

Offshore reef – Kahekili Beach Park, Hawai‘i

County of Maui v. Hawai'i  
Wildlife Fund

Good summary including oral  
argument highlights:

<https://earthjustice.org/features/supreme-court-maui-clean-water-case>

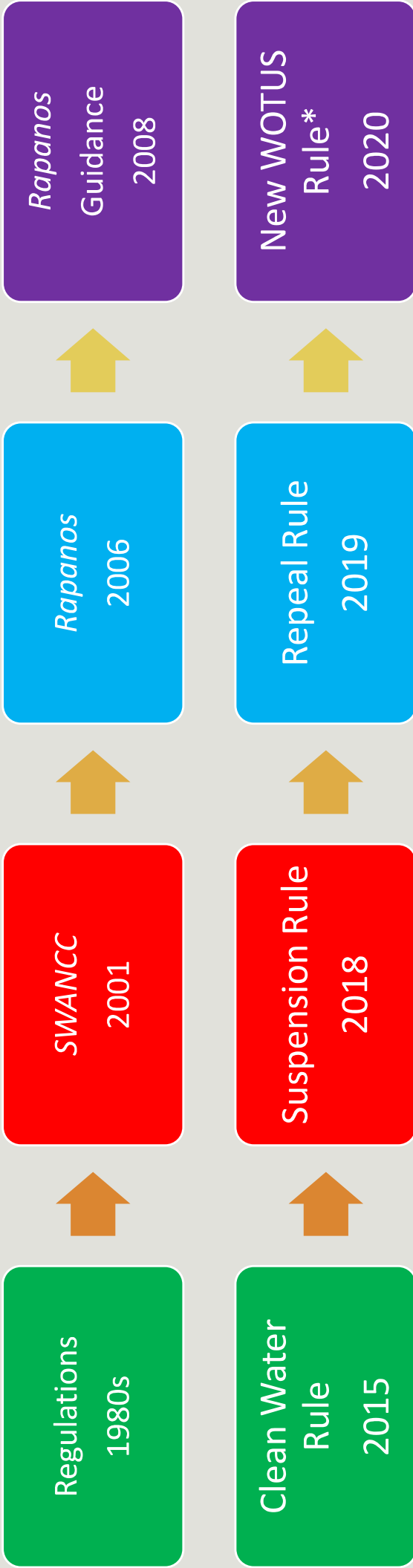
“We conclude that the [Clean Water Act] require[s] a permit if the addition of the pollutants through groundwater is the *functional equivalent* of a direct discharge from the point source” into navigable waters.”

BREYER  
Roberts  
Ginsburg  
Sotomayor  
Kagan  
Kavanaugh

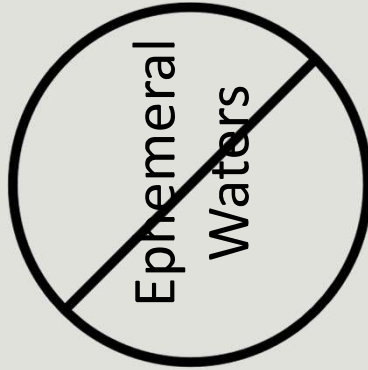
Kavanaugh  
concurring

Alito  
dissenting

Thomas, Gorsuch  
dissenting



\* The Navigable Waters  
 “Protection” Rule



# Replacement Rule

“Navigable Waters Protection Rule”



VT joins multistate suit against (May 2020).

Executive Order 13990 (Jan 20, 2021) → Fact Sheet.

Case stayed for 60 days (Feb 17, 2021).



Lessons  
Learned

[This photo](#) by Unknown Author is licensed under [CC BY](#)

Persistence is key.

