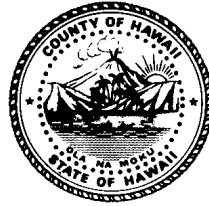


Mitchell D. Roth
Mayor



Elizabeth A. Strance
Corporation Counsel

J S. Yoshimoto
Assistant Corporation
Counsel

COUNTY OF HAWAII OFFICE OF THE CORPORATION COUNSEL

101 Aupuni Street, Suite 325 • Hilo, Hawaii 96720 • Phone (808) 961-8251 • Fax (808) 961-8622

July 19, 2024

Via Electronic Mail only

Victor M. Sher, Partner
Matthew K. Edling, Partner
Sher Edling LLP
100 Montgomery Street, Suite 1410
San Francisco, CA 94104
E-mail(s): vic@sheredling.com; matt@sheredling.com

Dear Sirs:

Re: Fiscal Year 2024-25 Professional Services: Statement of Qualifications (SOQs)

Thank you for submitting your firm's Statement(s) of Qualifications for providing professional services to the Office of the Corporation Counsel, County of Hawai'i. Based upon the information provided, the Department's review committee has determined that your firm is qualified to perform services for the following category(ies):

- CC.1) Attorney/Law (Bankruptcy)
- CC.2) Attorney/Law (Civil Rights Defense)
- CC.3) Attorney/Law (Class Actions)
- CC.4) Attorney/Law (Collections)
- CC.5) Attorney/Law (Commercial Transactions)
- CC.6) Attorney/Law (Condemnation)
- CC.7) Attorney/Law (Constitutional)
- CC.8) Attorney/Law (Construction Litigation)
- CC.9) Attorney/Law (Criminal Defense of County Employees)
- CC.10) Attorney/Law (Drafting of Legislation and Administrative Rules)
- CC.11) Attorney/Law (Enforcement of Federal, State and County Law)
- CC.12) Attorney/Law (Environmental General)
- CC.13) Attorney/Law (Environmental Litigation)
- CC.14) Attorney/Law (Fair Labor Standards Act and other laws related to compensation)
- CC.15) Attorney/Law (Federal and State Tax)
- CC.16) Attorney/Law (General defense in civil matters, including administrative proceedings)
- CC.17) Attorney/Law (General Personal Injury Defense)
- CC.18) Attorney/Law (Land Use, Planning)
- CC.19) Attorney/Law (Procurement)

Victor M. Sher, Partner
Matthew K. Edling, Partner
Sher Edling LLP
July 19, 2024
Page 2

- CC.20) Attorney/Law (Public Financing)
- CC.21) Attorney/Law (Public Sector Employment)
- CC.22) Attorney/Law (Real Estate)
- CC.23) Attorney/Law (Regulatory)
- CC.24) Attorney/Law (Worker's Compensation)

Your firm will remain on the Department's List of Qualified Providers of Professional Services until June 30, 2025. For your information, this list may be utilized by any County agency during this time period.

When the need for professional services arises, a selection committee will review the qualifications of firms on the list in the appropriate category. Professional services procurements that equal or exceed \$5,000.00 are posted on the County's website within seven (7) days of the contract award.

Thank you for your interest in providing professional services to the County of Hawai'i. If you have any questions or concerns, please contact Amy Bautista at corpcounsel@hawaiicounty.gov or (808) 961-8251.

Respectfully,

Sinclair Salas-Ferguson
Deputy Corporation Counsel
Chair, 2024-25 Professional Services Statement of Qualifications Review Committee

cc: Ona Bacigalupi (e-mail: ona@sheredling.com)

Victor M. Sher, Partner
Matthew K. Edling, Partner
Sher Edling LLP
July 19, 2024
Page 3

bcc: County of Hawai'i, Procurement with enclosure (application packet)

June 26, 2024

Via E-Mail

Ms. Elizabeth A. Strance
Corporation Counsel
County of Hawai'i
101 Aupuni Street, Suite 325
Hilo, Hawai'i 96720
corpcounsel@hawaiicounty.gov

Re: Letter of Interest and Statement of Qualifications

Dear Ms. Strance:

Sher Edling LLP (SELLP) is delighted to submit this Letter of Interest / Statement of Qualifications to work with your office as outside counsel. We are a mission-driven law firm. Our practice focuses on assisting public agencies as plaintiffs in complex, high impact, tort and environmental litigation, with specific focus on climate change and drinking water contamination cases. We submit this statement of qualification and expression of interest for FY 2024-2025 for the following categories of service:

- CC.11 (Enforcement of Federal, State and County Law);
- CC.12 (Environmental General); and
- CC.13 (Environmental Litigation).

1. The name of the firm, contact information including email address, the principal place of business, and location of all its offices.

Sher Edling LLP
100 Montgomery Street, Suite 1410
San Francisco, CA 94104
(628) 231-2500

Primary Contacts:

Victor M. Sher, Partner
(628) 231-2510
vic@sheredling.com

Matthew K. Edling, Partner
(628) 231-2520
matt@sheredling.com

The Firm's website is www.sheredling.com. Our fax number is (628) 231-2929.

2. The age of the firm and its average number of employees over the past five years.

Vic Sher and Matt Edling formed Sher Edling LLP in August 2016, after co-counseling for several years while affiliated with other law firms. At formation the firm consisted of just the two founders and an office manager. We have grown steadily and currently have 39 employees, consisting of twenty-four lawyers (including three Of Counsel), five paralegals, one media and communications specialists, and other support staff.

3. The education, training, and qualifications of the lead attorneys.

a. Vic Sher

Stanford Law School, 1980
Oberlin College, 1976

Vic Sher has spent his career developing and prosecuting unparalleled legal strategies to protect people and the planet. He is currently the lead outside lawyer assisting ten public agencies in climate change damages cases brought by cities, counties, states, as well as an association of commercial fishermen, against the fossil fuel industry; his clients include San Francisco, Baltimore, and the State of Rhode Island. For much of the last two decades, Vic's practice focused solely on representing public water suppliers and other public agencies in lawsuits against the manufacturers of toxic chemicals polluting drinking water sources; his non-climate docket continues these kinds of cases. In 2009, Vic served as New York City's lead trial counsel in *City of New York v. ExxonMobil*, a federal jury trial over MTBE contamination in Queens that resulted in a verdict for the City of \$104.7 million. Before entering private practice in 1998 Vic practiced with the public interest law firm Earthjustice from 1986 until 1997, including as its President from 1994 to 1997.

Mr. Sher is admitted to practice in the following jurisdictions and courts:

Jurisdiction	Date Admitted
California	12/16/1980
Northern District of California	12/16/1980
Central District of California	1/13/2004
Eastern District of California	11/30/1982
Southern District of California	1/12/2004
U.S. Court of Federal Claims	4/18/2017
U.S. Court of Appeals, First Circuit	9/6/2019
U. S. Court of Appeals, Second Circuit	10/26/2010
U.S. Court of Appeals, Third Circuit	7/14/1993
U.S. Court of Appeals, Fourth Circuit	7/11/2019
U.S. Court of Appeals, Eighth Circuit	2/20/2020
U.S. Court of Appeals, Ninth Circuit	6/11/1987
U.S Court of Appeals, Federal Circuit	4/10/2018

Jurisdiction	Date Admitted
U.S. Supreme Court	6/27/1988
U.S. Court of Appeals, DC Circuit	6/17/1988

b. Matt Edling

University of California, Hastings College of Law, 2007
 Cal Poly, San Luis Obispo, 2002

Matt Edling has represented public entities in large individual actions, as well as plaintiffs in complex litigation. Matt currently serves as counsel for several states, counties, and cities in litigation related to climate damages, water and land contamination, and natural resources damages involving myriad petrochemical, agrichemical, and other man-made chemicals. Matt served as trial counsel for California’s toxics agency arising out of its largest-ever contaminated site cleanup, which was caused by airborne lead emissions. *California Dep’t of Toxic Substances Control, et al. v. NL Indus., Inc., et al.*, No. 2:20-11293 (C.D. Cal.). As lead counsel working on behalf of water providers on Long Island, Matt helped secure more than \$65 million in consent judgments and settlements arising out of contaminated drinking water. *Bethpage Water District v. United States, et al.*, No. 22-cv-2050 (E.D.N.Y.); *South Farmingdale Water District v. United States, et al.*, No. 22-cv-2051 (E.D.N.Y.). Matt’s efforts as lead counsel on behalf of California public entities resulted in \$630 million in infrastructure improvements to abate transboundary water contamination. *City of Imperial Beach, et al. v. International Boundary and Water Commission, et al.*, No. 18-cv-457 (S.D. Cal.) Matt’s successes led to The Recorder naming him as one of the top fifty California attorneys with under ten years of practice (2012), and he has been named among the highest class of attorneys for professional ethics and legal skills, with an AVPreeminent rating by Martindale Hubbell.

Mr. Edling is admitted to practice in the following jurisdictions and courts:

Jurisdiction	Date Admitted
California	11/20/2007
New York	12/8/2016
District of Columbia	5/16/2014
Northern District of California	12/19/2007
Central District of California	1/29/2008
Eastern District of California	3/5/2009
Southern District of California	3/4/2009
Eastern District of New York	5/4/2018
Southern District of New York	5/4/2018
U.S. District Court, District of Columbia	8/26/2020
U.S. Court of Federal Claims	4/18/2017
U.S. Court of Appeals, First Circuit	9/9/2019
U.S. Court of Appeals, Second Circuit	4/2/2015

Jurisdiction	Date Admitted
U. S. Court of Appeals, Third Circuit	2/1/2022
U.S. Court of Appeals, Fourth Circuit	7/2/2019
U.S. Court of Appeals, Eighth Circuit	2/20/2020
U.S. Court of Appeals, Ninth Circuit	9/5/2013
U.S. Court of Appeals, Federal Circuit	4/10/2018
U.S. Supreme Court	11/12/2019

c. Corrie Yackulic (Of Counsel)

Harvard Law School, 1985

Williams College, 1979

Corrie Yackulic is a tenacious and effective trial lawyer and negotiator, with a deep commitment to bringing justice to her clients. She joins Sher Edling as Of Counsel on the firm’s climate change cases. Recognized as a Top 100 Super Lawyer in the State of Washington, Corrie was named one of Washington’s Top 50 Female Attorneys from 2017-18. Corrie is a Fellow of the American College of Trial Lawyers and has served as an instructor for the National Institute for Trial Advocacy (NITA). Corrie is Preeminent AV rated (Martindale Hubbell) by her peers for her legal skill and legal ethics. Her abilities have yielded results for her clients totaling in the tens of millions.

Ms. Yackulic is admitted to practice in the following jurisdictions and courts:

Jurisdiction	Date Admitted
Washington	6/16/1986
Western District of Washington	9/25/1987
Eastern District of Washington	5/22/1992
U.S. Court of Appeals, Ninth Circuit	10/1/1987
U.S. Court of Appeals, Federal Circuit	2/1/2001

Attachment A includes biographical statements of the attorneys and paralegals at the Firm.

