



---

# 2021

## ANNUAL REPORT

*Making law work for people, places, and the planet.*



# LETTER FROM THE PRESIDENT AND BOARD CHAIR



Jordan Diamond  
*President*

In its *State of the Global Climate Report*, the World Meteorological Organization declared 2021 as a year of record-setting climate indicators. Global mean sea level rose to its highest level ever. Heatwaves shattered records in the Pacific Northwest and the Mediterranean, while unprecedented drought and extreme flooding hit around the world. These weather events have led to surges of displacement, illustrating just one of the ways climate change threatens the security and well-being of people everywhere.



Benjamin F. Wilson  
*Chairman of the Board*

In the face of this daunting outlook, 2021 witnessed some important measures of progress. At the COP26 climate summit in Glasgow, Scotland, nations pledged to halt deforestation and reduce methane emissions. In the United States, Congress passed a bipartisan infrastructure law to set aside billions for our nation's electricity, water, and transit systems—all with an eye toward transitioning to a clean energy future.

But we know that this progress in some areas has occurred alongside setbacks in others, and that far more needs to be done. That's where the Environmental Law Institute steps in, helping to strengthen environmental governance where needed. Whether you're protecting water resources, supporting global compliance and enforcement, planning for future climate impacts, or implementing renewable energy projects—governments, businesses, communities, and individuals look to ELI for critical policy guidance, impartial analysis, and productive dialogue to drive law and policy solutions.

The climate crisis is complex, and the legal response to it even more so. That's why we launched several years ago the Climate Judiciary Project (CJP), the only initiative in the world that educates judges on the science underpinning climate change. Through in-person seminars and an online curriculum, ELI creates high-impact, bias-free content with collaborators at the top of their fields in science and judicial education. In November, we participated in COP26 to share this message at the U.N. climate summit: that a judiciary informed on the fundamentals of climate science is key to effectively addressing the climate crisis. In 2022, we will continue to expand the CJP's reach and the depth of the resources we provide.

Our judicial education programs extend beyond climate. Building on more than three decades of experience in delivering such programs, we also worked with judges to transform illegal logging in Colombia. With partners including the Global Green Growth Institute, we are building and strengthening the capacities of judges and magistrates to hear and rule on cases related to deforestation. And in China, we continue to train judges, prosecutors, and NGOs to support the country's public interest environmental law system.