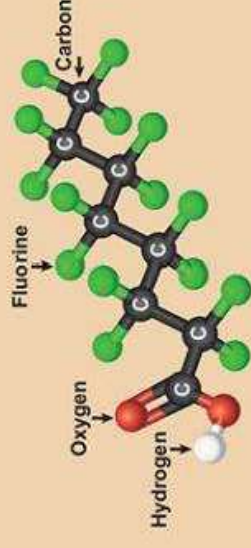
Many hands make light(er) work.



## DuPont et al.

AGO June 27, 2019 (**lawsuits filed** June 26)  
(Syllabus Jan 25)

... forever chemicals . . . .



nih

STATE -- PFAS

Vermont Superior Court, Chittenden Unit

Motions to dismiss denied (5/28/21).

Discovery.

MDL -- AFFF

US District Court, South Carolina

Discovery.

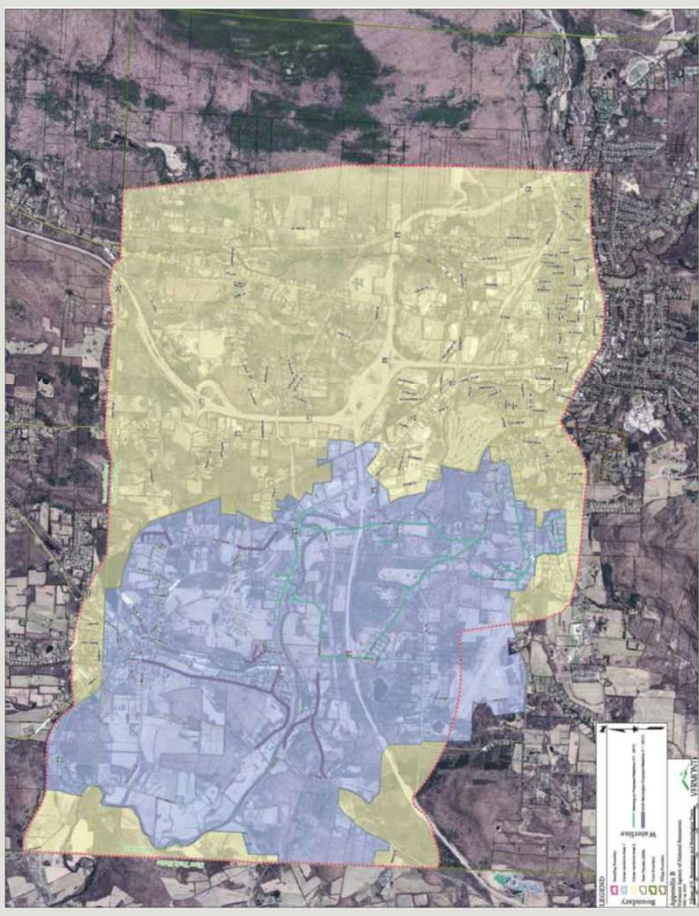
Court has a [website](#) for the MDL.



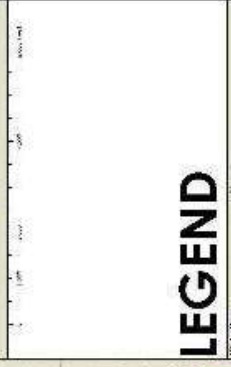
# PFOA in Bennington & North Bennington AGO 2016+ (settlement)



