rock, AR

**Jordan Wimpy** is a member of the Environmental Practice Group at the Little Rock law firm of Mitchell Williams Selig Gates & Woodyard, PLLC. His practice focuses on environmental, agriculture, energy and natural resource issues. He regularly represents utilities, business clients, and trade associations in all aspects of the environmental permitting, compliance and enforcement processes. He also provides advice and counsel to landowners negotiating conservation easements, utility easements, surface use agreements, and environmental mitigation/reclamation standards for energy infrastructure projects.

He earned his undergraduate and graduate degrees from the University of Arkansas. Mr. Wimpy studied law at Vermont Law School where he received both his JD and Master of Environmental Law & Policy degrees with high honors in 2012. Prior to joining Mitchell Williams, he practiced law with the Little Rock law firm of Gill Ragon Owen, PA and the Budd-Falen Law Offices, LLC, in Cheyenne, WY.

Mr. Wimpy currently chairs the Agricultural Management Committee of the American Bar Association's Section on Environment, Energy, and Resources. He is past chair of the Arkansas Bar Association's Environmental Law Section.