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PRACTICE AREAS

Economic & Land Development
Environmental

EDUCATION

State University of New York at
Buffalo Law School
(J.D., *cum laude*, 1979)

New York University School of
Public Administration
(M.P.A., 1974)

New York University School of
Engineering
(B.Ch.E., 1972; M.Ch.E., 1974)

Dennis P. Harkawik is a partner in the Environmental and Economic & Land Development practice groups. For over 30 years, Mr. Harkawik has practiced environmental law and brings significant experience in complex environmental matters including environmental litigation, permitting and enforcement proceedings before federal, state and local regulatory agencies and courts.

During his career, Mr. Harkawik has successfully represented clients in Superfund litigation in federal and state courts and obtained necessary permits and approvals for controversial large solid and hazardous waste management facilities, public utility and energy projects, industrial facilities and commercial developments. In late 2007, he completed a private cost recovery action trial that lasted eight weeks. He recently obtained a favorable decision in that proceeding that held the two nonsettling parties liable and increased client recoveries to over \$5 million. In 1998 he successfully represented a defendant in the first known CERCLA litigation tried before a jury. He has also counseled industrial and utility clients on compliance matters, including recent developments under the Clean Air Act Amendments, and co-edited a book entitled *The New Clean Air Act: Compliance and Opportunity*. In 1989, Mr. Harkawik successfully overturned New York State's hazardous waste regulations before the New York Court of Appeals, and subsequently negotiated new regulations with the New York State Department of Environmental Conservation which was the first significant negotiated rule-making in New York. He has also negotiated numerous consent orders, consent decrees and settlement agreements.

In recent years, Mr. Harkawik has counselled developer clients on The New York Brownfields Cleanup Program, and served as counsel for upstate New York's largest brownfield cleanup project under the program located in downtown, Buffalo. He has served as an advisor related to voluntary cleanups and brownfield developments at over 30 sites across New York State.

Admitted to practice in New York State, Mr. Harkawik has worked with corporate, real estate and finance attorneys to provide environmental due diligence and disclosure counseling in corporate acquisitions, divestitures, debt and stock offerings, as well as working on numerous brownfield developments. He has also represented public utility and insurance clients in ratemaking and prudence proceedings before federal and state regulatory agencies. Mr. Harkawik has been recognized in *Business First of Buffalo's* "Who's Who in Law" and was also named an "Upstate New York Super Lawyer" in the practice of environmental law by *SuperLawyers Magazine*.