vpr

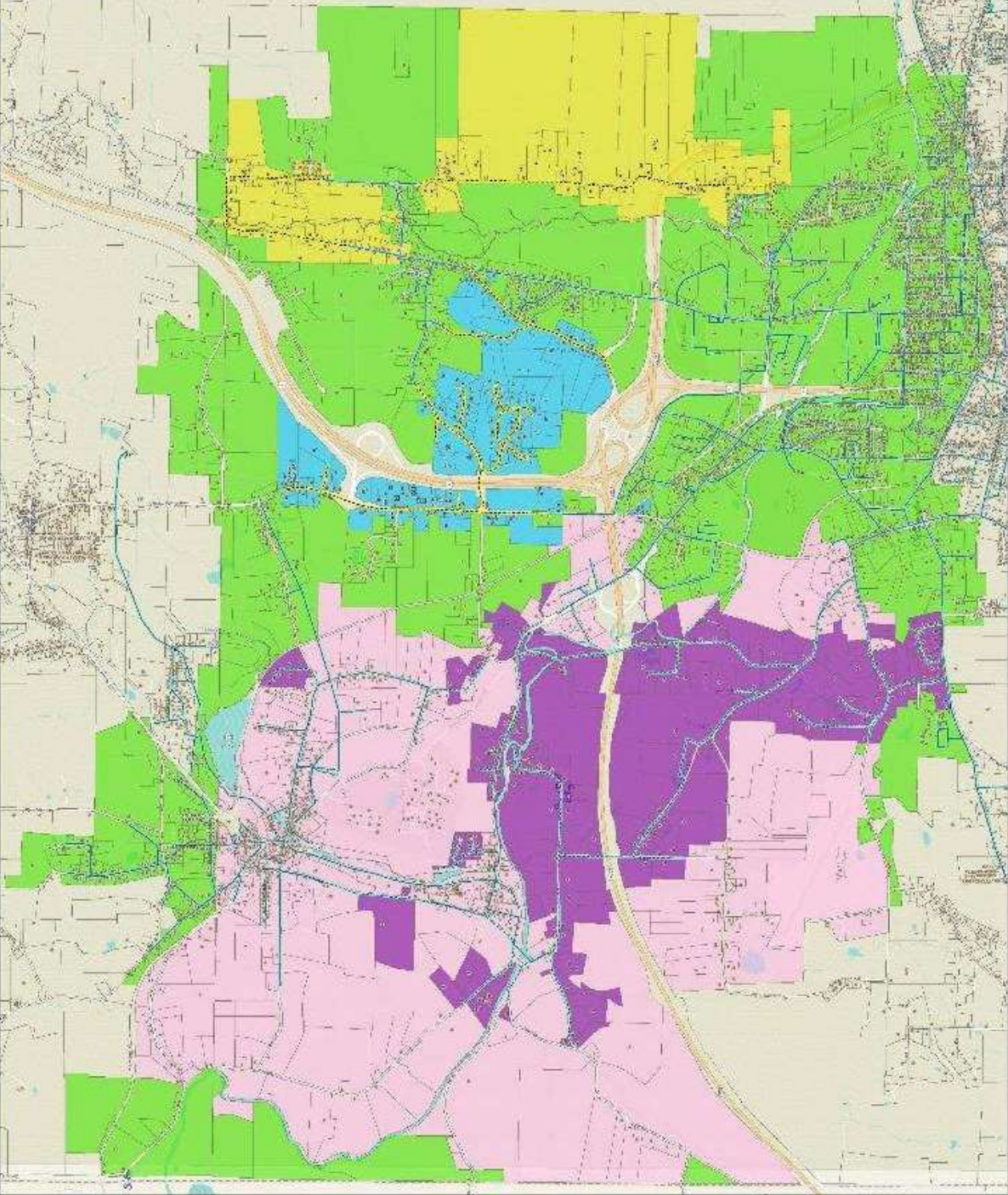


# FINAL CORRECTIVE ACTION AND OPERABLE UNIT AREAS



## LEGEND

- Structures**
- 20' x 30' concrete
  - 10' x 15' concrete
- Utilities**
- 10" water
  - 12" water
  - 12" sewer
  - 12" gas
  - 12" electric
  - 12" fiber optic
- Other**
- 12" water
  - 12" sewer
  - 12" gas
  - 12" electric
  - 12" fiber optic
- Other**
- 12" water
  - 12" sewer
  - 12" gas
  - 12" electric
  - 12" fiber optic
- Other**
- 12" water
  - 12" sewer
  - 12" gas
  - 12" electric
  - 12" fiber optic
- Other**
- 12" water
  - 12" sewer
  - 12" gas
  - 12" electric
  - 12" fiber optic



## APPENDIX B



Map Author: Erik Engstrom (VTANRGS)  
Map Date: 4/5/2019



TBD

**From:** [Murphy, Laura](#)  
**To:** [Patrick Parenteau](#)  
**Subject:** RE: Tomorrow  
**Date:** Wednesday, March 31, 2021 6:09:00 PM  
**Attachments:** [image001.jpg](#)

---

Hi, did you get it?

