

**Brooks M. Smith**

Partner

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**Brooks Smith** co-chairs the firm's environmental practice, which is among the oldest and largest in the nation. He also serves as administrative partner for the firm's other practices within the Administrative Law Group, which include regulated markets and energy infrastructure, federal and state government relations, and food and drug.

Mr. Smith is deeply involved in matters arising under the Clean Water Act, including national rulemakings, policies and litigation, state permit proceedings and appeals, complex civil and criminal investigations, enforcement actions, and citizen lawsuits. He has been involved in scores of TMDL proceedings around the country, as well as administrative and judicial appeals of TMDLs and TMDL-based permits. He has also helped to develop and implement market-based approaches to water quality restoration, including an interstate trading program for the Ohio River Basin and trading/offset initiatives within the Chesapeake Bay and Long Island Sound. He represented NACWA as a "friend of the court" in the Upper Blackstone nutrient case in the First Circuit Court of Appeals. Mr. Smith also helped the Water Environment Federation (WEF) develop its policy on 21st Century Stormwater Management, and present a WEF workshop for regulators on nutrient TMDLs and TMDL-based permits.

In addition to his water work, Mr. Smith regularly counsels clients on internal compliance and assurance programs. He has helped to develop and implement these programs for a range of different industries. He has also participated in hundreds of audits, and helped clients to respond to audit findings, including agency self-disclosures where appropriate.

In his day-to-day work, Mr. Smith represents a diverse array of clients, including national and regional trade groups, ad hoc coalitions, electric utilities, coal companies, manufacturers, water and wastewater authorities, developers and farmers.

Mr. Smith has written and spoken extensively on developments arising under the Clean Water Act and other environmental laws. In addition, he has chaired several national conferences and given more than 50 presentations to audiences across the United States and Canada.