4. A list of recent projects and the names of up to five clients who may be contacted, including at least two for whom services were rendered during the preceding year.

SELLP specializes in assisting public entities as plaintiffs in complex, high impact, tort and environmental litigation. We have two primary areas of practice: climate change and drinking water contamination. Examples of our work include:

A. Climate Change Litigation

We currently are lead outside counsel representing cities, counties, and states in twenty-four major lawsuits against fossil fuel companies for damages caused by climate change. Our

clients include the States of Rhode Island, Delaware, Massachusetts, Minnesota, New Jersey, and the District of Columbia; the Cities of Baltimore, MD, Charleston, SC, Annapolis, MD, Honolulu, HI, Chicago, IL, and New York, NY; Counties of Honolulu, HI, Maui, HI, and Anne Arundel, MD; eight California public entities, including the cities of San Francisco, Oakland, Richmond, Imperial Beach, and Santa Cruz, and the counties of Marin, San Mateo, and Santa Cruz; and two Indian Tribes, Makah Indian Tribe and Shoalwater Bay Indian Tribe. The cases allege that the defendants have known for decades that unabated use of their products could be catastrophic for the world, but actively promoted and marketed them while deceiving the public concerning these risks to avoid costly regulation of their businesses. The actions seek to recover damages that communities – cities, counties, states, and others – have sustained from changes in sea level and other climate change-related impacts caused by profligate over-use of fossil fuels resulting from defendants' wrongful campaigns of deception and denial.

Clients who may be contacted:

- City and County of San Francisco: Sara Eisenberg
 - Chief of Complex and Affirmative Litigation
 - (415) 554-3874
 - sara.eisenberg@sfcityatty.org
 - Current representation

- San Mateo County: David Silberman
 - Chief Deputy County Attorney
 - (650) 363-4250
 - dsilberman@smcgov.org
 - Current representation

- State of Rhode Island: Adi Goldstein
 - Deputy Attorney General
 - (401) 274-4400
 - AGoldstein@riag.ri.gov
 - Current representation

B. Drinking Water Contamination

We currently represent states, cities, counties, and other public water suppliers around the country as plaintiffs in major damages actions to recover the costs of removing toxic contaminants from public drinking water. Our current docket includes cases involving 1,4 dioxane; perfluorochemicals, including perfluorooctane sulfonate (PFOS), perfluorooctanoic acid (PFOA), and other related harmful per- and polyfluoroalkyl substances (collectively, PFAS); 1,2,3 trichloropropane (TCP); polychlorinated biphenyls (PCBs); and hexavalent chromium (Cr6). Past experiences include litigation over DBCP in California and Hawai'i; MTBE in California, New York, and New Hampshire; and others.

For example, Vic Sher served as lead trial counsel for the City of New York in its landmark MTBE case, which led to a total recovery of about \$130 million, including a \$105 million federal

jury verdict against Exxon that was affirmed by the U.S. Court of Appeal for the Second Circuit in *In re MTBE Product Liability Litigation (New York City)*, 725 F.3d 65 (2nd Cir. 2013). Mr. Sher was also lead outside pretrial counsel for the State of New Hampshire in its prosecution of the first statewide case to recover the costs of MTBE contamination. From 2003 until 2012, Mr. Sher guided the case as it prepared for trial. Ultimately, the State recovered more than \$140 million in pretrial settlements, and, in the largest trial ever held in the State of New Hampshire, the jury awarded more than \$236 million against ExxonMobil. The New Hampshire Supreme Court affirmed the jury verdict in 2015 (and the U.S. Supreme Court declined to review). *State of New Hampshire v. ExxonMobil*, 168 N.H. 211, 126 A.3d 266 (N.H. 2015). Vic was also designated co-lead counsel for the plaintiffs in the federal multi-district litigation *In re MTBE Product Liability Litigation*.

Stephanie Biehl and Ashley Campbell have leadership roles in *In re: Aqueous Film-Forming Foams Products Liability Litigation*, MDL No. 18-2873 (the “AFFF MDL”), a national Multi-District Litigation concerning certain PFAS-related cases assigned to Judge Richard Gergel in Charleston, South Carolina.

SELLP currently represents the following public entities in pending or imminent litigation over 1,4 dioxane:

1,4-Dioxane:

-
- Suffolk County Water Authority (NY)
 - Roslyn Water District (NY)
 - Garden City Park Water District (NY)
 - Port Washington Water District (NY)
 - Bethpage Water District (NY)
 - Manhasset-Lakeville Water District (NY)
 - Oyster Bay Water District (NY)
 - Jericho Water District (NY)
 - Locust Valley Water District (NY)
 - Albertson Water District (NY)
 - Westbury Water & Fire District (NY)
 - Water Authority of Western Nassau County (NY)
 - Franklin Square Water District (NY)
 - West Hempstead Water District (NY)
 - Carle Place Water District (NY)
 - Water Authority of Great Neck North (NY)
 - South Farmingdale Water District (NY)
 - Plainview Water District (NY)
 - Village of Mineola (NY)
 - Village of Williston Park (NY)
 - Village of Garden City (NY)
 - Town of Huntington/Dix Hills Water Department (NY)
 - Greenlawn Water District (NY)
 - South Huntington Water District (NY)
 - Village of Hempstead (NY)
 - Town of Hempstead (NY)
 - State of New Jersey (NJ)
 - Town of Pittsboro (NC)
 - Water Replenishment District of Southern California (CA)

SELLP currently represents the following public entities in pending or imminent litigation over PFOA, PFOS, and other related PFAS compounds:

PFAS

- State of California (CA)
- State of Wisconsin (WI)
- State of Maryland (MD)
- State of New Mexico (NM)
- State of Oregon (OR)
- State of Rhode Island (RI)
- State of Washington (WA)
- State of Hawaii (HI)
- Suffolk County Water Authority (NY)
- Roslyn Water District (NY)
- Port Washington Water District (NY)
- Ridgewood Water (NJ)
- Water Authority of Western Nassau County (NY)
- Atlantic City Municipal Utilities Authority (NJ)
- Village of Garden City (NY)
- Garden City Park Water District (NY)
- Carle Place Water District (NY)
- Village of Mineola (NY)
- Bethpage Water District (NY)
- Water Authority of Great Neck North (NY)
- Town of Hempstead (NY)
- Village of Sands Point (NY)
- Manhasset-Lakeville Water District (NY)
- Town of Riverhead (NY)
- Town of Huntington (NY)
- Sacramento Suburban Water District (CA)
- City of Philadelphia (PA)
- East Bay Municipal Utility District (CA)
- Franklin Square Water District (NY)
- Town of Pittsboro (NC)
- The Borough of Hawthorne (NJ)
- Albertson Water District (NY)
- Greenlawn Water District (NY)
- Jericho Water District (NY)
- Plainview Water District (NY)
- Locust Valley Water District (NY)
- Oyster Bay Water District (NY)
- Village of Williston Park (NY)
- Westbury Water & Fire District (NY)
- South Farmingdale Water District (NY)
- South Huntington Water District (NY)

Clients who may be contacted:

- Bethpage Water District (NY) (PFAS and 1,4 dioxane contamination): Michael Ingham
 - General Counsel
 - (516) 370-5530
 - jstrauss@carmanlawteam.com
 - Current representation
- State of Wisconsin (PFAS contamination): Brad Motl
 - Assistant Attorney General
 - (608) 267-0505
 - motlbj@doj.state.wi.us
 - Current representation

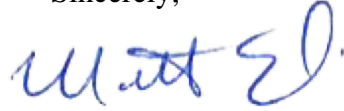
5. Any promotion or descriptive literature that the attorney or firm desires to submit.

Our website, www.sheredling.com, contains extensive information about our experience, expertise, and current docket of cases. Please also see **Attachment B**.

Corporation Counsel
June 26, 2024
Page 8

Please let me know if you need any additional information about us or our practice. We look forward to hearing from you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Matt Edling".

Matthew Edling
Partner

Attachment A – Sher Edling Team Biographies

Attachment B – Sher Edling’s Qualifications and Experience

ATTACHMENT A

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Vic Sher has spent his career developing and prosecuting unparalleled legal strategies to protect people and the planet. For more than four decades, he has achieved exceptional success— as a litigator, a consultant and as the leader of the world’s largest public interest environmental law firm—on behalf of communities and non-governmental organizations against the world’s most powerful polluters and largest law firms. Beyond representing public agencies and organizations in active lawsuits, Vic consults on effective litigation strategies with government agencies, national and local non-profit organizations, and attorneys around the country.

From 1998 through 2011, Vic’s practice focused solely on representing public water suppliers and other public agencies in lawsuits against the manufacturers of toxic chemicals polluting drinking water sources. He was a partner with Miller & Sher in Sacramento from 1998 through 2002, then founder and principal litigator with Sher Leff LLP in San Francisco from 2003 through 2011. In 2009, Vic served as New York City’s lead trial counsel in *City of New York v. ExxonMobil*, a federal jury trial over MTBE contamination in Queens that resulted in a verdict for the city of \$104.7 million. His team was recognized as a Public Justice Trial Lawyer of the Year finalist. In a federal multidistrict litigation, *In Re: MTBE Litigation*, involving hundreds of public water agencies around the country, Vic was designated by the court as national co-lead counsel for the plaintiffs. He also represented numerous public water agencies and utilities in matters involving a variety of chemicals including MTBE, TCP, DBCP, PCE, and DDT.

Vic practiced with the public interest law firm Earthjustice (then known as the Sierra Club Legal Defense Fund) from October 1986 until June 1997, including as its President from 1994 to 1997. As President, he acted as the CEO for the world’s largest public interest environmental law firm, with 50 lawyers in ten offices. The American Lawyer called some of his work during this period among the “most important public lands management litigation in this country’s history.” The ABA Journal noted that Vic’s lawsuits caused a “dramatic new direction in forest policy” for tens of millions of acres of federal forests, “forcing an end to business as usual”. He also litigated many cases to protect communities from toxic chemicals, preserve endangered ecosystems and species, conserve public lands, and improve air and water quality.

Named a 2011 LawDragon 500 lawyer and a Northern California Super Lawyer since 2005, Vic received a Pew Scholarship in Conservation and the Environment in 1992, and shared the Natural Resources Council of America Award of Achievement for Policy Activities in 1993. The American Lawyer Magazine named him for its 1997 “Public Sector 45,” a list of “45 young lawyers outside the private sector whose vision and commitment are changing lives” . Vic is a 1976 graduate of Oberlin College, where he was Phi Beta Kappa, received high honors, and was awarded the Comfort-Starr Award for excellence in the study of government. He received his law degree in 1980 from Stanford Law School, where he was a member of the Law Review.