---

**From:** Patrick Parenteau <[PPARENTEAU@vermontlaw.edu](mailto:PPARENTEAU@vermontlaw.edu)>  
**Sent:** Wednesday, March 31, 2021 12:53 PM  
**To:** Murphy, Laura <[Laura.Murphy@vermont.gov](mailto:Laura.Murphy@vermont.gov)>  
**Subject:** Re: Tomorrow

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I don't see the email with the ppt. Please resend.

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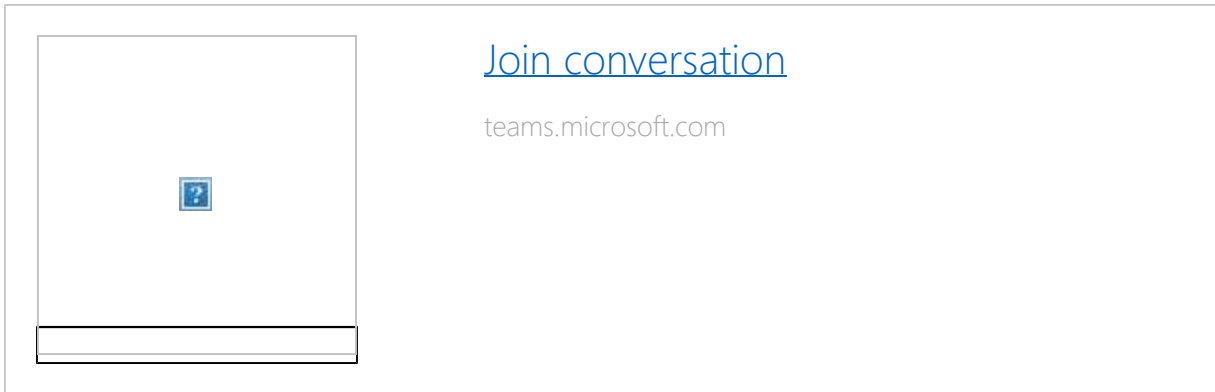
Get [Outlook for iOS](#)

---

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<https://teams.microsoft.com/l/meetup-join/19%3a4951e80267ce4f4fac0d91238c36466d%40thread.tacv2/1610309356406?context=%7b%22Tid%22%3a%228676127a-f6d4-4747-af4c-356f1b6c1610%22%2c%22Oid%22%3a%22d9fa5edb-b856-47b5-b70f-f3ba733d4128%22%7d>



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**To:** [Murphy, Laura](#)  
**Subject:** Re: Tomorrow  
**Date:** Wednesday, March 31, 2021 6:14:19 PM  
**Attachments:** [image001.jpg](#)

