

# GREGG P. MACEY

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## EDUCATION

### **Massachusetts Institute of Technology**, Cambridge, MA

Ph.D., Urban Planning, 2007

- Research Fellow, Harvard Law School; Presidential Graduate Fellow, MIT
- Editor-in-Chief, *Projections: The MIT Journal of Planning*
- Outstanding Ph.D. Dissertation Award

### **University of Virginia School of Law**, Charlottesville, VA

J.D., 2006

- Co-edited *Reclaiming the Land* with Jonathan Cannon
- Editor-in-Chief, *Virginia Environmental Law Journal* (National Advisory Board, 2016 –)
- Research Assistant, Richard A. Merrill (Food, Drug, and Cosmetic Act)

### **University of California**, Irvine, CA

M.A., Urban Planning, 1999

- Research and Teaching Assistant, Departments of Urban Planning, Criminology
- Thesis: *Public Spheres in Planned Communities*

### **Duke University**, Durham, NC

B.A., Political Science, *magna cum laude*, 1996

- Court-Appointed Child Advocate, *Guardian Ad Litem*
- Duke Undergraduate Research Award

## WORK EXPERIENCE

### **Brooklyn Law School**, Brooklyn, NY

*Professor of Law*, 2016 – present

*Associate Professor of Law*, 2013 – 2016

*Assistant Professor of Law*, 2010 – 2013

**Courses:** Environmental Law, Environmental Justice Law and Policy, Property

**Chair:** Appointments Committee (responsible for the law school's tenure-track hiring)

**Committee Work:** Long-Range Planning, Workshops, Curriculum Development, International Business Law, Sparer Public Service Fellowship, Visiting Assistant Professorship, and Admissions Committees

**Advisor:** Environmental Law Moot Court Team, Environmental Law Society, Environmental Law Reading Group, Environmental Policy Group

**Organizer:** Program for New Faculty, Trager Symposium

### **Fordham Law School**, New York, NY

*Visiting Assistant Professor*, 2008 – 2010

**Courses:** Land Use, Property

**University of Virginia, School of Architecture**, Charlottesville, VA

*Lecturer*, 2004 – 2006

**Courses:** Environmental Justice, Land Use, Environmental Economics

**University of Virginia, School of Law**, Charlottesville, VA

*Dillard Fellow*, 2004 – 2005

**Course:** Legal Research and Writing

**Kirkland & Ellis LLP**, New York, NY

*Litigation Associate*, 2006 – 2008

- Patent litigation involving biotechnology, medical devices, Internet architecture, and e-commerce
- Drafted motions and supporting briefs, interrogatories and discovery requests, claim charts, legal memoranda, and orders of proof; met with experts and assisted with expert report preparation
- Secured settlement against the New York City Police Department on false arrest claim
- Drafted habeas corpus petition on behalf of client convicted of capital murder
- Investigated actual innocence claims in Houston, Texas; *Pro Bono Service Award* (2006, 2007)
- Coach, Bronx Peace and Diversity High School Mock Trial Team (2006-2008)

**Willkie, Farr & Gallagher**, Washington, DC

*Summer Associate*, 2005

- Investigated possible CERCLA violations; conducted due diligence for mergers and acquisitions

**E<sup>2</sup> Inc.**, Charlottesville, VA

*Senior Associate*, 2004 – 2005

- Developed, co-edited academic textbook on redevelopment of contaminated sites under CERCLA

**The Consensus Building Institute**, Cambridge, MA

*Senior Associate*, 2001 – 2003

*Associate*, 1999 – 2001

- Investigated environmental agreements for EPA and the Hewlett Foundation
- Conducted pre-mediation conflict assessments; developed multi-party negotiation simulations; managed project grants and supervised employees
- Developed national negotiation training program for community-based organizations for the Environmental Protection Agency
- Mediated a land use dispute between residents and owners of a road salt storage terminal

**MIT**, Cambridge, MA

*Voorhees Instructor*, 2000 – 2002

- Taught graduate courses in public dispute resolution and microeconomics

**Orange County Business Council**, Irvine, CA

*Consultant*, 1999

- Prepared report on potential land use and municipal finance impacts of big-box retail in California