As a frequent public speaker and author, Vic has appeared regularly in local and national print, radio and television media

Court Admissions

Vic is a member of the California bar and is admitted to practice before the United States Supreme Court, the United States Court of Federal Claims, and the United States Court of Appeals for the First Circuit, Fourth Circuit Ninth Circuit, Federal Circuit, and District of Columbia Circuit. He is also admitted to the United States District Court for the Northern, Eastern, Central, and Southern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Matt Edling has dedicated his career to litigating socially just actions. He has prosecuted cases against the largest oil and insurance companies, financial institutions and multinational corporations, and won.

Matt currently serves as counsel for several states, counties and cities in litigation related to climate damages, water and land contamination, and natural resources damages involving myriad petrochemical, agrichemical, and other man-made chemicals.

Recently, Matt served as trial counsel for California's toxics agency arising out of its largest-ever contaminated site cleanup, which was caused by airborne lead emissions. *California Dep't of Toxic Substances Control, et al. v. NL Indus., Inc., et al.*, No. 2:20-11293-SVW-JPR (C.D. Cal.) As lead counsel working on behalf of water providers on Long Island, Matt helped secure more than \$65 million in consent judgments and settlements arising out of contaminated drinking water. *Bethpage Water District v. United States of America, et al.*, (EDNY Case No. 22-cv-2050); *South Farmingdale Water District v. United States of America, et al.*, (EDNY Case No. 22-cv-2051). Matt's efforts as lead counsel on behalf of California public entities resulted in \$630 million in infrastructure improvements to abate transboundary water contamination. *City of Imperial Beach, et al. v. International Boundary and Water Commission, et al.*, No. 18-cv-457-JM-JLB (S.D. Cal.).

Over his career, Matt, frequently in tandem with public counsel, has recovered hundreds of millions of dollars for clients. Matt understands the need to balance the public and policy implications involved in environmental litigation and bring stakeholders together in and out of the courtroom to achieve lasting success. Matt also has extensive experience in significant commercial matters, involving fraud, securities, insurance bad faith, consumer, financial litigation, and contract claims. Matt has been appointed to leadership positions in multi-party and class actions in state and federal courts, as well as primary counsel in multiparty actions throughout the country.

Matt's successes led to The Recorder naming him as one of the top fifty California attorneys with under ten years of practice (2012), and he has been named among the highest class of attorneys for professional ethics and legal skills, with an AVPreeminent rating by Martindale Hubbell.

Matt is a 2002 graduate of California Polytechnic State University, San Luis Obispo, where he was awarded the University's highest academic honor and named class Valedictorian. He is a 2007 graduate of Hastings College of the Law where he was a member of the Law and Policy Review and the Civil Justice Clinic.

Court Admissions

Matt is a member of the California, New York, and District of Columbia bars. He is admitted to practice before the United States Supreme Court, United States Court of Appeals for the First, Second, Third, Fourth, Eighth, Ninth, and Federal Circuits and the United State Court of Federal Claims. He is also admitted to the United States District Court for the Northern, Eastern, Central, and Southern Districts of California and the Eastern and Southern Districts of New York.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Corrie Yackulic is a tenacious and effective trial lawyer and negotiator, with a deep commitment to bringing justice to her clients. She joins Sher Edling as Of Counsel on the firm’s climate change cases. Recognized as a Top 100 Super Lawyer in the State of Washington, Corrie was named one of Washington’s Top 50 Female Attorneys from 2017-18. Corrie is a Fellow of the American College of Trial Lawyers and has served as an instructor for the National Institute for Trial Advocacy (NITA). Corrie is Preeminent AV rated (Martindale Hubbell) by her peers for her legal skill and legal ethics. Her abilities have yielded results for her clients totaling in the tens of millions.

During her career, Corrie has focused on environmental tort cases involving toxic dumping, drinking water contamination, corporate polluting, and catastrophic environmental disaster. In one recent example, Corrie was highlighted in 2017 SuperLawyers magazine as a lead attorney in the nation’s deadliest landslide, which killed 43 people, left survivors and loved ones forever impacted, and forced new State regulations regarding logging in landslide-prone areas. The Oso Landslide case, which settled moments before opening statements in trial were to begin, yielded a \$60 million-dollar settlement.

Corrie has practiced law since 1986. She graduated cum laude from Harvard Law School.

Court Admissions

Corrie is a member of the Washington bar and is admitted to practice before the United States Court of Appeals for the Ninth Circuit, United States Court of Appeals for the Federal Circuit, and the United States District Court for the Western and Eastern Districts of Washington.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Michael Burger is the Executive Director of the Sabin Center for Climate Change Law, and a Senior Research Scholar and Lecturer-in-Law at Columbia Law School in New York City. In his Of Counsel role at Sher Edling, Michael combines his experience as both a litigator and a legal scholar to help public agencies hold fossil fuel companies accountable for the climate change related damage they knowingly caused. In recent years, he has filed a number of amicus briefs in climate cases on behalf of the National League of Cities, the U.S. Conference of Mayors, the International Municipal Lawyers Association, and coalitions of cities and mayors from across the country.

Michael is a widely published scholar, and he is author or co-author of numerous high impact papers on climate change litigation, including State Public Nuisance Claims and Climate Change Adaptation, The Law and Science of Climate Change Attribution, and The Status of Climate Change Litigation: A Global Review.

Previously Michael was an associate professor at Roger Williams University School of Law, where he was founder and director of the Environmental and Land Use Law Clinical Externship program. He also served as a litigator in the Environmental Law Division of New York City's Office of the Corporation Counsel.

Michael is a graduate of Columbia Law School, where he was an articles editor for the Columbia Journal of Environmental Law; and of Brown University, where he graduated magna cum laude.

Court Admissions

Michael is a member of the New York State bar.

4830-3951-5067

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Katie Jones has long worked to preserve our environment and safeguard it for future generations. Her practice spans trial and appellate experience, grounded in creative advocacy to hold polluters accountable and achieve success for her clients.

Before joining Sher Edling, Katie was an attorney at the Sierra Club, where she worked on a wide variety of environmental matters, including challenges to new fossil fuel infrastructure and cases to improve government transparency and to reduce exposure to toxic chemicals. Previously, she clerked for Colorado Supreme Court Justice Gregory J. Hobbs, Jr.

Katie received her law degree in 2014 from the University of California, Berkeley, School of Law, where she earned a certificate in environmental law and was awarded the Landis Prize for Water Law. During law school, Katie served as an editor for the California Law Review and Ecology Law Quarterly. Prior to attending law school, Katie worked as a Fulbright Fellow in an indigenous community in Mexico, focusing on learning from traditional environmental knowledge to diversify local agriculture. She is a 2008 graduate of Georgetown University's School of Foreign Service.

Court Admissions

Katie is a member of the California and District of Columbia bars and is admitted to practice before the United States Court of Appeals for the Ninth Circuit and the United States District Court for the Northern and Eastern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Stephanie Biehl has dedicated her career to advocacy on behalf of communities and individuals taking on prodigious and powerful adversaries in complex, high-stakes litigation. She has a variety of experience prosecuting cases from investigation through trial and appeals and has been named a Super Lawyers Rising Star consistently throughout her practice.

Before joining Sher Edling, Stephanie was successful in obtaining multi-million-dollar recoveries through complex cases in the business, consumer, employment, securities, derivative, and class action fields. She and her teams were routinely appointed Lead Counsel and Class Counsel in a variety of state and federal cases.

Stephanie was a judicial extern for Senior District Judge Charles R. Breyer for the Northern District of California, and she graduated *cum laude* from UC Hastings College of the Law. While at Hastings, she earned her concentration in Civil Litigation and Alternative Dispute Resolution, was an award-winning member of the nationally-renowned Hastings Trial Team, and was the Executive Notes Editor of the Hastings Business Law Journal.

Prior to law school, Stephanie attended Notre Dame de Namur University (NDNU) where she received her B.S in Business Administration and her B.A. in Spanish Studies. She graduated *summa cum laude*, as the valedictorian of her class. Stephanie also had the honor of being the Undergraduate Commencement Speaker and receiving the highest leadership and excellence awards from her academic schools, the Cross Country team, multiple student life groups, the NDNU Board of Trustees, and the City of Belmont.

Court Admissions

Stephanie is a member of the California bar and is admitted to practice before the United States District Court for the Northern, Central, and Southern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Tim Sloane has committed his career to fighting for the health of the environment and the livelihoods of those who sustainably utilize natural resources. Before joining Sher Edling, LLP as an associate, Tim was the Executive Director of the nonprofit Pacific Coast Federation of Fishermen's Associations and Institute for Fisheries Resources (PCFFA/IFR). At PCFFA/IFR, he advocated for sustainable natural resource management and habitat protection for commercially valuable marine fish species. Tim's work bridged the legal and political gap between conservation and consumptive use.

Prior to taking over at PCFFA/IFR, Mr. Sloane was an associate at Laughlin, Falbo, Levy and Moresi in Oakland, California. In 2013, he earned his law degree with honors from Golden Gate University, where he was a member of the Environmental Law Journal and GGU's National Environmental Law Moot Court Competition team. He is a 2006 graduate of the University of California, Berkeley.

Court Admissions

Tim is a member of the California bar and is admitted to practice before the United States Court of Federal Claims and the United States District Court for the Northern, Eastern, Central, and Southern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Marty Quiñones has dedicated his career to serving consumers, workers and other individuals injured by bad corporate conduct. He has worked extensively on consumer protection cases in California against major retailers who allegedly advertised fictitious sale pricing to entice bargain-hunters, litigating those cases through class certification and settlement. In 2014 and 2015, Marty took two jury trials to verdict against major tobacco companies on behalf of the families of smokers who died from tobacco-related diseases. Both trials resulted in liability verdicts for the plaintiff, and significant monetary recoveries through jury award or settlement post-verdict.

Marty also successfully represented a transgender civilian employee of the Army pro bono who was wrongfully barred from the public women's restroom facilities in her workplace (*Lusardi v. Dept. of the Army* Appeal No. 1201133395). The decision in Ms. Lusardi's favor is the first ruling in any jurisdiction that declares preventing a transgender employee access to gender-appropriate restrooms is discrimination and violates Title VII. This was a significant victory for the trans rights community.

In 2013, Marty earned his law degree from the University of California, Berkeley, School of Law where he was the supervising editor for the California Law Review, the marketing editor for the Berkeley Journal of Gender, Law and Justice, the treasurer of the Boalt Hall Queer Caucus and a chapter board member of Law Students for Reproductive Justice. He received his BA in Linguistics from Brown University in 2008. He currently serves on the board of directors for the Pride Law Fund.

Court Admissions

Marty is a member of the California bar and is admitted to practice before the United States Supreme Court, United States Court of Appeals for the Ninth Circuit, and the United States District Court for the Northern, Central, and Southern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Ashley Campbell applies the power of law to protect the planet by promoting sound science and amplifying the voices of scientists. She represented the states of New Hampshire, North Carolina, and Ohio in litigation against the manufacturers of PFAS (per- and poly-fluoroalkyl substances). She has worked on hundreds of other similar cases across the country. She currently serves on the plaintiffs' executive committee of the Aqueous Film-Forming Foam Multi-District Litigation (MDL No. 2873). She is co-chair of the water provider subcommittee as well as member of the sovereign subcommittee.

