

JEFFREY G. MILLER

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EXPERIENCE

ACADEMIC

Professor, Pace University School of Law, White Plains, NY

1987 to present, teaching torts, constitutional law, and various environmental law courses

2006 to present, Vice Dean for Academic Affairs

2002 to 2003, Associate Dean for Environmental Law Programs

2000 to 2002, Associate Dean for Graduate Studies

Committees: Appointments (sometimes Chair), Curriculum, Faculty Development, Library, Nominating, Ad Hoc Clinic (sometimes Chair), Ad Hoc Space (sometimes Chair), Admissions

1993 Professor of the Year

Research Associate, Harvard Law School, Cambridge, MA

1967-1968

PRIVATE PRACTICE

Of Counsel, Perkins Coie, Washington, DC

1987 to 1997. Consultation on environmental law, toxic torts, litigation, negotiation and counseling.

Partner, Verner, Lipfert, Bernhard, McPherson & Hand, Chartered, Washington, DC

1986-1987. Private practice of environmental law, toxic torts, litigation, negotiation and counseling.

Partner, Bergson, Borkland, Margolis & Adler, Washington, D.C.

1981-1986 (firm dissolved). Private practice of environmental law, toxic torts, litigation, negotiation, and counseling.

Associate, Bingham, Dana & Gould, Boston, MA

1968-1971. General practice of corporate law, with emphasis on financing, real estate and litigation.

GOVERNMENT

Acting Assistant Administrator for Enforcement, United States Environmental Protection Agency, Washington, DC

1979-1981. Responsible for administrative and judicial enforcement of all environmental regulatory statutes administered by EPA.

Deputy Assistant Administrator for Water Enforcement, United States Environmental Protection Agency, Washington, D.C.

1975-1979. Responsible for permit issuance, administrative and judicial enforcement of water pollution statutes administered by EPA. As Chair of Agency Task Force on Hazardous Waste Enforcement, developed and implemented EPA's program for enforcement against hazardous waste sites.

Director, Enforcement Division (1973-1975) and Chief, Enforcement Branch (1971-1973), United States Environmental Protection Agency, Region I, Boston, MA

Responsible for administrative and judicial enforcement of all environmental regulatory statutes implemented by EPA in the six New England states and, as director, for permit issuance.

BOARDS

Verein zur Austrichtung und Forderung des 'Villem C. Vis International Commercial Arbitration Moot,' Treasurer and member of the presiding committee of an Austrian not-for-profit organization dedicated to organizing and promoting an annual moot arbitration competition in the field of international commercial arbitration for law students from around the world. 2007 to present.

EnviroSource, Inc., Stamford, CT, a publicly traded steel industry service and industrial waste treatment company. 1992 to 2001. Audit Committee. (Company acquired and taken private)

EnviroSafe, Inc., King of Prussia, PA, a publicly traded hazardous waste management company. 1986 to 1992. Executive Committee, Audit Committee, Chair Special Independent Directors Committee on Merger. (Company merged into EnviroSource, Inc.)

Environmental Law Institute, Washington, DC, a not-for-profit institute promoting publication and education in environmental law. 1984-1990, Treasurer, 1987-1990

John Jay Legal Services, Inc., White Plains, NY, a not-for-profit legal service associated with Pace University School of Law.

Pace Environmental Litigation Clinic, Inc., White Plains, NY, a not-for-profit legal service for environmental litigation associated with Pace University School of Law and the Hudson Riverkeeper. 1988 to present

EDUCATION

LL.B., Harvard Law School, 1967, *cum laude*

A.B., Princeton University, 1963, *cum laude*, Phi Beta Kappa

PROFESSIONAL ACTIVITIES

MEMBERSHIPS

Peer Reviewer, National Institute of Justice, Washington, DC, 1993 to present.

Advisory Board for Environmental Crimes, U.S. Sentencing Commission, 1991.

Editorial Advisory Board, ENVIRONMENTAL LAW REPORTER, 1983 to present.

Advisory Council, Environmental Law Institute, 1990 to present.

American Bar Association, Section on Energy and Environmental Law, 1981 to present;
Chair, Water Quality Committee, 1986-1988; Vice Chair, Water Quality Committee,
2002 to 2004.