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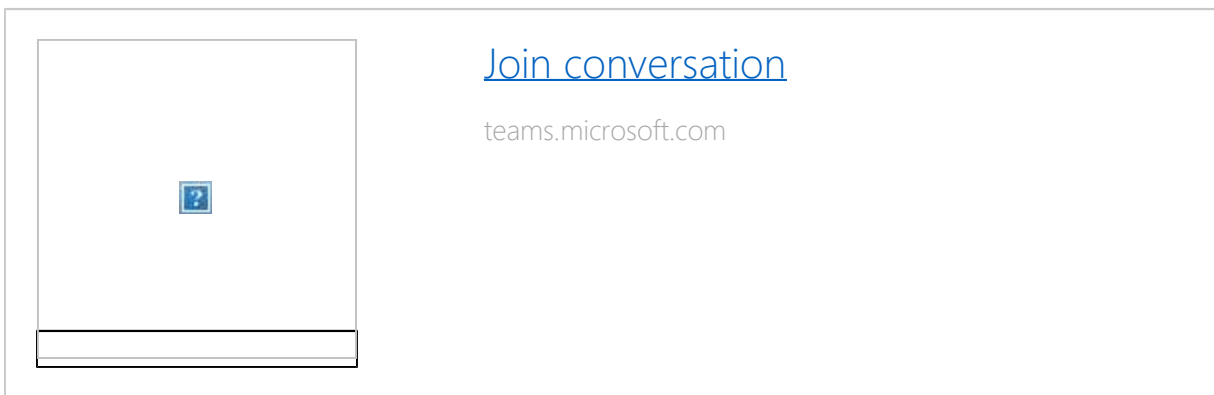
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**Date:** Wednesday, March 31, 2021 6:28:00 PM  
**Attachments:** [image001.jpg](#)

---

Glad to hear it!  
Laura

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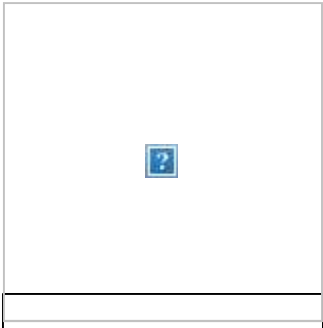
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[Join conversation](#)

teams.microsoft.com

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**From:** [Patrick Parenteau](#)  
**To:** [Murphy, Laura](#)  
**Subject:** Fw: CLF - VP, VT  
**Date:** Thursday, August 12, 2021 5:09:02 PM  
**Attachments:** [image001.png](#)  
[VICE PRESIDENT VERMONT, 2021.pdf](#)

---

**EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.**

---

**From:** Jennifer Rushlow <[jrushlow@vermontlaw.edu](mailto:jrushlow@vermontlaw.edu)>  
**Sent:** Thursday, August 12, 2021 2:54 PM  
**To:** VLS - EFaculty <[EFaculty@vermontlaw.edu](mailto:EFaculty@vermontlaw.edu)>  
**Subject:** Fwd: CLF - VP, VT

FYI. Please spread the word to your VT contacts.

**Jennifer K. Rushlow**

*Associate Dean for Environmental Programs*

[164 Chelsea Street, P.O. Box 96, South Royalton, VT 05068](#)

T: [802-831-1136](tel:802-831-1136)



[vermontlaw.edu](http://vermontlaw.edu)

Begin forwarded message:

**From:** Janet Daisley <[jdaisley@clf.org](mailto:jdaisley@clf.org)>  
**Date:** August 12, 2021 at 2:26:46 PM EDT  
**To:** Jennifer Rushlow <[jrushlow@vermontlaw.edu](mailto:jrushlow@vermontlaw.edu)>  
**Subject:** CLF - VP, VT

Hi Jenny – hope this email finds you well. We crossed paths at CLF briefly in 2018 when I joined Maggie Super Church’s work on the Robert Wood Johnson Foundation. I’m now in the role of Chief of Staff at CLF and one of my key responsibilities is working directly with the state VP’s. As you likely know, Jen Duggan recently transitioned out of CLF – she will be sorely missed!

We have posted the VP, VT position (attached) and I'd love your help circulating this to your legal networks in VT, if possible. Thanks for any help you can provide.

Let me know if you have any questions. Best regards, Janet

**Janet Daisley**

Chief of Staff

Conservation Law Foundation

[62 Summer Street](#)

[Boston, MA 02110](#)

**C** : 413-537-1561

**P** : 617-850-1788

**E** : [jdaisley@clf.org](mailto:jdaisley@clf.org)

For a thriving New England



For a thriving New England

62 Summer Street  
Boston, MA 02110  
P: 617.850.1786  
F: 617.350.4030  
www.clf.org

## Vice President for Vermont

Conservation Law Foundation (CLF) is seeking a Vice President for Vermont to join our team working for a healthy and thriving New England for all.

