

Curtis L. Coleman

Law Offices of Curtis L. Coleman
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EDUCATION/QUALIFICATIONS

SANTA CLARA UNIVERSITY SCHOOL OF LAW (1970-1973); Juris Doctor Degree, *cum laude*

SANTA CLARA UNIVERSITY (1966-1970); Bachelor of Science Degree, Chemistry

MEMBERSHIPS/AFFILIATIONS/PROFESSIONAL GROUPS

California Bar; admitted, December 1973; Member, Environmental Law Section

Member, Los Angeles County Bar Association, Environmental Law Section

Admitted to Federal District Court, Northern and Central Districts; Ninth Circuit Court of Appeals, D.C. Circuit Court of Appeals

Member, South Coast Air Quality Management District AQMP Advisory Group, RECLAIM Working Group, NSR Working Group, Budget Advisory Committee

Executive Director, Southern California Air Quality Alliance

PROFESSIONAL QUALIFICATIONS AND EXPERIENCE

Law Offices of Curtis L. Coleman

July 1994 to Present

Represent clients in air pollution regulatory matters, including interpretation of regulations, rule development, enforcement, Title V and air district permitting, orders for abatement, variances, permit and compliance plan appeals, and the purchase and sale of emission reduction credits and RECLAIM Trading Credits.

Represent clients in CERCLA (Superfund) proceedings and litigation, including cost recovery and contribution actions, and in contaminated property disputes involving claims arising under federal and state environmental statutes and common law.

Counsel and represent clients regarding compliance with SARA Title III (EPCRA) and Proposition 65, including litigation involving such compliance.

Represent clients in administrative proceedings before regulatory agencies, including both quasi-legislative (rulemaking) proceedings and quasi-judicial (permitting and enforcement) proceedings.

Represent and advise clients regarding requirements of the California Environmental Quality Act (CEQA) and prosecute and defend actions alleging noncompliance with CEQA requirements.

Assist clients in developing and drafting legislative proposals on environmental matters, including meeting with legislators and lobbyists to craft appropriate language and explain need for legislation.

Pettit & Martin

March 1993 to June 1994

Matters handled substantially as stated above.

Richards, Watson & Gershon

May 1990 to March 1993

Represented public agency and private clients in matters dealing with environmental laws and regulations. Representation included air pollution enforcement, regulation, and permitting; defense of cities in CERCLA cost recovery action; representation of cities in contaminated property disputes and liability for remediation costs, state and federal water quality control laws and regulations; assistance with preparation of general plan elements. Represented public agency clients with respect to compliance with CEQA requirements, including prosecuting and defending writ of mandate actions under CEQA and the Coastal Act.

PROFESSIONAL QUALIFICATIONS AND EXPERIENCE (Cont.)

General Counsel

South Coast Air Quality Management District November 1980 through April 1990

Assisted the SCAQMD Board and staff in the development of new regulatory approaches to control of toxic air contaminants, new industrial growth (New Source Review), indirect source controls, transportation control measures, and air quality attainment plans under the California Clean Air Act of 1988 and the federal Clean Air Act.

Worked with SCAQMD Board and staff and California legislators and legislative staff to review, analyze, and suggest revisions to, AB 2595 (Sher) which became the California Clean Air Act of 1988, and S. 1630 and H.R. 3030, which became the Clean Air Act Amendments of 1990.

Oversaw and coordinated litigation to which SCAQMD was a party, including CERCLA cost recovery, CEQA compliance, and permit and fee disputes.

Developed and implemented an administrative penalties program and civil penalties program. Oversaw the day to day operations of the civil penalties program, including case assignment and recommendations regarding the amount of penalties to be sought.

Assisted attorneys representing other air pollution control districts and air quality management districts on legal issues involving regulatory programs, CEQA compliance, and problems of mutual concern.

Assistant District Counsel

South Coast Air Quality Management District July, 1977 to November, 1980

Represented the SCAQMD in writ of mandate proceedings regarding the validity of District regulations and administrative actions.

Represented the SCAQMD in civil penalties actions against violators of air pollution regulations, including discovery and law and motion matters.