Ashley focuses her practice on complex environmental contamination litigation. She has represented clients before municipal boards, state committees, and state courts, has drafted appeals to the New Hampshire Supreme Court, and briefs to the Ninth Circuit Court of Appeals, and the U.S. Supreme Court.

Before entering private practice, Ashley was a law clerk with the New Hampshire Superior Court for three years working with judges across the state. In that role, she worked on the record-setting New Hampshire MTBE (methyl tert-butyl ether, a gasoline additive that contaminated New Hampshire's water resources) litigation, including its four-month jury trial, dispositive motions, limine motions, and post-verdict motions. Ashley has been recognized as a Super Lawyer, Super Lawyer Rising Stars, and was honored with the New Hampshire Bar Association's Pro Bono Honor Roll, and Union Leader's 40 Under Forty, Class of 2018. Ashley serves on the Board of Girls on the Run NH. When Ashley isn't working to protect our planet, you can find her getting muddy on some trails, training for an ultra-marathon.

Court Admissions

Ashley is a member of the New Hampshire and Arizona bars and is admitted to practice in the United States District Court, District of New Hampshire.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Quentin Karpilow joined Sher Edling in August 2020, and is dedicated to protecting the environment and frontline communities from pollution. Before joining Sher Edling, Quentin clerked for the Honorable Susan L. Carney of the U.S. Court of Appeals for the Second Circuit and the Honorable Janet C. Hall of the U.S. District Court for the District of Connecticut.

Quentin earned his law degree from Yale, where he served as co-director of the Yale Environmental Law Association, helped to lead the Rule of Law Clinic in its climate-related litigation, and co-authored several law review articles on environmental regulation. Prior to law school, Quentin worked as a research assistant at the Brookings Institution. He graduated from Kenyon College in 2012 with degrees in Economics and Mathematics.

Court Admissions

Quentin is a member of the District of Columbia bar and is admitted to practice before the United States Court of Appeals for the Third, Fourth, and Ninth Circuits, and the United States District Court, District of Columbia.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Jacob Polin Jacob joined Sher Edling in 2024 to focus his practice on holding polluters accountable. He represents public entities throughout the country in climate deception, PFAS, and water contamination matters.

Before joining Sher Edling, Jacob represented consumers, small businesses, and public entities suing large corporations for fraud and large-scale property damage. In two of his favorite cases, his teams recovered more than \$200 million after extended litigation. The first was for the People of San Francisco, following their successful liability trial against opioid manufacturers, distributors, and dispensers, and shortly before a second trial on how to abate the public nuisance they caused. The second was for victims of the 2015 Refugio Oil Spill in Santa Barbara, which settled shortly before trial. Jacob’s environmental experience also includes pursuing claims for lead contaminated water in Mississippi and Michigan, substantial expert work in fire cases, and speaking on the future of environmental public nuisance cases at the American Bar Association’s 30th Annual Toxic Torts & Environmental Law Conference.

During his career, Jacob has advocated for public entities—including Native American tribes—in state and federal courts and on appeal. He has also defended the depositions of several senior public officials. After litigating complex cases on “both sides of the v” at Quinn Emanuel Urquhart & Sullivan, LLP and Lief Cabraser Heimann & Bernstein, LLP, he tries to bring a nuanced perspective to representations of public entities, and the unique issues that cases on their behalf can raise.

Jacob graduated *cum laude* from Northwestern University School of Law, where he was recognized as a “Public Service Star.” He also holds a B.A. in History and Political Science from U.C. Berkeley, where he led its debate team to be ranked number one in the country in 2008. In his spare time, he enjoys biking, hot yoga, and traveling.

Court Admissions

Jacob is a member of the California bar and is admitted to practice in the United States Court of Appeals for the Ninth and Second Circuits, and the United States District Court for the Northern and Central Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Gretel Lee joined Sher Edling in March 2022. Growing up in Duluth, Minnesota, Gretel was immersed in various environmental issues during her formative years. Living on Lake Superior led her to realize the importance of using natural resources in sustainable, efficient ways, and eventually toward a career in environmental advocacy. As an attorney, Gretel has dedicated her practice to environmental compliance and protection on behalf of public entities.

Prior to joining Sher Edling, Gretel was an environmental attorney with the law firm of Flaherty & Hood, P.A. in St. Paul, MN. A passionate advocate, she worked on a host of environmental issues for municipalities and joint powers boards across Minnesota, primarily specializing in clean water and emerging contaminants work at both the state and federal levels.

She graduated from the University of Minnesota Law School in 2017 with a certification in Environmental and Energy Law, where she was awarded the Mondale Engagement Award for her leadership and student advocacy. During law school, she served as an editor for Minnesota Law's Journal of Law and Inequality and as a Director for the Environmental and Energy Law Clinic.

In 2014, she graduated with a B.S. in Environmental Science, Policy, and Management and a minor in social justice from the University of Minnesota. During this time, she worked as a National Park Ranger as an invasive species management and interpretation ranger at the Mississippi National River and Recreation Area.

In her spare time, she enjoys hiking with her husband and their dogs, collecting vinyl records, studying presidential history, and cheering on various Minnesota sports teams, especially the Minnesota Twins.

Court Admissions

Gretel is a member of the Minnesota bar.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Heather Kryczka is an attorney dedicated to supporting the environmental justice movement and holding polluters accountable. She joined Sher Edling in January 2024, and is based in Los Angeles.

Prior to joining Sher Edling, Heather worked as an attorney with the Natural Resources Defense Council (NRDC). As part of the Environment, Equity, and Justice Center, she represented environmental justice organizations and worked to address disproportionate pollution burdens, and advocated for policies to advance an equitable freight and goods movement system.

Heather has also previously held attorney roles at Earthjustice and Environmental Advocates. She has experience litigating cases involving endangered species, clean water, clean air, land-use, and public access to records.

Heather is a graduate of Stanford Law School, and Washington University in St. Louis. Prior to law school, she worked on environmental campaigns as a grassroots organizer.

In her free time, Heather enjoys hiking, tidepooling, and creative writing.

Court Admissions

Heather is a member of the California bar.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Larken Yackulic joined Sher Edling because she believes social justice begins with the environment. Prior to joining Sher Edling, Larken worked as an advocate for housing justice in Los Angeles. She attended law school at UCLA School of Law and is a 2018 Skadden Foundation Fellow.

Prior to attending law school, she worked as a wilderness ranger in Idaho's Sawtooth National Recreation Area.

Court Admissions

Larken is a member of the California bar and is admitted to practice before the United States District Court for the Central District of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Paul Stephan joined Sher Edling in August 2022 to help hold polluters accountable and ensure justice for communities suffering from pollution's effects. Prior to joining Sher Edling, Paul was an associate at the class action law firm of Cohen Milstein Sellers & Toll PLLC. There, he litigated class actions on behalf of consumers harmed by deceptive advertising and defective products. Previously, he clerked for the Honorable Anne E. Thompson of the U.S. District Court for the District of New Jersey.

Paul received his J.D. magna cum laude from the University of Pennsylvania. While in law school, Paul led teams of students to submit comments on proposed environmental regulations as part of the Environmental Law Project. He also served as a Comments Editor for the University of Pennsylvania Law Review and as Co-President of the Penn Law chapter of the American Constitution Society.

Before attending law school, Paul taught first grade and elementary school music in Newark and Orange, New Jersey. He graduated summa cum laude from the State University of New York at Buffalo in 2013, with a B.A. in Urban and Public Policy Studies, and minors in Environmental Design, Music Performance, and French.

Court Admissions

Paul is a member of the New Jersey, Massachusetts, and District of Columbia bars and is admitted to practice in the United States Court of Appeals for the Second and Ninth Circuits, the United States District Court for the District of New Jersey, District of Columbia, and the Eastern District of Michigan.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Yumehiko “Yume” Hoshijima joined Sher Edling in September 2021 to help secure just outcomes for its clients. He previously clerked for the Honorable Scott M. Matheson, Jr. of the U.S. Court of Appeals for the Tenth Circuit and the Honorable John A. Kronstadt of the U.S. District Court for the Central District of California.

Yume holds a B.A., *magna cum laude*, in Environmental Studies from Yale College; a Master of Environmental Management from the Yale School of the Environment; and a J.D. from Yale Law School. During graduate school, Yume served as an Articles & Essays Editor of the *Yale Law Journal*, advised former U.S. Secretary of State John Kerry as one of his inaugural fellows, led student organizations, taught undergraduates as a Lead Teaching Fellow in Environmental Studies, and represented clients through the Environmental Justice Clinic, Environmental Protection Clinic, and Rule of Law Clinic. He spent his summers at Earthjustice, the Environmental Defense Fund, and the Natural Resources Defense Council.

Yume is a first-generation American born in Japan and raised in San Diego, California.

Court Admissions

Yume is a member of the California bar and is admitted to practice before the U.S. Courts of Appeals for the Ninth and Tenth Circuits, and the United States District Court for the Northern, Central, and Eastern Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Naomi Wheeler has focused her education and career on addressing climate change and other complex environmental challenges. She is dedicated to advocating for communities experiencing the environmental, social, and economic effects of these crises, while holding polluters accountable.

Naomi was a member of Sher Edling's inaugural class of summer associates in 2020. She returns to Sher Edling after clerking for the Honorable Philip S. Gutierrez, Chief Judge of the Central District of California.

In 2021, Naomi received her law degree from the University of California, Berkeley School of Law, where she earned certificates in environmental law and energy and clean technology law. During law school, Naomi served as an editor-in-chief and articles editor for Ecology Law Quarterly and represented environmental justice organizations in California's Central Valley through the Environmental Law Clinic.

Prior to attending law school, Naomi worked in alumni communications for a university in Halifax, Canada while leading various local environmental volunteer groups. Naomi graduated from McGill University with a B.A. in political science and minors in geography and economics.

Naomi is French-American and grew up in Berkeley, California. In her free time, she enjoys hiking and running, visiting farmers' markets, cooking, and listening to podcasts.

Court Admissions

Naomi is a member of the California bar and is admitted to practice before the United States District Court for the Northern and Central Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



William Liang joined Sher Edling to advocate for social justice and a healthy environment. Before joining Sher Edling, he clerked for the Honorable Sabrina S. McKenna of the Hawai'i Supreme Court.

William received his J.D. from Berkeley Law School with certificates in consumer law and social justice. He was a chair of the Consumer Advocacy & Protection Society and an editor of the California Law Review and Ecology Law Quarterly. In law school, William externed at the Sierra Club and Earthjustice and was a summer associate at Sher Edling. He also co-founded En Banc Bluegrass, a law-themed bluegrass band.

William graduated summa cum laude from Yale University, where he majored in Ethics, Politics & Economics with a concentration in food systems justice.