**California Policy Research Center**, Sacramento, CA

*Project Manager*, 1998 – 1999

- Organized and conducted extensive research on infrastructure projects in Orange County; submitted findings to California State Legislature

## **Department of Environmental Analysis, Irvine, CA**

*Project Leader*, 1999

- Coordinated a team of researchers to assess childhood lead exposure in South Central Los Angeles; presented findings to Los Angeles County Department of Health

## **Public Law Center, Santa Ana, CA**

*Law Clerk*, 1998 – 1998

- Analyzed affordable housing needs and identified jurisdictions for litigation using GIS and statistical software and public records requests

## **Pacific Planning Group, Newport Beach, CA**

*Planning Consultant*, 1998

- Drafted environmental impact statements for redevelopment projects

## **PUBLICATIONS**

Gregg Macey, *Once and for Now: The Science and Art of Ex-Post Environmental Regulation* (law review article in progress).

Gregg Macey, *Green-Energy Transitions in the Industrial Sector*, in LEGAL PATHWAYS TO DEEP DECARBONIZATION IN THE UNITED STATES (Michael Gerrard et al. eds. 2016) (forthcoming).

Gregg Macey, *The Natech: Right-to-Know as Space-Time Puzzle*, in RISK ANALYSIS OF NATURAL HAZARDS (Paolo Gardoni et al. eds. 2016).

Gregg Macey, *Boundary Work in Environmental Law*, 53 HOUSTON LAW REVIEW 103-192 (2015).

Gregg Macey et al., *Air Concentrations of Volatile Compounds Near Oil and Gas Production*, ENVIRONMENTAL HEALTH 82 (2014). Media coverage: National Geographic, Inside Climate News, Discover Magazine, Union of Concerned Scientists, U.S. News, Scientific American, Weather Channel, Center for Effective Government.

Gregg Macey, *The Architecture of Ignorance*, UTAH LAW REVIEW 1627 (2013).

Gregg Macey, *Environmental Crisis and the Paradox of Organizing*, 2011 BRIGHAM YOUNG UNIVERSITY LAW REVIEW 2061-2109 (2011).

Gregg Macey, *Cooperative Institutions in Cultural Commons*, 95 CORNELL LAW REVIEW 757-792 (2010).

Gregg Macey, *Coasean Blind Spots: Charting the Incomplete Institutionalism*, 98 GEORGETOWN LAW JOURNAL 863-919 (2010).

RECLAIMING THE LAND: RETHINKING SUPERFUND INSTITUTIONS, METHODS, AND PRACTICES (Gregg Macey & Jonathan Cannon eds., Springer-Verlag 2007).

Gregg Macey, *The Promises and Pitfalls of Adaptive Site Stewardship*, in RECLAIMING THE LAND: RETHINKING SUPERFUND INSTITUTIONS, METHODS, AND PRACTICES 1-24 (2007).

Gregg Macey, *The Politics of Risk: Pre-Litigation Site Assessment in Houston, Texas*, 37 ENVIRONMENTAL LAW 15-59 (2007).

Dara O'Rourke & Gregg Macey, *Community Environmental Policing: Assessing New Strategies for Public Participation in Environmental Regulation*, 22 JOURNAL OF POLICY ANALYSIS AND MANAGEMENT 383-414 (2003).

Gregg Macey, *Goshen Learns Environmental Planning*, 3 PROJECTIONS: THE MIT JOURNAL OF PLANNING 4-29 (2002).

Gregg Macey & Lawrence Susskind, *The Secondary Effects of Environmental Justice Litigation*, 20 VIRGINIA ENVIRONMENTAL LAW JOURNAL 431-478 (2001).

Gregg Macey, Xee Her, Ellen Reibling, & Jonathan Ericson, *An Investigation of Environmental Racism Claims: Testing Environmental Management Approaches with a Geographic Information System*, 27 ENVIRONMENTAL MANAGEMENT 893-907 (2001).

