

RANDOLPH LEGER HILL

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EMPLOYMENT

LEGAL AND ENVIRONMENTAL EXPERIENCE

Environmental Protection Agency, Washington, DC. (all full-time positions)

Director, Enforcement Targeting & Data Division, Office of Compliance. July, 2017 to Present. Senior Executive Service ("SES") position. Managing a division composed of over 35 staff professionals with a budget of over \$10 million. Oversee development, operations, and maintenance of the Integrated Compliance Information System, one of the largest IT systems at EPA, which collects, processes, and makes available to the public several million records each year. Also manage the Enforcement and Compliance History Online system, which makes data on all EPA and many state environmental compliance activities and results available to the public.

Deputy Assistant Administrator, Office of International and Tribal Affairs. February, 2015 to July, 2017. SES position. Served as the senior ranking career executive official in the office, participating in EPA's Executive Management Council. Worked with US agencies, Tribal governments, foreign governments, and NGOs. Responsible for a broad range of strategic priorities, agreements, treaties, and programs affecting environmental problems that impact the US or its foreign policy. Responsible for international and tribal policy, program development, and program management for approximately 80 employees and a budget of nearly \$70 million. Served as EPA member to the Board of Directors of the North American Development Bank.

Environmental Appeals Judge. April, 2013 to February, 2015. SES position. Served as one of four judges on EPA's Environmental Appeals Board (EAB). The Environmental Appeals Board is the final decision maker on administrative appeals under all major environmental statutes that the EPA administers, including appeals of EPA-issued permits under the Clean Air Act, Clean Water Act, and Safe Drinking Water Act, appeals of administrative enforcement decisions, and appeals of decisions on petitions for reimbursement under CERCLA. Participated in judicial and environmental regulatory capacity-building work for Chile, China, Colombia, Vietnam.

Acting Director, Office of Wastewater Management. June, 2012 to April, 2013. SES Position. Provided executive leadership to EPA's clean water discharge program, wastewater infrastructure funding programs, and WaterSense program. Managed office of nearly 120 engineers, attorneys, scientists and other professionals and budget of over \$30 million in personnel and contract funds, plus several hundred million dollars in state grants for sewage treatment plant improvements.

Deputy Director, Office of Wastewater Management. December 2009 to June, 2012. SES Position. Assisted in overseeing Office of Wastewater Management (as described above). Accomplishments include: developing a new State oversight system for the NPDES permit program,

implementing CWA Action Plan in coordination with Office of Enforcement and Compliance Assurance, providing national program leadership for the Mexico Border Water Infrastructure Program through a period of significant transition, developing proposed new regulations governing waste treatment systems from mining and other sectors, effectively implementing an EPA Memorandum of Understanding with Texas A&M University-Kingsville (nationally-recognized Hispanic-Serving Institution), overseeing technical exchanges on water quality protection issues with Australia.

Acting Principal Deputy Assistant Administrator, Office of Enforcement and Compliance Assurance.

January 2009 to June 2009.

SES position. Served as the senior career official responsible for enforcement and compliance programs at EPA, as well as the EPA Environmental Justice program. Helped lead the enforcement and compliance office during the period of Presidential transition, and addressed several emerging issues, including development of a new strategy for enforcement and compliance for the agency's Clean Water Act program.

Deputy Director, Office of Civil Enforcement. January 2004 to December 2009.

SES position. Assisted in overseeing EPA's civil enforcement program under all major environmental statutes except CERCLA. Managed office of nearly 150 attorneys, engineers, and other professionals and budget of over \$24 million with goal of ensuring environmental compliance and protection of public health and the environment. Accomplishments include: designing and overseeing office reorganization to improve efficiency of waste and chemical enforcement, assisting in significant redesign of enforcement program strategic planning structure and performance measures, successfully negotiating new hazardous waste enforcement rules and policies, advising province of Ontario on development of civil penalty system for environmental violations. Also served as Acting Director of the Office from October 2008 to January 2009.

Acting Director, Toxic Release Inventory Program Division. August 2003 to December 2003.

Managed EPA's Toxic Release Inventory (TRI) program. The TRI program collects 80,000 reports from nearly 25,000 industrial facilities annually. These reports contain data on hundreds of millions of pounds of toxic chemical releases, data which EPA summarizes and provides to the public in both hard copy and electronic format. Oversaw development of options for reducing regulatory reporting burden, implementation of new approach for accelerated public release of TRI information.

Assistant General Counsel, Office of General Counsel. January, 1997 to August 2003.

Led team of 15 attorneys and staff responsible for counseling and litigation on issues arising under the Clean Water Act and Safe Drinking Water Act. Advised government of Trinidad and Tobago and local governments in Latin America on water quality regulation and enforcement. Recipient, General Counsel Award for Managerial Excellence, 2001.

Attorney, Office of General Counsel. September, 1987, to January, 1997.