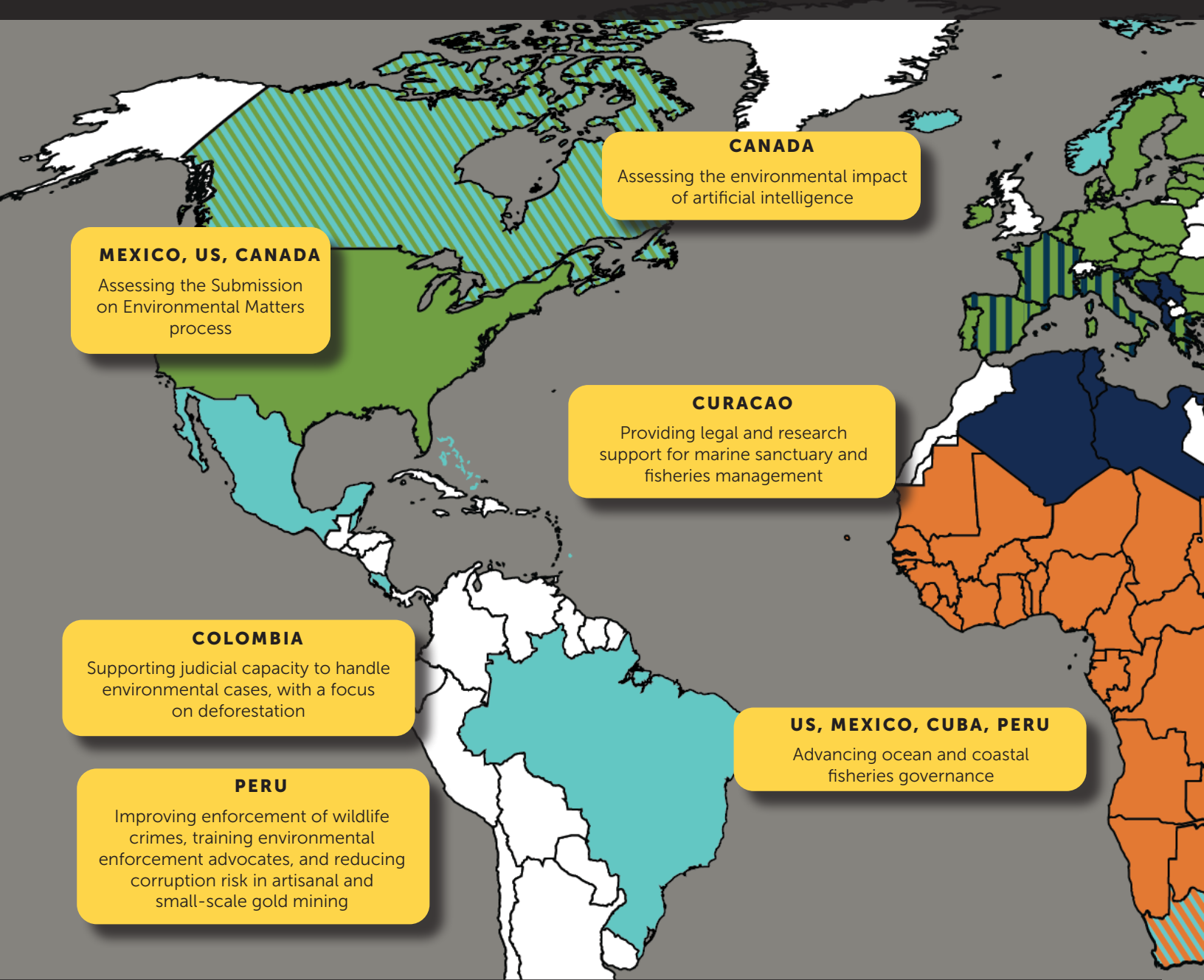
Other ELI projects reflect the breadth of environmental issues we face today. We developed an “off-the-shelf” model policy for municipal compost procurement. We supported the transition of climate migrants into new locations. We researched the environmental impacts of digitalization. Analyzed ways to reduce exposure to cooking pollutants in the home. Assessed local use of nature-based mitigation. And the list goes on. Thanks to our partners and supporters, our work spanned 107 countries and 64 states and territories, and included 102 events attended by over 20,000 people. ELI research reports, which provide cutting-edge policy analysis and recommendations to environmental professionals around the world, were downloaded thousands of times. Our popular *People, Places, Planet Podcast* was downloaded over 26,000 times. And our flagship monthly journal, *ELR—The Environmental Law Reporter*, included analysis of 200+ cases and 70+ articles. It remains the #1 cited peer-reviewed environmental law journal in the world.

This work requires centering justice and equity in all that we do. Our educational events illuminated issues of health and pollution disparities in light of the ongoing pandemic, and ELI publications featured timely articles by leading environmental justice scholars. We also successfully ran our first full year of ELI’s and Howard University School of Law’s Environmental Justice Clerkship, which supports law students of color in environmental law. In 2022 we will continue these efforts and add others focused on community lawyering education, tracking environmental justice developments, and supporting environmental pro bono service.

We close 2021 with a heartfelt thanks to C. Scott Fulton, who concluded his tenure as ELI president on December 31, 2021, transitioning to a new role focused on our international programs. In 2022 and beyond, we will hold strong to our commitment to trustworthy, objective information; and we will continue to facilitate robust exchange of ideas. This supports the work that has long defined ELI—providing essential policy resources and training to ensure our governing laws and policies can rise to the challenges of tomorrow, protecting and improving people’s lives around the world.