## OTHER WRITING

*Introduction*, in *The Post-Carbon World: Advances in Legal and Social Theory*, 82 BROOKLYN LAW REVIEW 1 (2017).

*Introduction*, in *Post-Zoning: Alternative Forms of Public Land Use Controls*, 78 BROOKLYN LAW REVIEW 305 (2013).

*Legal Futurism*, PRAWFSBLAWG (July 3, 2013).

*Environmental Intermediaries*, PRAWFSBLAWG (July 6, 2013).

*Fracking Fatigue*, PRAWFSBLAWG (July 12, 2013).

*The Slow-Moving Aftermath*, PRAWFSBLAWG (July 19, 2013).

*The Place Among the Pines*, PRAWFSBLAWG (July 27, 2013).

## PRESENTATIONS

*Green-Energy Transitions in the Industrial Sector*, Columbia Law School, New York, NY (May 2016).

*The Post-Carbon World: Advances in Legal and Social Theory*, Brooklyn Law School Trager Symposium, Brooklyn, NY (organizer and speaker) (Feb. 2016).

*Boundary Work in Environmental Law*, University of San Diego School of Law Faculty Workshop, San Diego, CA (Feb. 2015).

*Unconventional Extraction in Comparative Context*, Hydraulic Fracturing: A Comparative Assessment Research Workshop, IUCN Academy of Environmental Law 12<sup>th</sup> Annual Colloquium, Tarragona, Spain (July 2014).

*Real-Time Right-to-Know*, Societal Management of Natural Hazards, University of Illinois at Urbana-Champaign, Urbana, IL (Apr. 2014).

*The State of Citizen Science: Revisiting Popular Epidemiology, Citizen Monitoring, and Other Innovations* (with Phil Brown, Dick Clapp, Dan Fagin, and Wilma Subra), Sick and Tired of Being Sick and Tired: Leveraging Law to Facilitate Popular Epidemiology, Brooklyn Law School, Brooklyn, NY (Feb. 2014).

*Fencelines: The Organizational Imperative of Risk*, Democratization of Risk Governance, Tel Aviv University, Tel Aviv, Israel (Dec. 2013).

*The Future of Environmental Poverty Lawyering*, American Bar Association Annual Mtg., San Francisco, CA (Aug. 2013).

*Moderator*, Association for Law, Property and Society Annual Meeting, University of Minnesota Law School, Minneapolis, MN (Apr. 2013).

*Environmentalism and Disruptive Technologies*, American Bar Association Midyear Mtg., Dallas, Texas (Feb. 2013).

*The Architecture of Ignorance*, Brooklyn Law School Faculty Workshop, Brooklyn, NY (Feb. 2013).

*The Architecture of Ignorance*, William & Mary Law School Faculty Workshop, Williamsburg, VA (Sept. 2012).

*Lessons from the Psychology of Disaster*, Association of American Law Schools' Workshop on Torts, Environment and Disaster, Berkeley, CA (June 2012).

*Ubiquitous Environmental Policing*, The Administrative Agency in an Electronic Age, Program in Law and Public Affairs, Princeton University, Princeton, NJ (Apr. 2012).

*Regulating Secrets: Trade Secret Barriers to Public and Environmental Health*, Private Data/Public Good: Emerging Issues in Trade Secrets Law Symposium, Brooklyn Law School, Brooklyn, NY (Apr. 2012).

*Moderator*, Association for Law, Property and Society Annual Meeting, Georgetown Law School, Washington, DC (Mar. 2012).

*Strategic Planning-in-Progress: Environmental Justice Initiatives at EPA*, New York City Bar Association, New York, NY (Feb. 2012).

*Moderator*, Post-Zoning: Alternative Forms of Public Land Use Controls, Trager Symposium, Brooklyn Law School, Brooklyn, NY (Feb. 2012).

*Commenter*, Convening Cultural Commons Workshop, New York University School of Law, New York, NY (Sept. 2011).

*From Oil Spills to Nuclear Waste: Why Cross-Border Environmental Justice Matters*, American Bar Association Annual Meeting, Toronto, Canada (Aug. 2012).

