Legal Roundtable
Sponsored by Navigant Consulting, Inc. for the benefit of the Chicago metropolitan corporate counsel community.

Dilemmas Caused by Landmark Supreme Court Decision in Aviall v. Cooper Industries, Inc.
February 2005

Moderated by:
Robert L. Graham, Jenner & Block LLP
James A. Vroman, Jenner & Block LLP
Bill S. Forcade, Jenner & Block LLP

In December 2004, the U.S. Supreme Court issued an opinion that fundamentally changes cost recovery in environmental matters and casts a cloud over all pending CERCLA litigation. The Court dramatically limited the ability of companies to recover costs associated with environmental cleanup from other third parties who may have contributed to the contamination of property. Experts from Jenner & Block LLP will lead an informal discussion of this decision and the unprecedented challenges that arise from it. Topics will include:

- Strategic business issues
- Financial reporting implications
- New approaches to cleanup
- Coordination with regulatory agencies
- Possible legislative solutions
- Impact on pending recovery efforts

Downtown: Tuesday, February 1, 2005
Union League Club of Chicago
65 West Jackson Boulevard
(Valet parking available or self park on Federal Street)

Continental breakfast at 7:30 am. Program from 8:00 am–9:00 am.

Feel free to extend our invitation to interested colleagues.
RSVP to Siobhan Clancy at sclancy@navigantconsulting.com or return the attached Registration Form via fax.

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Moderators
Robert L. Graham is the founder of the Environmental, Energy and Natural Resources Law Practice at Jenner & Block LLP and the co-author of the nationally recognized environmental law textbook, Environmental Law & Policy: Nature, Law, and Society, Third Edition (Aspen Publishers, 2004). Mr. Graham is a nationally recognized expert in environmental matters with over 25 years of experience involving the National Environmental Policy Act, Superfund, the Resource Conservation and Recovery Act, the Endangered Species Act, the Toxic Substances Control Act, the Clean Air Act, the Clean Water Act, natural resource damages, and toxic torts. In addition to having a comprehensive environmental and energy law practice, Mr. Graham has broad experience in all types of contractual and business tort disputes, RICO and fraud litigation, securities litigation, and property rights disputes. He has represented clients in trial, regulatory, and transactional settings before federal and state courts and agencies across the country. He served as an adjunct professor teaching environmental law for 10 years at Northwestern University School of Law and for five years at Loyola University School of Law in Chicago. He has chaired bar association committees on environmental law, lectured on matters of environmental concern at numerous conferences and seminars, served as editor of Illinois Environmental Laws and Regulations, and written extensively on environmental law issues. Mr. Graham graduated from the University of Michigan and Harvard Law School.

James A. Vroman is a partner in Jenner & Block LLP who has been practicing law for over 27 years and, for the last 18 years, has concentrated his practice on environmental law. He is co-chair of the Jenner & Block Environmental Energy and Natural Resources Law Practice. He has extensive experience in a wide variety of environmental matters including CERCLA, RCRA, Clean Water Act, and TSCA. Mr. Vroman has represented clients in Superfund, RCRA, and CWA litigation and in dispute resolution proceedings involving allocation issues before mediators and arbitrators. He has counseled transactional clients on environmental considerations in corporate and real estate matters and he has extensive experience in counseling clients remediating “brownfield” properties under the Illinois Site Remediation Program. He is a member of the Environmental Law Committee and Environmental Litigation Subcommittee of the ABAs Section of Natural Resources, Energy and Environmental Law and a member of the Federal Bar Association. Mr. Vroman received his J.D. degree, magna cum laude, from the University of Illinois.

Bill S. Forcade has been a partner in Jenner & Block LLP and a member of the Firms Environmental, Energy and Natural Resources Law Practice since 1993. From 1983 to 1993, he was successively appointed by Governors Thompson and Edgar to serve as one of the seven members of the Illinois Pollution Control Board. Since 1976, Mr. Forcade has been actively involved in courtroom litigation, client counseling and lobbying. He has represented chemical companies, pulp and paper mills, heavy equipment manufacturers, foundries, smelters, oil and gas production, petroleum refiners, printing and coating companies, natural gas utilities, electric utilities, waste disposal and recycling companies and a wide variety of industrial manufacturing companies. He is active in Bar Associations, teaching, writing and public service. In 2003 and 2004, Chambers & Partners USA named Mr. Forcade one of the countrys leading lawyers in environmental law. In 2005, he was named an Illinois Super Lawyer by Super Lawyers Magazine.

Jenner & Block LLP is a national law firm based in Chicago since 1914, with offices in Washington D.C. and Dallas, Texas. Jenner & Block’s Environmental, Energy and Natural Resources Law Practice is one of the largest and most dynamic in the country. The Practice is devoted to helping clients solve – and often avoid – their problems by providing a full range of legal services from regulatory and transactional advice through trial and appeal. The Practice’s multi-disciplinary approach allows efficient and comprehensive solutions for clients interested in, or impacted by, energy needs and innovations. The lawyers in the Practice understand both legal and business issues involved in safeguarding and advocating clients’ interests as they use, and have an impact on, natural, human, and synthetic resources. The department has specialists in all areas of environmental, energy, and natural resources law.
Legal Roundtable

REGISTRATION FORM

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☐ I will attend the downtown session entitled: Dilemmas Caused by Landmark Supreme Court Decision in Aviall v. Cooper Industries, Inc., to be held on Tuesday, February 1, 2005 at the Union League Club of Chicago, 65 West Jackson Boulevard.

☐ I will be unable to attend this month’s Legal Roundtable session. However, please send me any of the materials distributed.

☐ I will be unable to attend this month’s Legal Roundtable session.

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