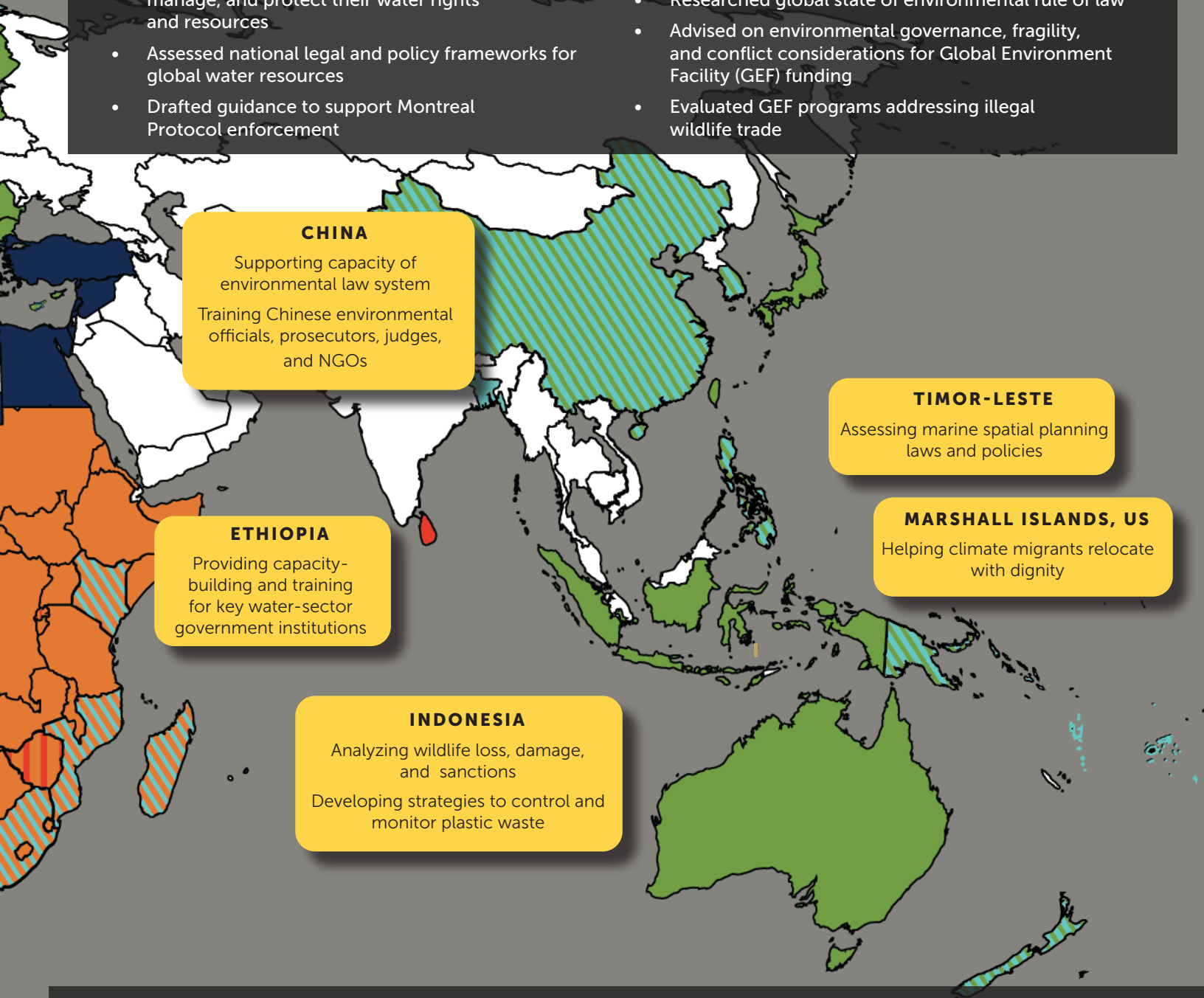
# INTERNATIONAL WORK AT ELI 2021



- **Advancing sustainable small-scale fisheries:** *Bahamas, Bangladesh, Barbados, Belize, Brazil, Canada, China, Cook Islands, Costa Rica, Federated States of Micronesia, Fiji, Iceland, Kenya, Kiribati, Madagascar, Mexico, Mozambique, New Zealand, Niue, Norway, Papua New Guinea, Philippines, Samoa, South Africa, South Korea, St. Lucia, Solomon Islands, Tonga, Tuvalu, and Vanuatu*
- **Supporting the 2022-2027 strategic framework for the Barcelona Convention:** *Albania, Algeria, Bosnia and Herzegovina, Croatia, Cyprus, Egypt, France, Greece, Israel, Italy, Lebanon, Libya, Malta, Monaco, Montenegro, Morocco, Slovenia, Spain, Syria, Tunisia, and Turkey*
- **Strengthening shark & ray conservation:** *Australia, China, Canada, Cook Islands, European Union, Federated States of Micronesia, Fiji, France, Indonesia, Japan, Kiribati, Republic of Korea (South Korea), Republic of Marshall Islands, Nauru, New Zealand, Niue, Palau, Papua New Guinea, Philippines, Samoa, Solomon Islands, Chinese Taipei, Tonga, Tuvalu, United States, Vanuatu*

# WORLDWIDE

- As Secretariat of INECE, led global efforts to reinvigorate compliance and enforcement