CONTINUING LEGAL EDUCATION

Faculty member at numerous programs sponsored by Federal Circuit Courts of Appeal, ALI/ABA, the ABA Section on Energy and Environmental Law, PLI, state and local bar associations, law schools, the Environmental Law Institute, the American Arbitration Association, the National Association of Attorneys General, private organizations, and Pace Law School.

NEGOTIATION TRAINING

Faculty for many two and a half day workshops on negotiation skills development for Federal and state enforcement officials, law firms and others.

INTERNATIONAL ACTIVITIES

Lecturer and consultant on environmental law in Brazil, Argentina, Slovenia, England, Hungary & Thailand, sponsored by USIA, World Environment Council, German Marshall Fund, Environmental Law Institute, Tinker Foundation & others. Week-long mini-courses on environmental law in Argentina and Slovenia.

PUBLICATIONS

BOOKS AND MONOGRAPHS

INTRODUCTION TO ENVIRONMENTAL LAW: CASES AND MATERIALS ON THE LAW OF WATER POLLUTION, with Nancy Long and Ann Powers (Environmental Law Institute 2008)

LAW OF HAZARDOUS WASTE DISPOSAL AND REMEDIATION, with Craig. N. Johnston (West Publishing Co., 1996, second edition 2005)

FUNDAMENTALS OF NEGOTIATION: A GUIDE FOR ENVIRONMENTAL PROFESSIONALS, with Thomas R. Colosi, (Environmental Law Institute Monograph, 1989)

CITIZEN SUITS: PRIVATE ENFORCEMENT OF FEDERAL POLLUTION CONTROL LAW (Wiley Law Publications, 1986)

CHAPTERS IN BOOKS

Organizational Liability for Environmental Crimes in Civil and Common Law Countries, with Caroline Justice, in PROCEEDINGS OF THE FOURTH COLLOQUIUM OF THE INTERNATIONAL UNION FOR THE CONSERVATION OF NATURE , ACADEMY OF ENVIRONMENTAL LAW (eds. Lee Paddock et al., Cambridge University Press, 2010).

Remedying Our Fragmented Governmental Structures to Deal with Our Nation-on-Edge Problems in LOSING GROUND, A NATION ON EDGE (eds. John R. Nolon & Daniel B Rodriguez, Environmental Law Institute 2007).

Introduction to Environmental Law for Health Professionals, in ENVIRONMENTAL AND OCCUPATIONAL Medicine (ed. William N. Rom, Little Brown & Co., 1992, revision, 1998, revision, 2006)

Liability for War-Caused Environmental Damage: Models from United States Law, in THE ENVIRONMENTAL CONSEQUENCES OF WAR (eds. Jay E. Austin & Carl E. Bruch, Cambridge University Press, 2000)

Government Enforcement of Federal Environmental Regulatory Statutes, in ENVIRONMENTAL LAW & PRACTICE, (eds. Donald W. Stever & Eliza A. Dolin, Clark Boardman Publishers, 1987, revised yearly)

Enforcement, in TREATISE ON ENVIRONMENTAL LAW (Sheldon M. Novick, Clark Boardman Publishers, July, 1987 revised yearly)

Safe Drinking Water Act and Marine Protection, Research and Sanctuaries Act, in ENVIRONMENTAL LAW HANDBOOK Eighth and Ninth Editions (ed. Thomas Sullivan, Government Institutes, Inc., 1985, 1987)

What an Environmental Audit Can Help You Avoid: The Case History of Kepone, with Angus Macbeth, in ENVIRONMENTAL AUDITING HANDBOOK (ed. L. Lee Harrison, McGraw-Hill, 1984)

Environmental Law, alone and with various co-authors, in ANNUAL REVIEW OF MASSACHUSETTS LAW (Boston College Law School, 1971, 1972, 1973 & 1974)

Statutory and Constitutional Difficulties with the Foreign Asset Control Regulations, Appendix to John R. Garson, *The American Trade Embargo against China*, in CHINA TRADE (ed. Eckstein, Praeger Publishers, 1970)

LAW REVIEWS AND PERIODICALS

Remedying Our Fragmented Governmental Structures to Deal with Our Nation-on-Edge Problems, 38 ENVTL LAW REP. 10187 (2008)

The Supreme Court's Water Pollution Jurisprudence: Is the Court All Wet? 24 VA. ENVTL. L. J. 125 (2005)

