



Representative Legal Matters

David P. Hackett

ESG Programs, Advice, and Transactions

- Evaluated ESG report and program of Fortune 100 food company.
- Advised Board of Fortune 100 energy company related to ESG strategy and assisted company with submission of comments to SEC on potential ESG disclosure requirements.
- Reviewed Fortune 50 retailer sustainability and responsible sourcing program and identified legal risks through comprehensive assessment for legal department, including extensive recommendations.
- Advised Fortune 500 toy manufacturer in relation to its ESG program and ESG Annual Report.
- Ongoing role as counsel to Fortune 100 agriculture company regarding climate issues, strategy, projects and credits across the US and globally.
- Ongoing advice for major multinational bank regarding carbon projects, investments, trades and transactions.
- Ongoing counsel for US climate project developer focused on natural resources related to all carbon projects, financing, trades and transactions.
- Evaluated board sustainability governance through comparative review of governance requirements in 12 countries and extensive interviews of Board members and prepared published report including recommendations (January 2020 WBCSD, Modernizing Governance).
- Advise annually multiple Fortune 500 companies regarding their conflict mineral compliance programs and SEC filings.
- Advised consortium of leading agriculture companies regarding the development of supply chain sustainability standards.
- Advised international power conglomerate on OECD multinational enterprise dispute and hearing process.
- Assisted in advising multiple industry groups in connection with antitrust implications of development of sustainability standards.
- Outside counsel to UN Global Compact US Network Board, the Prince of Wales Charitable Foundation Accounting for Sustainability, and the World Resources Institute, and the Association for a Climate Resilient Earth.

Compliance and Risk Management

- Assessed Fortune 100 corporate compliance and regulatory program through 60-person interview and document review process for Chief Compliance Officer, General Counsel and Board, and oversaw multiyear implementation of recommendations.

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- Evaluated Fortune 50 natural resource company environmental compliance program through document review and 75 person (5 country) interview process for legal department and health, environment and safety group, and assisted with recommendation implementation.
- Evaluated Fortune 500 natural resource company corporate compliance program for Chief Compliance Officer and General Counsel.
- Advised global telecommunications company following USD 800 million FCPA settlement in the review, restructuring and implementation of its global compliance program as well as the multiyear engagement with the outside monitor.
- Performed comprehensive review of all compliance and regulatory areas for the legal department of a Fortune 200 high-tech company, and redesigned the company's compliance policies, programs and structure.
- Conducted investigation of multiple compliance issues for Fortune 500 food company and redesigned global compliance program.
- Assisted Fortune 50 technology company with an assessment of the compliance issues associated with the expansion and diversification of its business and offerings in Latin America.
- Evaluated compliance program and risks for management and board of major global nonprofit, including 60 interviews in 5 countries.

Environmental Litigation and Enforcement

- Litigated several cases in the Northern District of Illinois and Seventh Circuit, including a successful settlement against the Chicago Metropolitan Water Reclamation District, the largest wastewater treatment system in the United States, regarding its noncompliant wastewater discharges.
- Representation of a former director and officer of a chemical manufacturer through the Eleventh Circuit and a petition for certiorari to the US Supreme Court, appealing his criminal conviction for violations of the Clean Water Act, RCRA and CERCLA.
- Representation of a publicly traded diverse manufacturing company through trial in multiple class actions in the Northern District of Illinois alleging contamination of drinking water wells from historic TCE spills and seeking recovery for property diminution, personal injury, emotional distress, medical monitoring and punitive damages.
- Representation of the foreign parent in a Superfund site clean-up and 500 person class action in the Northern District of Ohio, seeking damages due to alleged property value diminishment, personal injury and economic impact in relation to the contamination of a 20 mile stretch of a major river and adjacent properties by an EPA banned substance.
- Defense of the second-largest chicken rendering plant in the US in criminal prosecution alleging unlawful contamination of a major waterway and drinking supply in the Northern District of Mississippi.
- Defense of a Fortune 200 paper company in multiple related civil and criminal CERCLA actions in the Northern District of Ohio and Northern District of Illinois.
- Defense of a prominent environmental lawyer in malpractice case in the Northern District of Illinois alleging improper advice related to an unsuccessful CERCLA cost recovery action.

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- Representation of a major paint manufacturer in alleged noncompliance with TSCA and Canadian environmental laws in relation to the multiyear export and sale of product into Canada.
- Representation of Fortune 200 pharmaceutical company in an alleged air, water and waste multimedia noncompliance matter and its administrative settlement.
- Representation of public manufacturing company in successful CERCLA private cost recovery action in the District of Connecticut.