Represented the SCAQMD in significant administrative hearings before the California Air Resources Board, the California Energy Commission (powerplant siting hearings), the SCAQMD Governing Board (the SOHIO pipeline hearings) and the SCAQMD Hearing Board.

Represented the SCAQMD in numerous hearings before the District's hearing board, including variance hearings, permit appeals, and orders for abatement.

Deputy County Counsel

County of Los Angeles May, 1975 to July, 1977

Advised and represented the Southern California Air Pollution Control District in administrative proceedings before the District Hearing Board and in Superior Court; represented the County of Los Angeles, Los Angeles Unified School District, and the Los Angeles County Flood Control District in eminent domain and liability defense litigation.

PUBLICATIONS

Overview of Federal Title V Permit Program and SCAQMD Implementation, Los Angeles County Bar Association Environmental Law Newsletter, Vol. 10, Nos. 4 and 5 (Sept.-Oct. and Nov.-Dec. 1996)

EPA Proposes Federal Clean Air Plan for South Coast, Ventura, and Sacramento, 3 CEB Land Use and Environment Forum 186 (Summer 1994)

Improving Air Quality with Strategic Land Use & Transportation Planning (Overview), 3 CEB Land Use and Environment Forum 3 (Winter 1994)

Market Incentive Program Approved by SCAQMD, 3 CEB Land Use and Environment Forum 38 (Winter 1994)

Guide to Air Quality Regulation, 2 CEB Land Use and Environment Forum 256 (Fall 1993)

SCAQMD Regulation XXX - Title V Permits, Southern California Environmental Digest, Vol. III, No. II (February 1994)

TEACHING/INSTRUCTIONAL

1992-1994 - Instructor, University of California Irvine Extension; Environmental Management Program;
Course Title: *Air Pollution Laws and Regulations*

PRESENTATIONS

November 14, 2003

Los Angeles County Bar Association Environmental Law Fall Symposium
“Cumulative Impacts, Land Use, and Environmental Justice Issues in the South Coast AQMD”

September 22, 2003

California Air Pollution Control Officers Association Environmental Justice Seminar, Emeryville, CA
“Public Participation as a Critical Component of Environmental Justice Programs”

April 17, 2003

Air and Waste Management Association-West Coast Section Meeting, Rosemead, CA
“Current Developments and Issues in Environmental Justice”

July 24, 2001

California Air Resources Board Environmental Justice Workshop, Sacramento, CA
“Regulatory Approaches to Environmental Justice Issues”

October 26, 2000

California Manufacturers and Technology Association Fall Meeting, Monterey, CA
“Multimedia Environmental Enforcement Trends in California”

February 15, 2000

Pepperdine University Law School, Malibu, CA
“Overview of the Federal Clean Air Act”

March 24, 1999

Los Angeles County Bar Environmental Super Symposium, Los Angeles, CA
"EPA, SCAQMD & The Permittee: Some Nagging Issues"

March 3, 1999

Institute for Applied Management, Newport Beach, CA
"The Federal Clean Air Act"

November 18, 1998

EMAT West '98, Long Beach, CA
"Future Impacts of the Clean Air Act Amendments"

March 24, 1998

California Air Resources Board Program on Land Use and Air Quality, U.C. Davis, CA
"Impacts of AQMP Growth Projections on Business"

October 7, 1997

South Coast Air Quality Management District Title III Seminar, Industry Hills, CA
"Halogenated Solvent Degreasing NESHAP"

June 19, 1996

Executive Enterprises Federal Environmental Law Seminar, San Diego, CA
“Understanding the Clean Air Act”

March 4, 1996

Executive Enterprises Federal Environmental Law Seminar, Monterey, CA
“Understanding the Clean Air Act”

November 10, 1994

HazMat West, Long Beach, CA
“Implementation of the 1990 Clean Air Act Amendments in Southern California”

October 23, 1994

California State Bar Association Environmental Law Institute, Fish Camp, CA
“South Coast Air Quality: FIP, SIP, RECLAIM, and Upcoming Stationary and Mobile Source Measures”