Court Admissions

William is a member of the California bar and is admitted to practice in the United States District Court, Central District of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Anna Applebaum Anna joined Sher Edling in November 2023. Her work focuses on access to civil and human rights, including the right to a healthy environment and livable world. Before joining Sher Edling, Anna clerked for the Honorable Kiyo A. Matsumoto of the U.S. District Court for the Eastern District of New York and in the Office of the Staff Attorney at the U.S. Court of Appeals for the Second Circuit.

Anna received her J.D., cum laude, from NYU School of Law, where she served on the *New York University Law Review*, received the inaugural Jacob K. Javits Fellowship for Leadership and Public Service, and worked for the ACLU, NAACP LDF, Advancement Project, and Neufeld, Scheck & Brustin, LLP. Prior to law school, Anna researched and published on human rights and transitional justice in post-conflict settings. Her experience also includes non-profit work and community organizing in Washington D.C., Rwanda, and Arkansas. Anna received her master's degree from the Clinton School of Public Service and her B.A. from Washington University in St. Louis, *summa cum laude*.

Court Admissions

Anna is a member of the New York bar.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Miranda HOLETON joined Sher Edling in October 2022 to be a zealous advocate for people and the planet. Prior to joining the firm, she served as a Legal Research Assistant in the Law and Motion Department at San Francisco Superior Court.

Miranda received her J.D. magna cum laude from UC Hastings in 2021 with a concentration in environmental law. While in law school, she served as co-president of the Hastings Environmental Law Association, executive acquisitions editor of the Hastings Environmental Law Journal, and board member of the Hastings Public Interest Law Foundation, a nonprofit which provides scholarships to law students participating in unpaid, public interest internships.

Miranda interned at the California Coastal Commission, Earthjustice, the Center for Biological Diversity, and Shute, Mihaly & Weinberger during law school.

Prior to law school, Miranda was a park ranger at Fitzgerald Marine Reserve in Moss Beach, CA. She now serves on the Board of Directors of the Friends of Fitzgerald Marine Reserve, the park's supportive nonprofit which provides educational tours to over 2,000 school children each year. Miranda is also an editor of the nonprofit's quarterly newsletter, *Between the Tides*.

Miranda graduated from Pitzer College in 2012 with a double major in Environmental Analysis and International & Intercultural Studies.

Court Admissions

Miranda is a member of the California bar and is admitted to practice before the United States District Court for the Eastern and Central Districts of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Anthony Tohmé joined Sher Edling in September 2022 to hold corporate malefactors accountable for the damage they inflict on vulnerable people and ecosystems. Anthony earned his J.D. from Yale Law School, where he represented clients through the Immigrant Rights Clinic and served on the Board of the Middle Eastern and North African Law Students' Association. During his summers, he interned at the Rhode Island Attorney General's Office and Sher Edling.

Anthony holds a B.A. in History and Political Science from Rice University. In his free time, he enjoys hiking, playing soccer, reading about Middle Eastern history, and spending time with his cat.

Court Admissions

Anthony is a member of the California bar and is admitted to practice before the United States District Court for the Northern District of California.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Brittany Dutton Brittany grew up in a small Southern California town that has been impacted by groundwater contamination for more than six decades. She joined Sher Edling to fight for communities impacted by environmental torts and to hold corporate actors accountable for the harm they cause. She received her law degree from the University of California, Los Angeles, School of Law, where she earned a specialization in environmental law and worked as a research assistant for the Faculty Co-Director of the Lowell Milken Institute for Business Law and Policy. During law school, she also interned for the California Office of the Attorney General, Sher Edling, and the NRDC litigation team.

Prior to law school, Brittany worked as an environmental policy research assistant for the Center on Global Justice. She graduated summa cum laude from the University of California, San Diego, with B.A. in Comparative Politics and a minor in Environmental Studies.

Court Admissions

Brittany is a member of the California bar.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Grace Koster Grace joined Sher Edling in 2023 to hold polluters accountable and advance clean water and climate adaptation for communities across the country. Grace earned her J.D. from the University of California, Berkeley School of Law, with both a certificate in environmental law and a certificate in energy and clean technology law. During law school, she served as an editor on the California Law Review and Ecology Law Quarterly, and worked pro bono for California Indian Legal Services, which provides legal services for Native people throughout the state.

Prior to law school, Grace had a career as a marine ecologist, connecting science to community needs in the development of ocean policy. She earned her B.S and M.S. at Stanford University's School of the Earth, in the Earth Systems program, focused on complex social and ecological challenges. She has worked with public agencies and conservation organizations around the world to implement innovative solutions in the context of rapid and heart wrenching global change.

When she's not at the beach with her family, Grace enjoys making a mess in the kitchen and reading historical fiction.

Court Admissions

Grace is a member of the California bar.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



John Lamson

For more than 25 years, John has put strategic communications to work for the public interest. He joined Sher Edling after eight years helping to lead Resource Media – a nonprofit PR firm operating at the intersection of sustainability, health, equity and justice. As Executive Vice President there, John managed the senior program staff and partnered with the President in managing the operations, finance and strategic planning for the organization. Prior to that, John served as an Assistant Dean at Cornell University, managing all communications for the College of Human Ecology and helping to build up the university’s campus-wide communications infrastructure. Earlier in his career, John spent 10 years as Vice President and Partner at MacWilliams, Robinson & Partners, an advertising and strategy agency helping clients succeed in electoral and advocacy campaigns in local, national and global arenas.

After earning his BA in English from the University of Notre Dame, John got his start at Fenton Communications and served as press secretary and spokesperson on political campaigns in the Pacific Northwest in the mid-90’s. John serves on the board of directors at Advocates for the West.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Patricia Dillman is a Pennsylvania native who has worked in the legal field for more than 25 years providing eDiscovery and Litigation Support services for many diverse types of matters, both in law firms and government entities. Her role involves managing the litigation lifecycle through the collection, processing, hosting, review, production and presentation of the collected data. Patricia is a frequent visitor to the many parks, beaches, mountains and lakes across the country, and she

joined Sher Edling to help 'fight the good fight.'

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Oni Strawn is a Bay Area native and has over 10 years of civil litigation paralegal experience. Before joining Sher Edling, she worked at a Plaintiffs' civil litigation law firm where her focus was primarily on personal injury, Mass Torts, and class action cases. Oni is passionate about protecting the environment and Sher Edling has given her the opportunity to make a positive impact on the future of our planet. Oni graduated from UC Davis with a degree in Political Science.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Elizabeth Cheung started in the legal field working as an administrator and then later as a paralegal in a complex plaintiff's side litigation firm. She worked primarily on cases relating to labor and wage violations. Elizabeth joined Sher Edling because she admires the firm's mission to protect the environment for all and wanted to join in the fight. Elizabeth grew up in the San Francisco Bay Area and attended San

Francisco State University where she got her degree in political science.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Alfred Martini is a Bay Area native with over 20 years of experience in civil litigation. Alfred has worked to protect the public's interests in both the private and public sectors. Experienced in all phases of litigation, he works closely with attorneys and experts to achieve success for the firm's clients. Alfred was drawn to Sher Edling's mission of holding polluters accountable for the damage they cause.

Alfred received his Bachelor of Arts in History from the University of California, Los Angeles, and his Juris Doctorate from Rutgers School of Law. Prior to attending college Alfred served in the United States Marine Corps. In his spare time, he enjoys being lost in contemplation while taking long walks in nature.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Addison Luck is from Morgantown, West Virginia and began working in environmental law with the nonprofit Earth Law Center. He has primarily worked on legislation that recognizes the rights of nature, and before joining Sher Edling spent a year as a Samuel Huntington fellow on the Hawaiian island of Kaua'i. Addison is passionate about the planet and joined Sher Edling to help make a difference. He graduated from Yale University in 2020

with a degree in Environmental Studies and History.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Bryant Webster is from San Diego County, where he and his family enjoy the riches that the Southern California coastline has to offer. He has worked to develop regulatory compliance standards for the safe transport of hazardous materials among larger retailers, as well as implemented training programs that practice good brewery standards in compliance with Occupancy Safety & Health Administration, fire, and other safety guidelines. Bryant and his family are frequent visitors to local beaches and lagoons, as well as the national parks, and feels Sher Edling provides the best opportunity to fight for his children’s continued enjoyment of the outdoors. He is a 2006 graduate from the University of California, Santa Cruz with a degree in History.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Gianna Qualls Gianna was born in Walnut Creek, California, but grew up in the Philippines where she received her Bachelor of Arts degree in Consular and Diplomatic Affairs. She has previous experience in Immigration Law and Criminal Defense. Gianna spends every minute she can outdoors, and as she has gotten older, she realized that many of the things she loves are endangered by pollution. This is why she joined Sher Edling, she

wants to help protect the earth and join the fight to hold polluters accountable for the damages they have caused.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Julia Dietz started in the legal field as an Eviction Defense paralegal at Colorado Legal Services, where she worked to assist low-income Coloradans avoid unfair evictions in Denver County. She graduated from Colorado College in 2021 with a degree in Environmental Studies and Education, which fueled her passion for environmental justice and preservation. Julia is an avid outdoor recreationist and joined Sher Edling to assist in their

mission to hold large polluters accountable and to protect natural spaces for future generations.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Ona Bacigalupi, the Director of Operations, is a Bay Area native who joined Sher Edling because she is drawn to the challenge and complexity of environmental law as well as its positive impact. In 2005, she started as a case administrator and later became a senior paralegal for the civil litigation law firm Cotchett, Pitre & McCarthy, LLP. While there, she worked primarily on Consumer and Securities Fraud cases. Ona received

her BS in International Business from San Francisco State University.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Minerva Olson grew up in the Caribbean where she volunteered for several environmental impact initiatives. She has a passion for land and sea adventures and wants to preserve it for future generations. Relocating to the Bay Area, Minerva has joined Sher Edling in effort to make an impact on holding big polluters accountable. Minerva has a BS in Business Management and wants to expand her career into the legal field.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Joshua Mamalyga started working in the legal field by interning as a JusticeCorp intern at the San Francisco Superior Court ACCESS center. He primarily worked on Restraining Orders (Both Domestic Violence and Civil Harassment), Small Claims, and Legal Name and Gender Changes. Joshua joined Sher Edling to help the fight to preserve the environment in order to provide a

brighter future for future generations. Joshua grew up in Oceanside, California and attended Mira Costa College before transferring to San Francisco State University where he got his Bachelor's in Sociology with a minor in Philosophy.

SHER EDLING LLP

PROTECTING PEOPLE AND THE PLANET



Anna Baria is a Bay Area native originally from Castro Valley, CA but now resides in Pacifica. She has 6+ years of experience in the administrative space and has worked in different industries such as E-Commerce and Insurance. Outside of work she enjoys exploring restaurants throughout the Bay Area and spending time with her two French Bulldogs whether that is at the beach or home. Anna joined Sher Edling for their love of the environment and to preserve it.

ATTACHMENT B

SHER EDLING LLP MISSION

Sher Edling LLP (SELLP) represents states, cities, and other public agencies in high-impact, high-value environmental cases. We combine decades of top-level litigation and trial experience with an unwavering dedication to holding polluters accountable for the damage they cause. Our work arises out of our conviction that the courts provide the last even playing field to take on the biggest polluters. Our team signed up for this work to make a difference for our clients and the world.