The Vice President for Vermont will be responsible for developing and implementing CLF's statewide advocacy to advance the organization's strategic priorities for climate, community, conservation, and change leadership in Vermont, working collaboratively with program directors and dozens of lawyers, planners, scientists, analysts and other advocates across six programs: Clean Energy and Climate Change; Healthy and Resilient Communities; Environmental Justice; Clean Air and Water; Strategic Litigation; and Oceans.

The position is based in Montpelier, with some opportunity for remote and flexible work.

### What you'll do:

- Develop, refine, and implement Vermont's advocacy strategy to advance CLF's strategic goals and objectives throughout the state;
- Work closely with other senior staff to facilitate and coordinate the work of advocates working on campaigns, litigation, legislation, and other matters in Vermont as part of a regional strategy;
- Represent CLF in the Vermont legislature, legal and regulatory proceedings, public forums, media events, and conferences;
- Build relationships and work closely with community partners who inform and support CLF's advocacy;
- Steward the CLF Vermont Advisory Board to maximize impact, visibility, and efficacy of CLF's advocacy in Vermont;
- Participate on CLF's Senior Team to provide feedback on CLF's internal and external strategies;
- Work closely with CLF's communications staff on media and press opportunities to highlight Vermont advocacy and campaigns;
- Manage CLF's Vermont team of advocates, staff, interns, and volunteers working from the Montpelier office; and
- Work closely with CLF's development staff to cultivate and expand membership, foundation support, and individual giving towards annual fundraising goals.

### What you'll need

- A minimum of five years of advocacy or related experience in fields relevant to CLF's work;

- A law degree and Vermont bar membership (preferred), or substantial experience in working with and overseeing lawyers and policy experts;
- Demonstrated success in navigating complex policy, legal, legislative and regulatory matters in both adversarial and consensus-building contexts;
- Experience in developing productive relationships with policymakers and a broad range of peer organizations;
- A collaborative leadership style, with proven ability to lead, manage, and support interdisciplinary teams;
- Personal and professional commitment to addressing issues of diversity, equity, and inclusion; and
- Skills in fundraising and media (earned and social)

## **About CLF**

Conservation Law Foundation (CLF) protects New England's environment for the benefit of all people. A non-profit, member-supported organization, CLF uses the law, science, and the market to solve the region's most challenging environmental problems, from climate change to ocean conservation to transportation. Every day, CLF advocates stand up for New Englanders—in statehouses, courthouses, boardrooms, regulatory hearings, and community gatherings—to forge innovative paths to environmental progress and economic prosperity for all in our region. To that end, CLF frequently works with communities of color, and those that are economically or otherwise disadvantaged, which often suffer disproportionately from the impacts of environmental degradation.

## **Compensation**

CLF offers a competitive salary, an extensive benefits plan, and an open, inclusive, and accepting work environment where differences are highly respected. The base salary for this position is \$115,000.00; actual salary will reflect experience and qualifications.

We recognize the value of work-life balance and also strive to create opportunities for growth for all employees through professional development.

## **To Apply**

If this opportunity appeals to you, please send your resume titled "your last name-first initial-resume" (e.g. "SMITH J RESUME") and a thoughtful cover letter titled "your last name-first initial-cover" (e.g. "SMITH J COVER") to [careers@clf.org](mailto:careers@clf.org). Please make "VP for Vermont" the subject of your e-mail. No phone calls, please.

CLF embraces diversity and equal opportunity. We are dedicated to forming a team that represents a variety of backgrounds, perspectives, and skills. The more inclusive we are, the better our work will be. People of color are strongly encouraged to apply.