- Advanced sustainable small-scale fisheries
- Helped women, communities, and nations realize, manage, and protect their water rights and resources
- Assessed national legal and policy frameworks for global water resources
- Drafted guidance to support Montreal Protocol enforcement
- Empowered women and improved gender equality in environmental peacebuilding
- Advised on best practices for environmental peacebuilding
- Researched global state of environmental rule of law
- Advised on environmental governance, fragility, and conflict considerations for Global Environment Facility (GEF) funding
- Evaluated GEF programs addressing illegal wildlife trade



## CHINA

Supporting capacity of environmental law system  
Training Chinese environmental officials, prosecutors, judges, and NGOs

## ETHIOPIA

Providing capacity-building and training for key water-sector government institutions

## INDONESIA

Analyzing wildlife loss, damage, and sanctions  
Developing strategies to control and monitor plastic waste

## TIMOR-LESTE

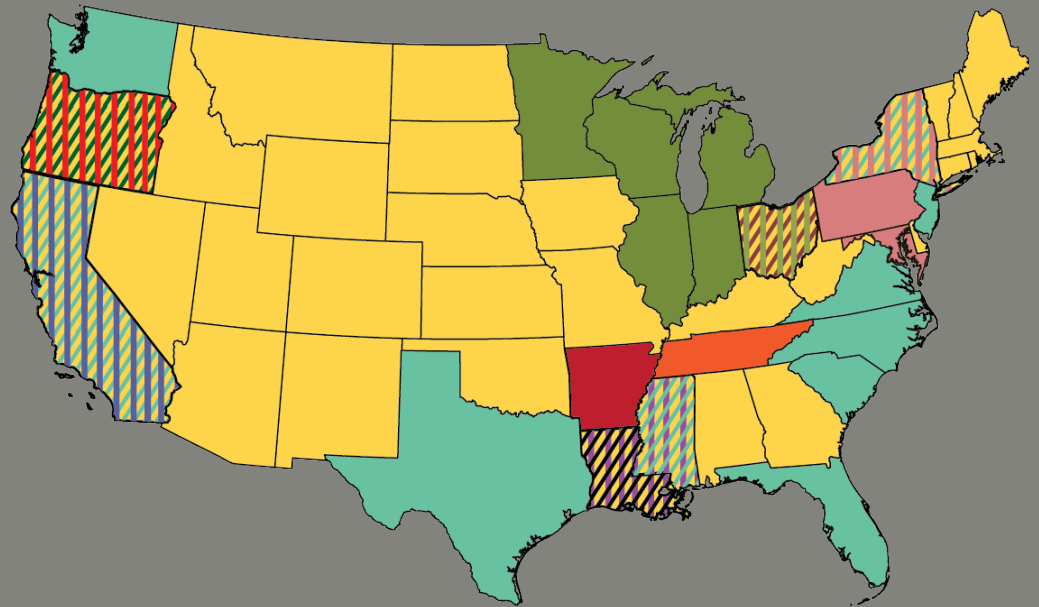
Assessing marine spatial planning laws and policies