Representative Clients

A. Climate Clients

- State of Delaware
- Commonwealth of Massachusetts
- State of Minnesota
- State of New Jersey
- State of Rhode Island
- District of Columbia
- Makah Indian Tribe
- Shoalwater Bay Indian Tribe
- City & County of Honolulu, HI
- City & County of San Francisco, CA
- City of Oakland, CA
- City of Santa Cruz, CA
- City of Annapolis, MD
- City of Baltimore, MD
- City of Charleston, SC
- City of Chicago, IL
- City of Imperial Beach, CA
- City of New York, NY
- City of Richmond, CA
- Anne Arundel County, MD
- County of Marin, CA
- County of Maui, HI
- County of San Mateo, CA
- County of Santa Cruz, CA

B. Water Clients

- State of California
- State of Wisconsin
- State of Maryland
- State of New Mexico
- State of Wisconsin
- State of Maryland
- State of New Mexico
- City of Belvedere
- City of Brentwood
- City of Chula Vista
- City of Clayton
- City of Concord
- City of East Palo Alto
- City of Foster City
- City of Hercules
- City of Imperial Beach
- Albertson Water District
- Atlantic City Municipal Utilities Authority
- Bethpage Water District
- Carle Place Water District
- East Bay Municipal Utility Authority
- Franklin Square Water District
- Garden City Park Water District
- Greenlawn Water District
- Jericho Water District
- Locust Valley Water District
- Manhasset-Lakeville Water District
- Oyster Bay Water District
- Plainview Water District
- Port Washington Water District
- Rio Linda Elverta Community Water District
- Ridgewood Water

CONFIDENTIAL

- City of Lafayette
- City of Larkspur
- City of Martinez
- City of Menlo Park
- City of Mill Valley
- City of Millbrae
- City of National City
- City of Novato
- City of Oakland
- City of Oakley
- City of Orinda
- City of Pacifica
- City of Patterson
- City of Philadelphia
- City of Pinole
- City of Pittsburg
- City of Pleasant Hill
- City of Redwood City
- City of Riverbank
- City of San Bruno
- City of San Carlos
- City and County of San Mateo
- City and County of Santa Cruz
- City of San Pablo
- City of San Rafael
- City of San Ramon
- City of Sausalito
- City of Turlock
- City of Walnut Creek
- Contra Costa County
- County of Marin
- Roslyn Water District
- South Farmingdale Water District
- South Huntington Water District
- Suffolk County Water Authority
- Sacramento Suburban Water District
- Town of Hempstead
- Town of Huntington / Dix Hills Water Department
- Town of Riverhead
- Town of Pittsboro
- Town of Atherton
- Town of Colma
- Town of Corte Madera
- Town of Danville
- Town of Fairfax
- Town of Hillsborough
- Town of Moraga
- Town of Portola Valley
- Town of Ross
- Town of San Anselmo
- Town of Tiburon
- Town of Woodside
- Village of Garden City
- Village of Hempstead
- Village of Mineola
- Village of Williston Park
- Village of Sands Point
- Water Authority of Great Neck North
- Water Authority of Western Nassau County
- West Hempstead Water District
- Westbury Water & Fire District

CLIMATE CHANGE LITIGATION EXPERIENCE

Current Representations

Climate Change

Sher Edling currently represents the following public entities in litigation over fossil fuel industry deception about climate change.

- State of Rhode Island (RI; 2018)
- Commonwealth of Massachusetts (MA, 2019)
- State of Delaware (DE; 2020)
- State of Minnesota (MN; 2020)
- State of New Jersey (NJ; 2022)
- District of Columbia (DC; 2020)
- City of Baltimore (MD; 2018)
- City of Charleston (SC; 2020)
- City of Chicago (IL; 2024)
- City of Richmond (CA; 2018)
- City of Santa Cruz (CA; 2017)
- City of Imperial Beach (CA; 2017)
- City of New York (NY; 2021)
- City of Oakland (CA; 2018)
- City of Annapolis (MD; 2021)
- City & County of San Francisco (CA; 2018)
- City & County of Honolulu (HI; 2020)
- County of Maui (HI; 2020)
- Anne Arundel County (MD; 2021)
- Santa Cruz County (CA; 2018)
- Marin County (CA; 2017)
- San Mateo County (CA; 2017)
- Shoalwater Bay Indian Tribe (WA; 2023)
- Makah Indian Tribe (WA; 2023)

County of San Mateo v. Chevron Corp., et al., No. 17-civ-03222 (San Mateo County, CA) (filed July 17, 2017); *County of Marin v. Chevron Corp., et al.*, No. Civ. 17-02586 (Marin County, CA) (filed July 17, 2017); *City of Imperial Beach v. Chevron Corp., et al.*, No. C17-01227 (Contra Costa County, CA) (filed July 17, 2017); *County of Santa Cruz v. Chevron Corp., et al.*, No. 17-cv-03242 (Santa Cruz County, CA) (filed Dec. 20, 2017); *City of Santa Cruz v. Chevron Corp., et al.*, No. 17-cv-03243 (Santa Cruz County, CA) (filed Dec. 20, 2017); and *City of Richmond v. Chevron Corp., et al.*, No. CIVMSC18-00055 (Contra Costa County, CA) (filed Jan. 22, 2018). Opinion affirming remand to state court: *Cnty. of San Mateo v. Chevron Corp.*, 32 F.4th 733 (9th Cir. 2022), *cert. denied*, 2023 WL 3046226 (U.S. Apr. 24, 2023). These six cases assert claims for public nuisance, products liability, negligence, trespass, and failure to warn against members of the fossil fuel industry for climate change injuries arising out of the defendants' deceptive conduct. They seek relief in the form of abatement, damages, punitive damages, and disgorgement of profits.

The People of the State of California, by and through the City Attorney for the City and County of San Francisco v. BP, P.L.C. et al., No. No. CGC-17-561370 (San Francisco County, CA) (filed Sept. 19, 2017); and *The People of the State of California, acting by and through the Oakland City Attorney v. BP, P.L.C. et al.*, No. RG-17-875889 (Alameda County, CA) (filed Sept. 19, 2017). See *City of Oakland v. BP PLC*, 969 F.3d 895 (9th Cir. 2020) (reversing denial of motion to remand), *City of Oakland v. BP PLC*, 2023 WL 8179286 (9th Cir. Nov. 27, 2023) (affirming remand). These cases assert a claim for public nuisance against members of the fossil fuel industry for climate change injuries and seek abatement.

CONFIDENTIAL

Mayor & City Council of Baltimore v. BP P.L.C. et al., No. 24-C-18-004219 (Baltimore City, MD) (filed July 20, 2018), 952 F.3d 452, 467 (4th Cir. 2020), *cert. granted*, No. 19-1189, 2020 WL 5847132 (U.S. Oct. 2, 2020), 31 F.4th 178 (4th Cir. 2022) (affirming remand), *cert. denied*, 143 S. Ct. 1795 (2023). This case asserts claims for public nuisance, product liability, negligence, trespass, and failure to warn against members of the fossil fuel industry for injuries arising out of rising sea levels and disruptions to the hydrologic cycle (extreme heat, precipitation, drought, and wildfire). The case also asserts that defendants violated Maryland's Consumer Protection Act. The case seeks abatement, damages, punitive damages, and disgorgement of profits.

State of Rhode Island v. Chevron Corp., et al., No. PC-2018-4716 (Providence/Bristol County, RI) (filed July 13, 2018), *Rhode Island v. Chevron Corp.*, 35 F.4th 44 (1st Cir. 2022) (affirming remand), *cert. denied*, 143 S. Ct. 1796 (2023). This case asserts claims for public nuisance, product liability, negligence, trespass, and failure to warn against members of the fossil fuel industry for injuries arising out of rising sea levels and disruptions to the hydrologic cycle (extreme heat, precipitation, drought, and wildfire). The case seeks abatement, damages, punitive damages, and disgorgement of profits.

City and County of Honolulu v. Sunoco LP, et al., No. 1CCV-20-0000380 (First Circuit, HI) (filed March 9, 2020), 39 F.4th 1101 (9th Cir. 2022) (affirming remand), *cert. denied*, 143 S. Ct. 1795 (2023). This case asserts claims for public and private nuisance, strict liability for failure to warn, negligent failure to warn, and trespass against members of the fossil fuel industry for injuries arising out of rising sea levels and disruptions to the hydrologic cycle (extreme heat, precipitation, drought, and wildfire). The case seeks abatement, damages, punitive damages, and disgorgement of profits. In October 2023, the Hawai'i Supreme Court affirmed the trial court's denial of the defendants' motions to dismiss for lack of personal jurisdiction and for failure to state a claim. *See City & Cnty. of Honolulu v. Sunoco LP*, 537 P.3d 1173 (Haw. 2023); *cert. pets. pending sub nom. Sunoco LP, et al. v. City & Cnty. of Honolulu*, No. 23-947 (U.S.), *Shell PLC, et al. v. City & Cnty. of Honolulu*, No. 23-952 (U.S.).

State of Minnesota v. American Petroleum Institute, et al., No. 62-cv-20-3837 (Ramsey County, MN) (filed June 24, 2020), 63 F.4th 703 (8th Cir. 2023) (affirming remand), *cert. denied*, 2024 WL 72389 (U.S. Jan. 8, 2024). The State of Minnesota, by its Attorney General, Keith Ellison, seeks to hold defendants American Petroleum Institute, ExxonMobil Corp. entities, Koch Industries and its affiliates for deliberately undermining the science of climate change, purposefully downplaying the role that the purchase and consumption of defendants' products played in causing climate change and its catastrophic consequences. The State seeks injunctive relief, equitable relief, civil penalties, and damages, together with costs and disbursements including costs of investigation, for violations of the law of Minnesota respecting unfair, discriminatory, and other unlawful practices in business, commerce, or trade.

District of Columbia v. Exxon Mobil Corp., et al., D.C. Superior Court No. 2020 CA 002892 B (D.C. Superior Court, D.C.) (filed June 25, 2020), 640 F. Supp. 3d 95 (D.D.C. 2022) (granting remand), *appeal filed*, No. 22-7163 (D.C. Cir. Nov. 30, 2022), 89 F.4th 144 (D.C. Cir. 2023) (affirming remand). This case asserts that defendants violated the D.C. Consumer Protection Procedures Act by misrepresenting and omitting information material to DC consumers' decisions to purchase defendants' fossil fuel products. The District seeks injunctive relief, civil penalties, costs, and restitution.

