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Areas of Practice

- Chemical Regulatory
- Consumer Products
- Enforcement Defense
- Environment & Natural Resources
- EU Chemicals, REACH & CLP, Biocides & Pesticides
- EU Environmental
- Food & Dietary Supplements
- Food Contact Materials & Food Regulation
- Nanotechnologies
- NEPA Infrastructure Projects
- Pesticides & Antimicrobials
- Renewable & Alternative Energy
- US Chemical Regulatory
- US/EU Environment & Life Sciences
- Water

Education

Stanford Law School, J.D.,
 1978, Board of Editors,
Stanford Law Review, U.S.
 Law Week Award

Seth Goldberg

Seth Goldberg is a partner in the Washington office of Steptoe & Johnson LLP, where he is a member of the Regulatory & Industry Affairs Department. He has practiced environmental and administrative law and litigation at Steptoe & Johnson LLP since joining the firm in 1978. In the environmental area, his practice encompasses a range of subspecialties, including hazardous waste and toxic chemical regulation, environmental remediation, pesticide regulation, and regulatory litigation. He represents clients before administrative agencies and courts in a broad range of complex matters. A substantial part of his practice involves compliance advice, agency rulemaking and license decisions, and appeals from such decisions.

Pesticide Regulation

Mr. Goldberg's pesticide regulatory practice involves a broad range of issues arising under the regulatory programs affecting pesticide registrants, from registration to data compensation to cancellation and suspension. Mr. Goldberg has successfully represented clients in prosecuting countless registration actions. He has successfully managed special review and suspension and cancellation matters, and litigates data compensation arbitrations, principally representing data owners.

Chemical Regulation

Mr. Goldberg represents clients on a range of chemical regulatory issues before the US EPA, OSHA, FDA, CPSC, and a number of state regulatory agencies. His practice focuses on product approval, compliance advice, and enforcement matters under a range of statutes and regulatory programs.

Hazardous Waste

Mr. Goldberg has focused on hazardous waste and toxic chemical regulation since the issuance of the original RCRA regulations in 1980. He has represented numerous industry groups in commenting on hazardous waste regulatory proposals and has successfully challenged regulations before the Court of Appeals. Mr. Goldberg also has handled many hazardous waste enforcement proceedings, both administrative and judicial, brought by federal and state authorities.

Environmental Remediation

Mr. Goldberg has handled a broad range of matters involving assessment and remediation of contaminated property. He has handled federal Superfund sites for the major PRPs, as well as a substantial number of matters involving state remediation. He has negotiated a de minimis settlement at a site with over 200 PRPs, and has successfully litigated private cost recovery actions on behalf of both plaintiffs and defendants.

Litigation

A substantial portion of Mr. Goldberg's practice involves litigation. He

State University of New
York at Binghamton, B.A.,
1975, Phi Beta Kappa

Bar & Court Admissions
California

District of Columbia

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regularly handles hearings, trials, and appeals before trial and appellate courts and administrative agencies. Mr. Goldberg has tried matters in federal district courts in the District of Columbia, Virginia, and California, as well as in several state courts. He also has an active appellate practice focused on environmental and administrative issues.

Noteworthy

- Listed in *Who's Who Legal* for Environment (2010-2011)

Representative Matters

Selected Recent Litigation:

- *Oxygenated Fuels Association v. Pataki*, 293 F. Supp. 2d 170 (N.D.N.Y. 2003), trial counsel in preemption challenge to state gasoline content regulation.
- *CropLife America v. EPA*, No. 02-1057 (D.C. Cir.). Represent American Chemistry Council in successful challenge to EPA's decision to reject industry sponsored studies using human test subjects.
- *Georgia Pacific v. A.P. Möller*. Expert on US Administrative Law for Georgia Pacific in maritime arbitration focused on Department of Agriculture regulations.
- *Collins, et al. v. J.H. Baxter & Co.*, No. C 95-1110 MJJ (N.D. Cal. May 7, 2001). Obtained judgment for former wood preserving plant owner in private action seeking remediation and cost reimbursement.

Select Seminars & Events

Biocides in China and Europe Seminar, June 2012, (*A Steptoe-Sponsored Event*)

"Regulation of Hazardous Substances in the United States," *REACH, RoHS and Hazardous Substances: A Challenge for the Watch Industry*, November 15, 2011

REACH Post Registration: Next Challenges, February 15, 2011, (*A Steptoe-Sponsored Event*)

REACH Webinar – Next Steps in Registration and TSCA Reform, June 23, 2009, (*A Steptoe-Sponsored Event*)

ISSA's Green Cleaning Forum, April 14, 2009

Risk Assessment Webinar, March 4, 2009

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Selected Publications

Federal Agencies Signal Shifts In Regulating Manufactured Nanomaterials
Legal Opinion Letter
April 27, 2012, *Washington Legal Foundation*

EPA Issues the Final Chemical Data Reporting Rule
August 11, 2011

China Proposed Regulations for Drinking Water Disinfection and Disinfectants
- Comment Period Open until 15 August
August 4, 2011

Nanomaterials Need Effective Risk Governance
January 2011, *CHEManager Europe*

The Role of FDA in the Regulation of Manufactured Nanomaterials
September 2010, *Bloomberg Law Reports*

The Lisbon Treaty
What the Changes in EU Governance Mean to the Chemical Industry
September 2010

Environmental Law Advisory - Aviation and the EU Emission Trading Scheme
July 17, 2009

Court Voids US EPA Ban on Use of Third-Party Human Test Data
Environmental & Chemical Regulatory Update
June 2003

Professional Affiliations

American Inns of Court Board of Trustees, Secretary