

Speaker Biographies

Scott Fulton

Scott Fulton is President of the Environmental Law Institute. Previously, he was a partner at Beveridge & Diamond, P.C., after having served as General Counsel of the U.S. Environmental Protection Agency (EPA) and in a number of other high-ranking government leadership positions on an acting or standing basis in both Republican and Democratic Administrations, including EPA Deputy Administrator, head of EPA's Office of International Affairs, Judge on the Environmental Appeals Board, and head of the Agency's enforcement program. He also served as Assistant Chief of the Environmental Enforcement Section of the U.S. Department of Justice (DOJ) Environment and Natural Resources Division. He is a Fellow of the American College of Environmental Lawyers and serves on United Nation Environment's International Advisory Council on Environmental Justice.

MARY ELLEN TERNES, B.E. ChE, J.D.

FACOEL, FAIChE

Partner, Earth & Water Law, LLC

<https://www.earthandwatergroup.com/our-professionals/mary-ellen-ternes/>

Mary Ellen Ternes, Esq. is a partner with Earth & Water Law, LLC, and a former chemical engineer for EPA and industry in hazardous waste remediation and treatment. Ms. Ternes represents manufacturing, recycling industrial and municipal clients regarding environmental and administrative law issues arising in permitting, enforcement, transactions, remediation and litigation pursuant to the Clean Air Act, Clean Water Act, Resource Conservation and Recovery Act, Comprehensive Environmental Response Compensation and Liability Act, the Safe Drinking Water Act and other regulatory programs. Beginning with her initial chemical engineering career in emergency response, hazardous waste site remediation, disposal through treatment, incineration and energy recovery, Mary Ellen has especially focused on regulated waste management issues including recycling and reuse, the scope of "legitimate recycling" in the context of continued or beneficial use, "treatment" versus "disposal" and storage including speculative accumulation, and "product" versus "waste."

Mary Ellen has spent decades leading professional organizations in science and law, filling gaps to better support intelligent, science-based environmental policy. Ternes is Fellow and President of the American College of Environmental Lawyers (ACOEL), as well as Fellow and Life Member of the American Institute of Chemical Engineers (AIChE), where she recently won the AIChE Environmental Division 2020 Dr. Peter B. Lederman Service Award, having created and led the Climate Change Policy Review Project, founded the Chemical Engineering and the Law Forum, the Public Affairs and Information Committee and co-chaired the 2010 international AIChE Spring Meeting. Ternes has served the American Bar Association Section of Environment, Energy and Resources (ABA SEER) as a member of SEER Council, as well as Committee Chair for the Air Quality Committee, the Climate Change, Sustainable Development and Ecosystems Committee, Ethics Committee, Special Committee on Year-in-Review (2013-2017), and the 2004 Annual

Conference on Environmental Law. Ternes served the ABA Business Law Section as Chair of the Environment Committee

Mary Ellen is a frequent author, including: Author, *Plastics, Global Outlook for Multinational Environmental Lawyers*, Natural Resources & Environment, Vol. 35, No. 2, Fall 2020; Co-Author, *Waste Plastic: Challenges and Opportunities for the Chemical Industry*, Chemical Engineering Progress, Nov. 2020; Author, Chapter 9, *Environmental Due Diligence: Identification of Environmental Issues*, Chapter 10, *Environmental Consultants*, Chapter 11, *Understanding Environmental Reports and Risk-Based Cleanups: Science Issues for Transactional Lawyers*, Environmental Aspects of Real Estate and Commercial Transactions (5th Edition), ABA Press. Co-Author, *New Source Review*, Clean Air Act Handbook (2nd, 3rd and 4th Editions), ABA Press; Co-Author, *Air Pollution Control Technology* (2nd Edition), CRC Press;

Mary Ellen is listed in Chambers USA Guide to America's Leading Lawyers for Business, The Best Lawyers in America®, Oklahoma Super Lawyers and the International Who's Who of Environment Lawyers. She received her J.D. (high honors) from the University of Arkansas at Little Rock School of Law (1995), where she clerked in the EPA's Office of General Counsel Summer Honors Program with the Air and Radiation Division. Mary Ellen earned her B.E. (ChE) from Vanderbilt University School of Engineering (1984). Mary Ellen is admitted to practice law in Arkansas, Oklahoma, South Carolina, and the District of Columbia.

David Biderman

David Biderman is the Executive Director and CEO of SWANA, and has been a leader in the waste industry for more than 20 years. Mr. Biderman joined SWANA in April 2015 after 18 years with the National Waste & Recycling Association, where he was their General Counsel, Vice President for Government Affairs and Safety Director. Mr. Biderman is the former industry lobbyist in New York City and is very passionate about safety. He was the recipient of Preco's Safety in Motion award for 2016, given to an individual who is making a difference on safety. He has provided safety and compliance training to thousands of workers throughout the United States and Canada. Prior to entering the waste industry, Mr. Biderman was an attorney at the Washington DC law firm Steptoe & Johnson, where he specialized in environmental and transportation law. He graduated from the University of Pennsylvania Law School and Johns Hopkins University.

Jonathan Bishop

Jonathan Bishop has served as Chief Deputy Director at the State Water Board since 2007, where he oversees the Division of Water Quality and the Division of Financial Assistance, amongst other responsibilities. Jonathan worked for the Los Angeles Regional Water Quality Control Board for 23 years before being named as Executive Director of the regional board in 2004. Some of the highlights of Jon's tenure with the Los Angeles Regional Board include the development of a new program to investigate the sources of groundwater contamination impacting drinking water wells, the development of a comprehensive water quality data management system, and, the adoption of the first urban trash TMDL in the nation. Jonathan received a Bachelor's of Science degree in Environmental Engineering with an emphasis in water quality from Humboldt State University.