## MARSHALL ISLANDS, US

Helping climate migrants relocate with dignity

- **Identifying laws to mitigate conflicts related to Africa's growing renewable energy sector:** Angola, Benin, Botswana, Burkina Faso, Burundi, Cabo Verde, Cameroon, Central African Republic, Chad, Comoros, Democratic Republic of Congo, Republic of Congo, Republic of Cote d'Ivoire, Equatorial Guinea, Eritrea, Eswatini, Ethiopia, Gabon, The Gambia, Ghana, Guinea, Guinea-Bissau, Kenya, Lesotho, Liberia, Madagascar, Malawi, Mali, Mauritania, Mauritius, Mozambique, Namibia, Niger, Nigeria, Rwanda, Sao Tome and Principe, Senegal, Seychelles, Sierra Leone, Somalia, South Africa, South Sudan, Sudan, Tanzania, Togo, Uganda, Zambia, Zimbabwe
- **Developing & strengthening frameworks for community-based water tenure:** Rwanda, Senegal, Sri Lanka, Zimbabwe

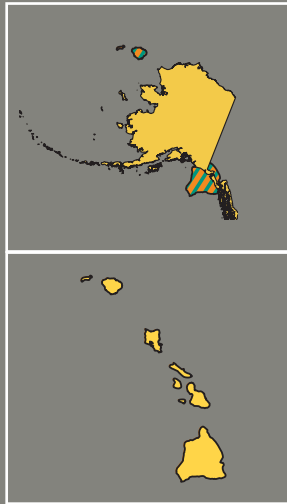
# WORK IN THE U.S. IN 2021



Map of United States of America with States - Outline by FreeVectorMaps.com

## ● ELI NATIONAL WORK

- Convened multi-day training workshops to improve Clean Water Act management, implementation & data-sharing
- Created resources to help communities dealing with legacy pollution & environmental justice
- Strengthened indoor air quality policies, programs & practices
- Increased understanding of the energy & environmental impacts of the digital economy
- Improved compensatory mitigation, in-lieu fee program implementation & wetlands management
- Advanced state & tribal protection of nonfederal waters
- Helped states & tribes integrate wetland restoration priorities into hazard mitigation plans
- Developed policy framework for greater use of remote sensing in wetland programs
- Enabled & identified best practices for citizen science programs at environmental agencies
- Articulated complex science for a legal audience
- Strengthened judiciary's understanding of climate science
- Provided resources & education for local governments on environmental management and compliance
- Helped local/regional organizations and communities better understand and engage in *Deepwater Horizon* restoration (LA, MS)
- Promoted food waste reduction and climate action planning in Nashville (TN)
- Updated and disseminated knowledge on ocean and coastal law and policy (CA, FL, MS, NC, NJ, NY, SC, TX, VA, WA)
- Analyzed structural scenarios to improve water quality in the Conowingo watershed (MD, NY, PA)
- Advanced tribal health (CA)
- Helped climate migrants relocate with dignity (AR, HI, OR)
- Crafted narrative, enforceable CZMA policies (OR)
- Supported coastal restoration and advanced natural and nature-based solutions to water management and water quality challenges (LA)
- Audited stream and wetland in-lieu fee mitigation program (OH)
- Developed a tribal wetlands working group (IL, IN, MI, MN, OH, WI & 35 Tribal Nations)



# ELI BY THE NUMBERS

**2,091**  
members of ELI

**1**

ELR's ranking on the list of most often-cited environmental law journals by Washington & Lee Law Journal Rankings (global, peer-reviewed)

**227**

U.S. states & territories where ELI advanced law & policy

**49**

Recipients of the National Wetlands Awards since the program began

**206**

cases added to ELR's collection in 2021, 13,676 since its beginning

**26,258**

downloads of *People Places Planet Podcast* heard in 79 countries around the globe