*Environmental Law and the Management of Crisis*, Brooklyn Law School Junior Faculty Workshop, Brooklyn, NY (July 2011).

*Drilling in an Abandoned Field: Hydraulic Fracturing in the Absence of Federal Regulation*, American Bar Association Teleconference/Webcast (July 2011).

*Environmental Law and the Management of Crisis*, Disasters and the Environment Symposium, Brigham Young University Law School, Provo, UT (Feb. 2011).

*The Social and Environmental Impacts of the Gulf Oil Spill*, American Bar Association Section of Individual Rights and Responsibilities Semi-Annual Conference, with Holly Doremus & Joel Waltzer, Memphis, TN (Oct. 2010).

*The Deepwater Horizon Oil Spill: A Failure of Oversight?*, American Bar Association Teleconference/Webcast, with Holly Doremus & Joel Waltzer (Aug. 2010).

*Coastal Blind Spots: Charting the Incomplete Institutionalism*, Presented to the faculties of Cornell Law School, UCLA School of Law, Vanderbilt Law School, and Boston University School of Law (Nov. 2009 – Feb. 2010).

*Experimenting with ADR in Houston's Environmental Justice Communities*, United States Institute of Environmental Conflict Resolution's Annual Meeting, Tucson, AZ (May 2002).

*Environmental Rituals: Dispute Resolution as Critique of Organizational Routines*, Environmental Justice Roundtable, El Monte, CA (Feb. 2002).

*Toward an Understanding of Environmental Justice Dispute Resolution*, Association of Collegiate Schools of Planning International Conference, Cleveland, OH (Nov. 2001).

*Encouraging Civic Environmentalism: Reflections on Two Pilot Programs*, Community-Based Collaboratives Research Consortium's Annual Meeting, Las Vegas, NV (Aug. 2001).

*Review of the Evidence for Soil Lead as a Childhood Exposure Variable*, Los Angeles Department of Health Services Childhood Lead Poisoning Prevention Program, Los Angeles, CA (June 2001).

## REPORTS

Gregg Macey & Lawrence Susskind, *USING DISPUTE RESOLUTION TECHNIQUES TO ADDRESS ENVIRONMENTAL JUSTICE CONCERNS* (Program on Negotiation at Harvard Law School 2003).

*Much is Known, Much is Required: Collaborative Redevelopment in Spartanburg, South Carolina* (film prepared for Environmental Protection Agency and ReGenesis, Inc.) (Aug. 2003).

Marlon Boarnet, Joseph DiMento, and Gregg Macey, *TOLL HIGHWAY FINANCE IN CALIFORNIA: LESSONS FROM ORANGE COUNTY* (California Policy Research Center 2002).

*Pursuing Environmental Justice in the Shadow of a Joint Venture* (negotiation simulation prepared for the Office of Environmental Justice, Environmental Protection Agency) (Aug. 2002).

Gregg Macey & Patrick Field, *Road Salt Storage and Distribution in the Commonwealth of Massachusetts: Chelsea Salt Dock Conflict Assessment* (prepared for Department of Environmental Protection, Boston, MA) (Jan. 2002).

*Environmental Justice: Reviewing Options, Building Leverage* (Program on Negotiation, Harvard Law School) (Apr. 2001).

Gregg Macey & Mieke Van Der Wansem, *Toward a Process for Mutual Gains Negotiation Among MOSA Stakeholders* (prepared for Montgomery-Otsego-Schoharie Solid Waste Management Authority) (Apr. 2000).

Gregg Macey & Armand Ciccarelli, *Yantra River Hydro Project Relicensing* (negotiation simulation prepared for Federal Energy Regulatory Commission) (Feb. 2000).

Marlon Boarnet, Randall Crane, Nicholas Compin, Angela Koos, Gregg Macey & Amanda Wallace, *The Impact of Big Box Grocers on Southern California: Jobs, Wages, and Municipal Finances* (prepared for Orange County Business Council) (Sept. 1999).

## BAR ADMISSION

New York