City of Charleston v. Brabham Oil Company, Inc., et al., No. 2020CP1003975 (Charleston County, SC) (filed Sept. 9, 2020), No. 2:20-cv-03579-RMG (D.S.C. July 5, 2023), *remand granted & appeal filed*, No. 23-1802 (4th Cir. Aug. 3, 2023). This case asserts claims for public nuisance, private nuisance, strict

CONFIDENTIAL

liability for failure to warn, negligent failure to warn, trespass, and violations of the South Carolina Unfair Trade Practices Act against members of the fossil fuel industry for injuries arising out of climate change related impacts. The case seeks abatement, damages, punitive damages, and disgorgement of profits.

State of Delaware v. BP America Inc., et al., No. N20C-09-097 (Delaware Superior Court, DE) (filed Sept. 10, 2020); 45 F.4th 699 (3d Cir. 2022) (affirming remand), *cert. denied*, 143 S. Ct. 2483 (2023). The State of Delaware filed a climate-change related impacts complaint against fossil fuel Defendants and the country's largest oil trade association for climate change related impacts. The State seeks damages, punitive damages, and penalties.

County of Maui v. Sunoco LP, et al., No. 2CCV-20-0000283 (Second Circuit, HI) (filed Oct. 12, 2020); 39 F.4th 1101 (9th Cir. 2022) (affirming remand), *cert. denied*, 143 S. Ct. 1795 (2023). The County of Maui filed a climate-change related impacts complaint against fossil fuel Defendants. This case asserts claims for public nuisance, private nuisance, strict liability for failure to warn, negligent failure to warn, and trespass and seeks damages, punitive damages, and abatement.

City of Annapolis v. BP P.L.C., et al., No. C-02-CV-21-000250 (Anne Arundel County, MD) (filed Feb. 22, 2021); 2022 WL 4548226 (D. Md. Sept. 29, 2022) (granting remand), *appeal filed*, No. 22-2082 (4th Cir. Oct. 14, 2022), 94 F.4th 343 (4th Cir. 2024) (affirming remand). The City of Annapolis filed a climate-change related impacts complaint against fossil fuel Defendants. This case asserts claims for public nuisance, private nuisance, strict liability for failure to warn, negligent failure to warn, trespass, and violation of Maryland's Consumer Protection Act. The City seeks damages, punitive damages, and abatement.

Anne Arundel County v. BP P.L.C., et al., No. C-02-CV-21-000565 (Anne Arundel County, MD) (filed Apr. 26, 2021); 2022 WL 4548226 (D. Md. Sept. 29, 2022) (granting remand), *appeal filed*, No. 22-2082 (4th Cir. Oct. 14, 2022) 94 F.4th 343 (4th Cir. 2024) (affirming remand). Anne Arundel County filed a climate-change related impacts complaint against fossil fuel Defendants. This case asserts claims for public nuisance, private nuisance, strict liability for failure to warn, negligent failure to warn, trespass, and violation of Maryland's Consumer Protection Act. The County seeks damages, punitive damages, and abatement.

The City of New York v. Exxon Mobil Corp. et al., No. 451071/2021 (New York County, NY) (filed Apr. 22, 2021), removed to District Court No. 21-cv-04807 (Dist. of New York May 28, 2021); 2024 WL 2091994 (S.D.N.Y. May 8, 2024). The City of New York asserts that Defendants violated the City's Consumer Protection Law and asserts claims for engaging in deceptive trade practices.

Matthew J. Platkin, Attorney General of the State of New Jersey, et al., v. Exxon Mobil Corp. et al., No. MER-L-001797-22 (Mercer County, NY) (filed Oct. 18, 2022); 2023 WL 4086353 (D.N.J. 2023) (granting remand). The State of New Jersey asserts that Defendants violated the State's Consumer Fraud Act and asserts claims for engaging in deceptive trade practices.

Shoalwater Bay Indian Tribe v. Exxon Mobil Corporation, et al., No. 23-2-25215-2 SEA (King County, WA) (filed Dec. 20, 2023), removed to District Court No. 24-cv-00158 (Western District of WA, Mar. 7, 2024) (motion to remand pending). The Shoalwater Bay Indian Tribe asserts claims for public nuisance and violation of Washington's Product Liability Act.

CONFIDENTIAL

Makah Indian Tribe v. Exxon Mobil Corporation, et al., No. 23-2-25216-1 SEA (King County, WA) (filed Dec. 20, 2023), removed to District Court No. 24-cv-00157 (Western District of WA, Mar. 7, 2024) (motion to remand pending). The Makah Indian Tribe asserts claims for public nuisance and violation of Washington's Product Liability Act.

City of Chicago v. BP P.L.C., et al., No. 2024CH01024 (Cook County, IL) (filed June 20, 2024), removed to District Court No. 24-cv-2496 (Northern District of IL, Mar. 28, 2024). The City of Chicago asserts claims for strict liability for failure to warn, negligent failure to warn, negligence, public nuisance, private nuisance, nuisance, civil conspiracy, unjust enrichment, consumer fraud, misrepresentations in connection with sale or advertisements of merchandise, and recovery of City costs of providing services.

Commonwealth of Massachusetts v. Exxon Mobil Corp., No. 1984-CV-03333-BLS1 (Suffolk County, Ma) (filed October 24, 2019). The Commonwealth of Massachusetts asserts claims under the Massachusetts Consumer Protection Act, alleging that Defendant Exxon Mobil Corp. deceptive systematically and intentionally has misled Massachusetts investors about material climate-driven risks to its business and has deceived consumers about the central role its fossil fuel products play in causing climate change.

OTHER ENVIRONMENTAL LITIGATION EXPERIENCE

Current Representations

PFAS

Sher Edling currently represents certain states, cities, and public water providers in cases seeking damages for PFAS contamination of natural resources and drinking water wells. Plaintiffs assert a variety of state law tort claims against the manufacturers of PFAS chemicals and the products that contain or are manufactured with those toxic perfluorinated compounds.

States

- State of California (CA, 2022)
- State of Wisconsin (WI, 2022)
- State of Maryland (MD, 2023)
- State of New Mexico, (NM, 2023)
- State of Oregon (OR, 2023)
- State of Rhode Island (RI, 2023)
- State of Washington (WA, 2023)
- State of Hawaii (HI, 2023)

Public Water Providers

- Suffolk County Water Authority (NY; 2017)
- Roslyn Water District (NY; 2018)
- Port Washington Water District (NY; 2018)
- Ridgewood Water (NJ; 2018)
- Water Authority of Western Nassau County (NY; 2019)
- Atlantic City Municipal Utilities Authority (NJ; 2019)
- Village of Garden City (NY; 2019)
- Garden City Park Water District (NY; 2019)
- Carle Place Water District (NY; 2019)
- Village of Mineola (NY; 2019)
- Bethpage Water District (NY; 2019)
- Water Authority of Great Neck North (NY; 2019)
- Town of Hempstead (NY; 2020)
- Village of Sands Point (NY; 2020)
- Manhasset-Lakeville Water District (NY; 2020)
- Town of Riverhead (NY; 2021)
- Town of Huntington (NY; 2021)
- Sacramento Suburban Water District (CA; 2022)
- State of Wisconsin (WI, 2022)
- City of Philadelphia (PA, 2022)
- East Bay Municipal Utility District (CA, 2022)
- Franklin Square Water District (NY; 2023)
- Town of Pittsboro (NC, 2023)
- The Borough of Hawthorne (NJ, 2023)
- Albertson Water District (NY, 2023)
- Greenlawn Water District (NY, 2023)
- Jericho Water District (NY, 2023)
- Plainview Water District (NY, 2023)
- Locust Valley Water District (NY, 2023)
- Oyster Bay Water District (NY, 2023)
- Village of Williston Park (NY, 2023)
- Westbury Water & Fire District (NY, 2023)
- South Farmingdale Water District (NY)
- South Huntington Water District (NY)

In addition, Sher Edling has various leadership roles in *In re: Aqueous Film-Forming Foams Products Liability Litigation* (the “AFFF MDL”), a national Multi-District Litigation concerning certain PFAS-

CONFIDENTIAL

related cases assigned to Judge Richard Gergel in Charleston, S.C. Judge Gergel has appointed Stephanie Biehl of SELLP to the Executive Committee, where she co-chairs the Public Water Supplier Committee of the Plaintiffs' Executive Committee in that MDL. Ms. Biehl also leads the AFFF MDL ESI team—the largest contamination MDL in the country—and is also the Co-Chair of the Discovery Committee in that MDL.

1,4-Dioxane

Sher Edling represents the State of New Jersey, as well as public water providers on Long Island, including Suffolk County Water Authority, the nation's largest supplier of public drinking water from groundwater, in litigation to recover damages for 1,4-dioxane contamination of drinking water wells and natural resource damages. The lawsuits assert claims against the manufacturers of 1,4-dioxane and products containing 1,4-dioxane.

- Suffolk County Water Authority (NY; 2017)
- Roslyn Water District (NY; 2018)
- Garden City Park Water District (NY; 2018)
- Port Washington Water District (NY; 2018)
- Bethpage Water District (NY; 2018)
- Manhasset-Lakeville Water District (NY; 2018)
- Oyster Bay Water District (NY; 2018)
- Jericho Water District (NY; 2018)
- Locust Valley Water District (NY; 2018)
- Albertson Water District (NY; 2018)
- Westbury Water & Fire District (NY; 2019)
- Water Authority of Western Nassau County (NY; 2019)
- Franklin Square Water District (NY; 2019)
- West Hempstead Water District (NY; 2018)
- Carle Place Water District (NY; 2018)
- Water Authority of Great Neck North (NY; 2018)
- South Farmingdale Water District (NY; 2019)
- Plainview Water District (NY; 2019)
- Village of Mineola (NY; 2019)
- Village of Williston Park (NY; 2019)
- Village of Garden City (NY; 2019)
- Town of Huntington/Dix Hills Water Department (NY; 2019)
- Greenlawn Water District (NY; 2019)
- South Huntington Water District (NY; 2019)
- Village of Hempstead (NY; 2019)
- Town of Hempstead (NY; 2019)
- State of New Jersey (NJ; 2023)
- Town of Pittsboro (NC)
- Water Replenishment District of Southern California (CA)

TCP

Sher Edling attorneys have successfully litigated cases on behalf of water suppliers seeking damages for TCP contamination of drinking water wells for nearly fifteen years.

- City of Patterson, CA (2019; TCP well contamination)
- City of Turlock, CA (2019; TCP well contamination)
- City of Riverbank, CA (2019; TCP well contamination)
- California Water Service Company and City of Bakersfield, CA (2003 – 2016; TCP well contamination)
- Hawaii Water Service Co. (2003-2008; TCP and DBCP)
- City of Livingston, CA (2005 – 2011; TCP well contamination)

CONFIDENTIAL

- Sacramento Suburban Water District (2019; TCP well contamination)
- City of Oceanside, CA (2005 – 2011; TCP well contamination)
- California Water Service Company (2003 – 2016; MTBE, TCP, PCE/TCE well contamination)
- City of Wasco, CA (2005-2013; TCP well contamination)
- City of Sunnyvale and Sunnyvale Redevelopment Agency, CA (2008 – 2011; PCE/TCE groundwater and soil contamination)

PCBs

Sher Edling represents three counties surrounding San Francisco Bay and many municipalities in those counties in litigation against the modern successors of the “old” Monsanto Company. The claims relate to the impairment of the Bay with polychlorinated biphenyls (“PCBs”), which have required and will require the counties and municipalities to spend substantial stormwater infrastructure and maintenance costs to prevent further flows of PCBs into the Bay. Monsanto’s successors removed the case from state court to federal court, and Sher Edling successfully secured remand of the cases back to state court. Sher Edling then defeated the defendants’ demurrers (state-court motions to dismiss) and motions to strike. The cases are now entering discovery.