**71**

articles published in ELR in 2021, 3,122 total

**2,784** downloads of ELI's research reports

countries around the world where ELI advanced environmental law in 2021

**107**

**102**  
workshops, educational webinars, conferences, and other events attended by 20,188 people in 2021

blogs published in 2021  
**86**

**52** years since ELI was formed on December 21, 1969, the same day NEPA was passed by Congress

# Bolstering Environmental Law to Meet Today's Challenges



The future of environmental law presents far greater obstacles than ever imagined at the field's inception over 50 years ago. Climate change, pollution, environmental injustices, and the ongoing pandemic continue to expose persistent roadblocks to achieving environmental protection for all. ELI recognizes that in order to meet these rising challenges, environmental law and policy will need to evolve as quickly as the world around it.

To that end, ELI published *Reimagining Environmental and Natural Resources Law: A Synthesis Report Exploring the Next 50 Years of Environmental Law*, a report that explores how law and policy can adapt to meet the most urgent issues of the next half-century. The document draws from two robust dialogues between leading natural resources legal scholars and practitioners, along with additional research and discussions.

An ELI Press book by Franklin Kury rethinks the nation's most foundational charter, the U.S. Constitution. *The Constitutional Question to Save the Planet: The Peoples' Right to a Healthy Environment* demonstrates how state and federal constitutions can be leveraged to address climate change by codifying the right to a healthy environment.

Lasting progress depends on strong, underlying law and policy frameworks. ELI continued to strengthen environmental governance systems at every level by championing the necessary tools, best practices, and capacity-building resources. In 2021, ELI conducted 102 workshops, educational webinars, and conferences—reaching well over 20,000 people. In the United States, our events, research reports, and publications improved policymaking and implementation for issues related to wetlands, state and tribal water management, indoor air quality, climate science, food waste, and environmental justice, among others.

Abroad, ELI projects advanced environmental law in 107 countries. In China, we trained environmental officials, prosecutors, judges, and NGOs to support the country's environmental law system. In Peru, we worked to strengthen enforcement of wildlife crimes. And in the Marshall Islands, ELI worked to help climate migrants relocate with dignity. In numerous other countries, projects boosted ocean and fisheries governance, environmental peacebuilding, international agreements like the Montreal Protocol, and more.



# Strengthening the Foundation for Environmental Justice



Building on the goals of the ELI Board's 2020 Statement on Racism and Environmental Justice, ELI advanced a number of initiatives to lay the groundwork for sustained, long-term environmental justice efforts. This work included expanding and diversifying the Board to better represent the environmental community, and to better reflect ELI's commitment that environmental law represents all people. At year end, our Board included more women than men for the first time in ELI's history.

2021 also marked the end of the first year of ELI and Howard University School of Law's unique Environmental Justice Clerkship, which supports law students of color in environmental law. In addition, ELI prepared to launch the Pro Bono Clearinghouse, a platform to match communities experiencing environmental injustices with law firms willing to volunteer legal services.

Last fall, we welcomed Arielle V. King as an environmental justice staff attorney. Beyond work on ELI's long-term EJ initiatives, King also moderated ELI's 2021 flagship Corporate & Policy Forum on *Achieving Environmental Justice: Lessons From Communities, Companies, and Government*. The event convened experts from a variety of sectors to discuss how corporations, governments, activists,

and communities can work together to achieve EJ goals.

Educational events and webinars explored improving diversity and inclusion in the outdoors, and the intersecting EJ issues of PFAS and the pandemic. One spring webinar featured speakers on accountability to racial justice in the environmental sector; another highlighted the potential for employing critical race theory and intersectionality in the pursuit of EJ.

ELI's flagship publication, *ELR—The Environmental Law Reporter*, featured articles by prominent EJ scholars and leaders Charles Lee and Barry E. Hill, titled *Confronting Disproportionate Impacts and Systemic Racism in Environmental Policy* and *Time Has Come Today for Environmental and Climate Justice Legislation*, respectively.