Theme and Variations in Statutory Preclusions against Successive Environmental Enforcement Actions by EPA and Citizens, Part II: Statutory Preclusions on EPA Enforcement, 29 HARV. ENVTL. L. REV. 1 (2005)

Theme and Variations in Statutory Preclusions against Successive Environmental Enforcement Actions by EPA and Citizens, Part I: Statutory Preclusions on Citizen Enforcement, 28 HARV. ENVTL L. REV. 401 (2004)

Overlooked Issues in the 'Diligent Prosecution' Preclusions of Citizen Suits, presented at the 2003 Symposium on Citizen Suits at Widener Law School, 10 WID. L. REV. 63 (2003).

Aplicacion y cumplimiento efectivo del derecho ambiental, 1 CONFERENCIA INTERNACIONAL SOBRA APLICACION Y CUMPLIMIENTO DE LA NORMATIVA AMBIENTAL EN AMERICA LATINA 73 (Fundacion Ambiente y Recursos Naturales, Buenos Aires, Argentina, 2002)

A Generational History of Environmental Law and its Grand Themes: A Near Decade of Garrison Lectures, 19 PACE ENVTL L. REV. 501 (2002)

Effective Enforcement of Environmental Laws, 9 REVISTA 185 (Escola da Magistratura do Estado de Rondonia, Porto Velho, Brazil, 2002)

The Standing of Citizens to Enforce Against Violations of Environmental Statutes in the United States, 12 J. ENVTL L 370 (Oxford 2000)

Evolutionary Statutory Interpretation: Mr. Justice Scalia Meets Darwin, 20 PACE L. REVIEW 409 (2000)

La Corta Suprema de Estados Unidos Adopta una 'Postura Liberal' en Matena de Legitimacion procesal para accionor por motives ambientales, EL DERECHO (Buenos Aires, Sept. 13, 2000)

United States Pollution Control Laws, 13 P ACE ENV'T'L L. REV. 513 (1996)

El Control de la Contaminacion del agua en los Estados Unidos, DIALOGOS 1990 (Fundacion Ambiente y Recursos Naturales, Buenos Aires, Argentina)

War of the World, PACE, p. 9, Fall (1989)

Gwaltney of Smithfield, Ltd. v. Chesapeake Bay Foundation, Inc.: Invitation to the Dance of Litigation, XVIII ENV'T'L L. REP. 10098 (1988)

What Would You Do if You Were Running EPA?, XVIII ENV'T'L L. REV. 10251 (1988)

Water Quality Committee, with others, annual survey of developments under the Clean Water Act, NATURAL RESOURCES L. (ABA 1985, 1986 & 1987)

Theory, Practice and Regulation of Deep Well Disposal, 1 HAZARDOUS SUBSTANCES 14 (1986)

Releases-Appropriate Inducement to Settlement, ENV'T'L FORUM (January 1986)

Case Law Developments in Water Pollution, 2 ENV'T'L MGMT REP. VII (1986)

Private Enforcement of Federal Environmental Laws: The Emerging Role of Citizen Suits, ENV'T'L ANALYST (December, 1984)

Private Enforcement of Federal Pollution Control Law, Part III, 14 ENV'T'L L. REP. 10407 (1984)

Private Enforcement of Federal Pollution Control Law, Part II, 14 ENV'T'L L. REP. 10062 (1984)

Private Enforcement of Federal Pollution Control Law, Part I, 13 ENV'T'L L. REP. 10309 (1983)

The Decline and Fall of EPA Enforcement, ENVTL ANALYST (August, 1983)

Defending Superfund and RCRA Imminent Hazard Cases, 15 NATURAL RESOURCES LAWYER 483 (1983)

EPA Superfund Enforcement: The Question Isn't When to Negotiate and When to Litigate, But How to Do Either and How Often, 13 ENVTL L. REP. 10062 (1983)

Superfund, Who Pays? The Elusive Issues of Joint and Several Liability and the Right to Contribution, ENVTL ANALYST (September, 1982)

Statutory and Constitutional Difficulties with the Foreign Assets Control Regulations, Appendix to John R. Garson, *The Foreign Direct Investment Regulations: Constitutional Questions and Operational Aspects Examined*," XI B. C. INDUST. & COM L. REV. 185 (1970)

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