Counseled EPA staff and management on legal defensibility of planned regulatory actions under the air, water, and waste statutes. Designated as the agency's national legal expert on control of pollution from storm water runoff, regulation of the mining and oil & gas production industries, and environmental regulation on Indian lands. Representative cases include: *Solite Corp. v. EPA*, 952 F.2d 473 (D.C. Cir. 1991), *American Mining Congress v. EPA*, 965 F.2d 759 (9th Cir. 1992), *City of Albuquerque v. Browner*, 865 F.Supp. 733 (D.N.M. 1993), *aff'd*, 97 F.3d 415 (1996).

Other legal work: Research Assistant, *Professor Thomas Jorde, UC Berkeley (Boalt)*, Spring, 1987 (15 hours/week); Law Clerk, *Furth, Fahrner, Bluemle & Mason*, San Francisco, Summer, 1986 (full-time); Legal Intern, *Federal Trade Commission*, Summer, 1985 (full-time).

TEACHING AND RELATED EXPERIENCE

Catholic University of America, Columbus School of Law, Washington, DC.

Adjunct Professor of Law. Fall 2014, 2016-2017 (5-7 hours/week).

Taught courses in Environmental Law (2014-16) and Administrative Law (2017).

Vermont Law School, South Royalton, VT.

Adjunct Assistant Professor of Law. Summers 1998-2002, 2004-2020 (half-time for 2 weeks);
Summer 2021 (online)

Have taught an online course in Environmental Law (2021); a course in Environmental Enforcement and Compliance (2012-2020); and a course providing in-depth study of the federal Clean Water Act (1998-2011).

Tulane Law School, New Orleans, LA.

Visiting Professor of Law. Spring, 1995 (full-time).

Courses taught: "Environmental Law: Water Pollution Control" and "Environmental Law Seminar: Turf Wars in Environmental Protection."

University of Maryland, University College, College Park, MD.

Instructor. 1989 to 2003 (5-7 hours/week).

Taught undergraduate courses in public administration, business-government relations, and creative problem-solving. Developed courses in public sector management. Finalist, Excellence in Teaching award, 1998.

EDUCATION

University of California, Berkeley. August, 1983, to May, 1987. Joint law/public policy program.

School of Law (Boalt Hall). JD degree conferred May, 1987. Order of the Coif. Associate Editor, *Ecology Law Quarterly*. American Jurisprudence awards in Environmental Law and Evidence. Prosser Prize in Constitutional Law.

Graduate School of Public Policy. MPP degree conferred May, 1986. Berkeley Policy Fellow.

University of California, San Diego, La Jolla, CA. September, 1979, to June, 1983.

Revelle College. Bachelor of Arts. Majors: Economics, Political Science. Minor: Computer Science. Graduated *magna cum laude* with high honors and departmental award for outstanding undergraduate thesis in Political Science. Phi Beta Kappa. UC Regents Scholar. (Also attended Dartmouth College for one term in 1982 as a visiting undergraduate.)

SELECTED PUBLICATIONS

LEGAL

Hill, et al., *Internal Administrative Appeals of Governmental Decisions on the Environment*, in Paddock, et. al., DECISION MAKING IN ENVIRONMENTAL LAW (Edward Elgar Publishing 2016).

ABA, *Clean Water Act Handbook* (2d., 3d., & 4th eds. 2003, 2011, 2018) (chapter author).

State Water Quality Certification of Federal NPDES Permits, 9 TULANE ENV'T L. J. 1 (1995).

An Overview of RCRA: The "Mind-Numbing" Provisions of the Most Complicated Environmental Statute, 21 ENV'T L. L. RPTR. 10,254 (1991).

Note, *Preemption of State Common Law Remedies Under Federal Environmental Statutes*: International Paper Co. v. Ouellette, 14 ECOL. L. Q. 541 (1987).

OTHER

Course Guide: The Business-Government Relationship. College Park, MD: University of Maryland, University College (1992).

SELECTED AWARDS AND PROFESSIONAL ACTIVITIES

Member, ABA Section on Environment, Energy and Resources ("SEER") Council, 2021-present.

Chair, SEER Book Publishing Board, 2015-2021.

Winner of EPA Gold Medal for Exceptional Service (2), EPA Silver Medal for Superior Service (1); EPA Bronze Medal for Commendable Service (14).

Selected to EPA SES Candidate Development Program, 2002 (the only attorney in EPA's Office of General Counsel to be selected).

Vice-Chair, ABA SEER Book Publishing Board, 2006-2015, 2021-present.

Vice-Chair, ABA SEER Environmental Enforcement and Crimes Committee, 2006-2009.

Vice-Chair (and Chair, Publications Subcommittee), ABA SEER Water Quality Committee, 1995-2000.

Presenter at nearly four dozen ABA and other professional conferences, 1987-present.

Bar Memberships: District of Columbia, California, U.S. Supreme Court, several U.S. Courts of Appeals.

References available upon request.