

# 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*

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

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

*Visiting Professor*, 2017 –

### **Harvard University**, Program on Science, Technology & Society, Cambridge, MA

*Visiting Research Fellow*, 2017 –

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

*Professor of Law*, 2016 –

*Associate Professor of Law*, 2013 – 2016

*Assistant Professor of Law*, 2010 – 2013

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

**Chair:** Appointments Committee, 2016-2017 (tenure-track hiring)

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

**Advisory Board/Reviewer:** *Virginia Environmental Law Journal*, *International Journal of Environmental Research and Public Health*, Global Community Monitor

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

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

*Visiting Assistant Professor*, 2008 – 2010

**Courses:** Land Use, Property

**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

Drafted claim charts and orders of proof; met with experts and assisted with expert reports

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

Coach, Bronx Peace and Diversity High School Mock Trial Team

Investigated actual innocence claims in Houston, Texas

*Pro Bono Service Award* (2006, 2007)

**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

**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

Mediated a land use dispute between residents and owners of a road salt storage terminal

Developed national negotiation training program for community-based organizations for the

U.S. Environmental Protection Agency

**MIT**, Cambridge, MA

*Voorbees 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, *Law, Science, and Social Order* (article in progress).

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

Gregg Macey, *Worlds Within Statutes* (article in progress).

Gregg Macey, *The Incomplete Ecology of Hydraulic Fracturing Governance*, ARIZONA STATE LAW JOURNAL (accepted for publication).

Gregg Macey, *Carbon Transitions in the Industrial Sector*, in LEGAL PATHWAYS TO DEEP DECARBONIZATION IN THE UNITED STATES (Michael Gerrard & John Dernbach eds. 2017).

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). Media coverage: Grist. Reprinted in 48 LAND USE & ENVIRONMENTAL LAW REVIEW (2017). Peer-reviewed journal features five notable environmental law articles from previous year.

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, *Gosben 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).

## SELECT PRESENTATIONS

*Missing Mechanisms: On the Misuse of STS in Legal Scholarship*, Institute for Global Law and Policy Conference, Harvard Law School, Cambridge, MA (June 2018).

*Sustainable Futures: Sociotechnical Imaginaries in National Commitments to the Paris Agreement* (with Melissa Mortazavi & Kristen van de Biezenbos), College of Law, Arizona State University, Phoenix, AZ (May 2018).

*Environmental Legal Futurism*, Grappling with the Futures Symposium, Harvard University Dept. of the History of Science (Apr. 2018).

*Once and For Now: The Science and Art of Ex-Post Environmental Regulation*, Science and Technology Studies Circle, Harvard University (Apr. 2018).

*Discussant*, Annual Climate Change Symposium, Sabin Center for Climate Change Law, Columbia University School of Law, New York, NY (Mar. 2018).

*A Conversation with Sunita Narain: Politics of Science and Technology in Climate-Changed Worlds*, Kennedy School of Government, Harvard University (organizer and speaker) (Dec. 2017).

*Environmental Justice Law and Policy: Practice and Pedagogy*, Department of Urban and Studies and Planning, MIT (Nov. 2017).

*Law-Science Co-Production in the Gas Patch*, Program on Science, Technology, and Society Fellows Workshop, Harvard University (Oct. 2017).

*The Incomplete Ecology of Hydraulic Fracturing Governance*, Sustainability Conference of American Legal Educators, College of Law, Arizona State University, Phoenix, AZ (May 2017).

*Presidential Powers and The Pillars of Climate Policy*, Lectures on Presidential Powers and the Law, Brooklyn Law School, Brooklyn, NY (Apr. 2017).

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

*Fencelins: 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, Univ. 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).

*Post-Zoning: Alternative Forms of Public Land Use Controls* (organizer and speaker), 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).

## 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).

## 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