Our popular *People, Places, Planet Podcast* also introduced a new series called "Groundtruth," in partnership with Beveridge & Diamond PC, which spotlights EJ law and policy issues. The five episodes published in 2021 explored state legislation and corporate approaches, among other topics, and interviewed EPA directors, state lawmakers, and NGO leaders.



## Catalyzing Opportunities for the Next Generation of Environmental Justice Leaders

In 2021, ELI and Howard University School of Law concluded the first year of their unique Environmental Justice Clerkship. The clerkship program is designed to train, mentor, and ultimately retain more law students of color in the field of environmental law while advancing meaningful environmental justice efforts. The clerks' experience at ELI is designed to dovetail with the opportunities offered at Howard Law, including its Environmental Justice Center—the first in the United States—and courses dedicated to providing experiential and academic training in environmental law and justice. With the generous support of our funding partners, the True

Costs Initiative and law firms Crowell & Moring LLP and Sive, Paget & Riesel, PC, one Howard Law student each semester and over the summer is selected to work on a variety of projects with an emphasis on environmental justice. Law clerks this past year worked on the fifth edition of ELI Visiting Scholar Barry Hill's seminal textbook/handbook, *Environmental Justice: Legal Theory and Practice*, as well as the *BRIGHT Guide*, a free online resource scheduled for launch in 2022 that helps communities develop and execute corridor projects in their own neighborhoods to produce positive health, ecological, and economic outcomes.



# Building Resilient Communities

ELI focuses on increasing the resilience and adaptive capacity of communities facing climate risks—a task that will only become more important as climate change progresses. In 2021, our Gulf of Mexico Program assisted local partners in engaging citizens on public comment processes related to river sediment diversion projects to address land loss along the Louisiana coastline. In addition to conducting research and analysis, the program hosted a Gulf Resilience webinar series, providing information on wetlands and green infrastructure, flooding and other climate risks, and related municipal planning for residents along the Gulf of Mexico.

Meanwhile, *Nature-Based Mitigation Goals and Actions in State and Tribal Hazard Mitigation Plans* identified ways to incorporate resilience actions and goals in existing government strategies like hazard mitigation plans. The resource evaluates to what extent these plans incorporate nature-based goals and actions, such as fortifying wetlands, floodplains, and green infrastructure that can minimize the negative impacts of natural disasters.

And through our educational programming, ELI raised important discussions on how to move forward with climate adaptation policies in light of events like the collapse of the Champlain Towers South Condominium Complex in Surfside, Florida.

## Leveraging Land Use Law to Reduce Carbon Emissions

Land use climate bubbles are popping up throughout the nation at an alarming rate, creating an economic crisis that will be more damaging than the housing bubble of 2008. These bubbles, where land and building values are declining, provide extensive, objective evidence that climate change is real and must be dealt with on the ground. Written by leading land-use expert John Nolon, ELI Press released *Choosing to Succeed: Land Use Law & Climate Control*, which describes how the local land use legal system can leverage state and local assistance to reduce per capita carbon emissions as an important and now-recognized component of global efforts to manage climate change.



As the need for climate action grows increasingly urgent, governments around the country and the world are seeking new and underutilized ways to address climate change. ELI's report, *A Toolkit for Incorporating Food Waste in Municipal Climate Action Plans*, published in partnership with the Nashville Food Waste Initiative, provides model provisions for addressing food waste in local sustainability plans, enabling cities to reduce both food waste and greenhouse gas emissions simultaneously.

An ELI Press book by agricultural policy experts Peter H. Lehner and Nathan A. Rosenberg, *Farming for Our Future: The Science, Law, and Policy of Climate-Neutral Agriculture*, puts forth the only comprehensive overview of the science, existing law, and potential politics to decarbonize U.S. agriculture. Another ELI Press book, *Thwart Climate Change Now: Reducing Embodied Carbon Brick by Brick* by Bill Caplan, highlights how design and policy issues in buildings and infrastructure have been overlooked as ways to reduce greenhouse gas emissions.

