

Environmental Health & Safety

Leech Tishman's Environmental Health & Safety Practice Group is positioned to assist clients in navigating through the complex web of federal and state environmental, health, and safety regulations.

In Brief

Leech Tishman's seasoned attorneys regularly provide guidance with regard to all aspects of federal and state environmental, health and safety regulations and requirements. From achieving compliance and performing voluntary audits, to managing risks and avoiding costly litigation, we strive to assist our clients with all their environmental legal issues.

Our team of professionals is well-versed in current legislative initiatives and is able to guide clients through the various steps needed to comply with existing and newly enacted legislation. We are particularly skilled in litigation and defending clients against enforcement actions brought by regulatory agencies.

Environmental

Our clients frequently look to us for counsel on compliance concerning air emissions, water usage and discharge, soil impacts, and waste disposal in the context of manufacturing, operations, construction, and real estate ownership and acquisition.

The Environmental Health & Safety Practice Group team has substantial experience advising clients on appropriate due diligence requirements, as well as in helping clients evaluate and address environmental liabilities that arise during real estate transactions, acquisitions, purchase agreements, and supply contracts. We negotiate permits on behalf of clients across all environmental media, and we advocate on behalf of our clients as both plaintiffs and defendants in CERCLA cost recovery actions.

Our team has a wealth of knowledge and experience in the following areas:

- Representing companies in contractual disputes related to environmental issues
- Responding to notices of violations

- Assisting with regulations from the Environmental Protection Agency (EPA), including compliance issues and self-audit reporting policies
- Representing companies in environmental litigation matters and cost recovery actions
- Counseling and assisting companies with environmental aspects of real estate transactions and acquisitions
 - Due diligence and permitting
 - Environmental Site Assessments
 - Phase I
 - Phase II
 - All Appropriate Inquiries (AAI)
 - Land use controls
 - Remediation
 - Liability-shifting contractual provisions
 - Environmental indemnification
 - Insurance procurement
 - Compliance loss counseling

Counseling on Compliance with State and Federal Environmental Laws and Regulations

Our team provides guidance to companies throughout voluntary environmental and safety audits. We counsel clients on compliance with state and federal environmental, health, and safety laws and regulations, including:

- Clean Air Act (CAA)
 - Title IV permits
 - Responding to notices of violations
 - Assisting with applying for, renewing, negotiating, and appealing permits
 - Defending enforcement actions for violating permits
- Clean Water Act (CWA)
 - Responding to notices of violations
 - Assisting with applying for, negotiating, renewing, and appealing permits
 - National Pollution Discharge Elimination (NPDES) permits
 - Publicly Owned Treatment Works (POTW) permits
 - Defending enforcement actions for violating permits
 - Effluent guidelines

- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)
 - Assisting clients with responding to government requests regarding hazardous substance releases under CERCLA
 - Representing companies in civil litigation matters and CERCLA cost recovery actions
 - Advocate on behalf of clients, as both plaintiffs and defendants
 - Responding to notices of violations
- Emergency Planning and Community Right-to-Know Act (EPCRA)
 - Tier V reports
 - Assisting clients with responding to government requests regarding hazardous substance releases under EPCRA
 - Responding to notices of violations
- Resource Conservation and Recovery Act (RCRA)
 - Assisting with applying for, renewing, negotiating, and appealing permits
 - Managing closure and post-closure obligations
 - Part B permits

Health & Safety

Our team provides comprehensive and strategic counsel with respect to occupational health and safety issues. We help clients develop, implement, and defend their safety programs. Our lawyers routinely help clients manage inspections, and provide counsel on post-incident communications and enforcement matters.

Our team has many years of experience helping clients address actions brought by the Pipeline and Hazardous Materials Safety Administration (“PHMSA”), the Federal Motor Carrier Safety Administration (“FMCSA”), the Federal Aviation Administration (“FAA”), and the Occupational Safety and Health Administration (“OSHA”).

OSHA Compliance, Enforcement, and Litigation

- Compliance with federal and state enforcement
- Workplace audits
- Policies and procedures
- Training for executives, managers and supervisors
- Health and safety inspections
- Accident and fatality investigations
- Violations
- Whistleblower cases
- Union and employee complaints
- Enforcement actions brought by the OSHA or equivalent state agency

Our team has substantial experience with many of the most frequently cited OSHA standards, including:

- Process Safety Management (PSM)
- Lockout/Tagout (LOTO)
- Combustible Dust
- Machine Guarding
- Powered Industrial Vehicles
- Fall Protection
- Hazard Communication
- Scaffolding
- Respiratory Protection
- Ladders
- Electrical, General Requirements
- Electrical, Wiring Methods

Clients

- Airlines
- Chemical manufacturers
- Commercial and industrial printing companies
- Commercial laundrers
- Construction companies
- Demolition companies
- Electrical contractors
- Food manufacturers
- Hazardous waste treatment and disposal companies
- Heavy equipment manufacturers
- Hospitals
- Industrial manufacturers
- Landfill operations
- Mining companies
- National restaurant chains
- Oil refineries
- Real Estate Developers
- Tower erecting companies

Leech Tishman Fuscaldo & Lampl is a full-service law firm dedicated to assisting individuals, businesses, and institutions. Leech Tishman offers legal services in alternative dispute resolution, bankruptcy & creditors' rights, construction, corporate, employee benefits, employment, energy, environmental, health & safety, estates & trusts, family law, government relations, immigration, insurance coverage & corporate risk mitigation, intellectual property, internal investigations, international legal matters, litigation, real estate, and taxation. Headquartered in Pittsburgh, PA, Leech Tishman also has offices in Chicago, Los Angeles, New York and Wilmington, DE. For more information call 412.261.1600 or visit us at www.leechtishman.com.