- *County of San Mateo, et al. v. Monsanto Company*, No. 22-civ-01667 (CA Superior Court of County of San Mateo, filed on April 21, 2022)
- *The County of Contra Costa, et al. v. Monsanto Company*, No. C22-02818 (CA Superior Court of County of Contra Costa, filed on December 21, 2022)
- *The County of Marin, et al. v. Monsanto Company*, No. CIV2202843 (CA Superior Court of County of Marin, filed on September 3, 2022)

Transboundary Water Pollution

City of Imperial Beach et al. v. IBWC, Veolia North America (S.D. Cal. no. 18-cv-457-JM-JMA (filed March 2, 2018). Sher Edling represents the cities of Imperial Beach and Chula Vista California, as well as the Port of San Diego, which sought equitable relief and damages related to transboundary water contamination against the International Boundary Water Commission and Veolia Water North America. The case resolved via settlement and directly spurred a \$300 million appropriation for pollution control infrastructure.

Hexavalent Chromium

Sacramento Suburban Water District v. United States, No. 17-cv-00860-RHH (Fed. Cl., filed June 23, 2017); *Rio Linda Elverta Community Water District v. United States*, No. 17-cv-00859-RHH (Fed. Cl., filed June 23, 2017); *Sacramento Suburban Water District v. Elementis Chromium, Inc.*, No. 2:17-cv-01353-KJM-CKD (E.D. Cal., filed June 30, 2017); *Rio Linda Elverta Community Water District v. United States*, No. 2:17-CV-01349-KJM-CKD (E.D. Cal., filed June 30, 2017). Sher Edling represents two water districts that seek damages and response costs for hexavalent chromium contamination of drinking water wells resulting from releases at a nearby former U.S. Air Force base. The litigation consists of two parallel actions: a suit in the Eastern District of California where the districts assert a CERCLA claim against the United States; and a suit in the Court of Federal Claims where the districts assert a

CONFIDENTIAL

Takings Clause claim, also against the United States. The Eastern District of California denied the United States' motion to dismiss as to the CERCLA claim. Although the Court of Federal Claims initially granted the United States' motion to dismiss the Takings Clause claim, Sher Edling LLP obtained a reversal of that dismissal in the Federal Circuit. The Eastern District of California action is currently in fact discovery; the Court of Federal Claims action is stayed in light of the Eastern District of California action.

CERCLA Administrative Matters

Sher Edling represents private and public entities across the country against corporate and other federal governmental entities in administrative adjustment of potential liability under the Comprehensive Environmental Response, Cleanup, and Liability Act ("CERCLA"), 42 U.S.C. § 9601 et seq. These matters atypically rise out of legacy and ambient contamination on or connected to federal property impacting public entities soil and/or groundwater.

- California Dep't of Toxic Substances Control
- City of Chula Vista
- City of National City
- Bethpage Water District
- South Farmingdale Water District

SELECTED PRIOR REPRESENTATIONS

- *City of St. Louis (MI) v. Velsicol Corp.* In 2006, the City retained Vic Sher to address DDT-related contamination leaking from a failed Superfund remedy at the former Velsicol facility in St. Louis, Michigan. Investigation revealed that pCBSA had already reached many of the City's wells. The case settled in 2011 with the City recovering \$26.5 million to fund a new water system.
- *In re MTBE Products Liability Litigation (City of New York) v ExxonMobil*, 725 F.3d 65 (2nd Cir. 2013). In 2008, the City of New York asked Vic Sher to assume the lead trial counsel role in the City's case against the oil industry over MTBE contamination of wells in Queens, the first to proceed to trial in a nationwide multidistrict litigation. In 2009, a four-month federal jury trial resulted in a verdict for the City of \$104.7 million, with a total recovery of more than \$125 million. The Second Circuit affirmed in all respects in 2013. Mr. Sher also was designated by the court as national co-lead counsel for the plaintiffs in the related federal multidistrict litigation, *In Re: MTBE Products Liability Litigation*.
- *State of New Hampshire v. ExxonMobil*, 168 N.H. 211, 126 A.3d 266 (N.H. 2015). In 2003, the New Hampshire Attorney General retained Vic Sher as lead outside counsel to prosecute the first statewide case to recover the costs of MTBE contamination. Over most of the next decade, Mr. Sher guided the case as it prepared for trial. First, the oil companies tried to transfer the case to federal court; Mr. Sher argued the case in the U.S. Court of Appeals for the Second Circuit that sent the matter back to state court where it belonged. Then, Mr. Sher prepared the expert and legal approach that allowed the State to prove its case against the oil companies on a landscape basis without getting bogged down in impossible intricacies of individual sites. The oil companies challenged virtually every aspect of the case, including the State's rights to recover costs related to private wells and the ability to prove its case based on expert evidence of the extent of contamination. Ultimately, the State recovered more than \$140 million in pretrial settlements, and, in the largest trial ever held in the State of New Hampshire, the jury awarded more than \$236

CONFIDENTIAL

million against ExxonMobil. The New Hampshire Supreme Court affirmed the jury verdict in 2015 (and the U.S. Supreme Court declined to review).

- *In re MTBE Products Liability Litigation* (S.D.N.Y. 2003 – 2011). This multi-district litigation over public well contamination by the gasoline additive MTBE included more than 150 cases from around the country. The District Court designated Vic Sher as one of three co-lead counsels for the plaintiffs. Most of the cases settled against most of the defendants in 2008 for an aggregate \$423 million cash payment plus a “safety net” for future well impacts. Mr. Sher’s clients –public water agencies located in California – received more than \$108 million from the group settlement.
- *In re Methanex* (NAFTA Tribunal). In 2004 the U.S. Department of State retained Vic Sher as a consultant on the environmental and expert aspects of an international trade case brought by Methanex, a Canadian manufacturer of MTBE that claimed California’s ban of MTBE because of concern over groundwater contamination violated NAFTA’s free trade provisions. The matter was resolved against Methanex in 2005.
- *South Lake Tahoe Public Utility District v. Atlantic Richfield Co., et al.* Vic Sher was a senior member of the trial team on this landmark MTBE case, which settled in August 2002. The Utility District brought an action against a manufacturer of MTBE (Lyondell), the California refiners who supplied gasoline containing MTBE, and several local gasoline station owner/operators. The case went to trial starting in September 2001 against six non-settling defendants. In April 2002, the jury returned a special verdict on refiner/manufacturer liability, finding that MTBE and gasoline containing MTBE were defective products, and that Shell and Lyondell Chemical had acted with “malice” by failing to disclose the significant hazards associated with the use of MTBE in gasoline. The matter finally settled in August 2002 for a total of more than \$69 million.
- *City of Santa Monica v. Shell, et al.* Vic Sher served as lead outside co-counsel in the MTBE lawsuit relating to the City’s Charnock well field, which provided about 40% of the City’s drinking water (a total of about 7,500 gallons per minute (“gpm”) peak capacity). MTBE contamination forced the City to shut down the wells and well field in 1996. Government agencies identified about thirty potential source sites (current or former retail gasoline stations and two oil company pipelines) within a one and one-quarter mile radius of the well field. The City filed suit in June 2000 against the manufacturers of MTBE and the refiners of gasoline containing MTBE based upon causes of action for products liability, negligence, nuisance, and trespass. In 2003 the City achieved a landmark settlement with all but one defendant, Shell, which settled in 2006. Under the settlements, the City received approximately \$130 million in cash plus the full costs of constructing, operating, and maintaining an MTBE treatment facility to clean Santa Monica’s water, with a total overall settlement value of about \$500 million.
- *City of Pomona, CA v. SQMNA*. The City retained Vic Sher to address perchlorate contamination from historic use of Chilean nitrate fertilizer on surrounding citrus crops. Mr. Sher argued the successful appeal of the trial judge’s exclusion of expert testimony on stable isotopic analysis and related issues, *City of Pomona v. SQM North America Corp.*, 750 F.3d 1036 (9th Cir. 2014), and helped try the case in 2015 (the Ninth Circuit recently reversed a defense verdict).
- *County of Maui Board of Water Supply v. Dow Chemical et al.* (DBCP). DBCP, a soil fumigant used widely in Hawaii (and elsewhere) on pineapple and other crops, contaminated and threatened the County of Maui’s public drinking water wells located around the Island. Vic Sher (with his then

CONFIDENTIAL

firm Miller & Sher) represented the plaintiff. A 1999 settlement with the chemical manufacturers resolved the County's lawsuit and provided the County with a 40-year guarantee of all costs associated with designing, building, installing, maintaining and operating granular activated carbon (GAC) facilities on any County well that either is currently contaminated or becomes contaminated during the 40-year life of the settlement.

- *Hawaii Water Service Co. v. Dow Chemical Co. et al.* (DBCP, TCP). In 2003 HWSC retained Vic Sher in connection with DBCP and TCP contamination of the wells that supply the Kaanapali Resort on Maui, HI. DBCP and TCP came from applications of soil fumigants manufactured by Dow Chemical and Shell Chemical to pineapple fields up-country from the Resort's water supply. The matter resolved favorably in 2008. Vic Sher was also lead counsel on a series of TCP cases in California's Central Valley, including on behalf of the communities of Oceanside, Livingston, Shafter, and Bakersfield.
- *City of Riverside v. Shell Oil Co. et al.* (DBCP). Growing plumes of DBCP impacted a large number of wells in the City of Riverside's public water system. In 2001, the chemical manufacturers settled the City's litigation by paying \$4.1 million and agreeing to provide all costs associated with treating DBCP-contaminated drinking water in currently contaminated wells or wells that become contaminated in the future. To date, the City has built two large combined GAC treatment facilities under the settlement, treating a combined flow of approximately 15,000 gpm, and the City anticipates needing a substantial number of additional wells treated over the 40-year life of the agreement either individually or in additional centralized treatment facilities.
- *City of Riverside/Lockheed Martin (TCE)*. TCE from a Lockheed Martin defense facility impacted wells in the City of Riverside's public water system. Vic Sher helped the City negotiate a settlement (without the need for a lawsuit) under which Lockheed Martin has paid all costs of treating wells contaminated with TCE from this plume.
- *Lake Davis Rotenone Contamination*. A program to eradicate pike from Lake Davis, California, by the California Department of Fish & Game went horribly awry. Vic Sher represented Plumas County in negotiations that ultimately led the Legislature to appropriate more than \$9 million for public and private damages suffered from the lake poisoning.