

## **Representative Cases for Jerry Reid in the Maine AG's Office**

### **United States Stated Supreme Court:**

*Massachusetts, et al. v. EPA*, 549 U.S. 497 (2007): (establishing EPA's obligation to regulate emissions of greenhouse gases)

*S.D. Warren v. Maine Bd. of Env'tl. Prot.*, 547 U.S. 370 (2006): (confirming that states have the right under Section 401 of the Clean Water Act to impose conditions on the operation of hydroelectric facilities to ensure compliance with water quality standards)

### **Federal Courts of Appeal:**

*FPL Energy Maine Hydro v. Federal Energy Regulatory Commission*, 551 F.3d 58 (1<sup>st</sup>. Cir. 2008): (rejecting challenge to Maine's denial of water quality certification for the Flagstaff Storage Project)

*New Jersey, et al. v. EPA*, 517 F.3d 574 (D.C. Cir. 2008): (reversing EPA decision to remove powerplants from the list of sources whose hazardous air emissions are subject to regulation under Section 112 of the Clean Air Act)

### **Maine Supreme Court:**

*State v. Haskell*, 2008 ME 82: (upholding state statute authorizing the regulation of jet skis on great ponds against constitutional challenge)

*Save our Sebasticook v. Maine Bd. of Env'tl. Prot.*, 2007 ME 102: (upholding regulatory approvals for removal of Fort Halifax Dam, which opened Sebasticook River spawning habitat to sea-run fish)

*FPL Energy Maine Hydro v. Maine Bd. of Env'tl. Prot.*, 2007 ME 97: (upholding Maine's denial of a water quality certification for Flagstaff Storage Project)

### **Maine Superior Court:**

*State of Maine v. Volkswagon, et al.*, CV-2016-242 (Kennebec County 2016) (civil enforcement action for violations of Maine vehicle emission standards resulting in civil penalty of more than \$5.1 million)

*Alliance of Automobile Manufacturers v. Maine Bd. of Env'tl. Prot.*, CV-AP-05-83 (Kennebec County 2006) (defense of challenge to Maine's adoption of greenhouse gas emission standards for cars and trucks)

*State of Maine and Dep't of Conservation v. Robbins*, CV-04-208 (Kennebec County 2004) (civil enforcement action against logger for unfair trade practices in transactions with absentee landowners, resulting in injunction, civil penalties and restitution)

*Maine Dep't. Env'tl. Prot. v. Industrial Concrete Services, Inc.*, CV-03-118 (Kennebec County 2003) (enforcement action for hazardous waste discharge involving injunction and civil penalties)

*Maine Dep't. Env'tl. Prot. v. International Woolen Mill*, CV-01-62 (Kennebec County 2002) (enforcement action for hazardous waste discharge including trustee process, preliminary and permanent injunctions, and substantial civil penalty)

*Maine Dep't. Env'tl. Prot. and Attorney General v. Lake Pemaquid Campground*, CV-01-0195 (Kennebec County 2001): (enforcement action for major shoreland zoning violations resulting in injunction and record civil penalty)

*State of Maine and Dep't of Conservation v. McLaughlin*, CV-01-212 (Kennebec County 2002) (enforcement action for violations of Maine's Forest Practices Act resulting in injunction and substantial civil penalties)

*State of Maine and Dep't of Marine Resources v. Marriner and Rahkonen*, CV-AD-02-2; AD-02-3 (Kennebec County 2002) (civil prosecution of major violation of Maine lobster trap limit resulting in license suspensions and traps forfeiture)

*State v. Gordon*, CV-95-25 (Oxford County 2002) (prosecution for criminal contempt for knowing violation of court order barring acceptance of tires for disposal at unlawful dump resulting in conviction and 60 days of incarceration)

*State of Maine and Maine Dep't. Env'tl. Prot. v. Regional Waste Systems*, CV-98-228 (Kennebec County 1998) (enforcement action for air emission violations resulting in substantial civil penalties)

**Maine District Court:**

*State v. Winslow*, HOUSC-CR-2002-00131 (Houlton District Court 2003) (criminal prosecution for falsification of wastewater discharge reports).

*State v. Botelho*, SOPDC-CR-1999-01209 (South Paris District Court 2001)  
(criminal prosecution for intentional, unlawful disposal of waste tires resulting in six months of incarceration)

**Recent Amicus Participation:**

*Hopi Tribe and Wilderness Society v. Trump*, currently pending in the Federal District Court for the District of Columbia, 1:17-cv-02590 and 1:27-cv-2591 (brief supporting tribes, conservation and environmental organizations in opposition to Trump Administration decision to dramatically reduce the size of the Bears Ears and Grand Staircase National Monuments in violation of Antiquities Act)