ELI's educational events also pinpointed the potential for financial tools to address climate change. Seminars in the Environmental Law and Finance webinar series launched this year dived into the regulation of the financial sector, the social cost of carbon, and trends and opportunities of green bonds.

# Broadening the Toolkit for Climate Action

## Promoting the Role of the Judiciary at the UN Climate Summit

At COP26, the United Nations annual climate conference in November, ELI shared insights on building the law and policy toolkit to achieve climate solutions, including by engaging judges on climate issues. As part of the summit's events, ELI's Climate Judiciary Program hosted a reception on November 5 to call attention to the critical role of the judiciary in climate action. The Climate Judiciary Program is the only project in the world that provides the climate science information and education judges need to make reasoned and appropriate decisions in climate cases. Held at the Merchant's House of Glasgow, the historic site of an over 400-year-old organization, the event shared the importance of judicial education on climate science to an international audience. Attendees included leading environmental judges from around the world, influential climate scientists, leaders of NGOs and foundations, and high-level officials from the government. Beyond the reception, ELI leaders also spoke at events including Climate Law and Governance Day and Climate Change Legislation, Litigation, and the Rule of Law, hosted at the University of Strathclyde. A U.S. organization with a global presence, ELI continues to collaborate internationally to advance climate and justice solutions.



# Enhancing Governance at All Levels

ELI's work in 2021 helped to further environmental protection at all levels of governance—from international to federal, state, local, and tribal governments. At the local level, ELI managed the Local Government Environmental Assistance Network (LGEAN), one of EPA's Compliance Assistance Centers. LGEAN is a "first-stop shop" for municipal government staff and elected officials who need information on environmental management, planning, funding, and federal regulations. ELI revamped the official website ([lgean.net](http://lgean.net)), which provides updated information and resources for local governments, and launched a new podcast and webinar series.

Our Western Water Program continued its decade-plus long partnership with EPA to provide training and resources for state, tribal, territorial, and EPA managers implementing water quality standards under the Clean Water Act Section 303(d) program. In February, ELI issued *Approaches to Clean Water Communication*, a collection of methods for communicating about water quality with the public and other less-technical audiences. The compendium helps programs strengthen engagement with the public, a key goal of water quality improvement programs.

On the international stage, ELI's report, *Implementation of EIA in Areas Beyond National Jurisdiction Under the UN BBNJ Agreement: Next Steps in EIA Guidelines*, provided vital input from an environmental impact assessment practitioner's perspective on ongoing United Nations negotiations for the high seas. And to improve global management of marine areas and small-scale fisheries, our *Law and Governance Toolkit for Sustainable Small-Scale Fisheries: Best Regulatory Practices* offered a methodology for regulatory reform and samples of model legal language.

ELI also promoted innovative ways to use environmental liability suits to counter illegal wildlife trade. An international group of conservationists, lawyers, and economists, including ELI staff, published the report *Pioneering Civil Lawsuits for Harm to Threatened Species: A Guide to Claims With Examples From Indonesia*, which guides practitioners through key concepts and procedures for these suits.



# Championing Innovators, Educating Leaders

ELI's 2021 Annual Award ceremony honored the lifelong achievements of Carol Browner, a true climate champion and the longest-serving EPA Administrator. The ceremony was held in person on October 19 at the Omni Shoreham Hotel in Washington, D.C., and streamed live on YouTube. In her remarks, Browner spoke about the urgency of climate action and encouraged the audience to use all opportunities and tools available to work together.

In May, we celebrated the vital work of five leaders in wetlands protection through our annual National Wetlands Awards, presented to individuals who have excelled in wetlands protection, restoration, and education. The winners, whose impacts span the states of New Jersey, Washington, Rhode Island, and Florida, were recognized in May through a series of podcasts, blogs, and other virtual programming. Details are available at <http://elinwa.org>.

ELI not only recognizes the achievements of current leaders, but also educates and supports the next generation of leaders and the environmental community at large. Our yearly Summer School series provided complimentary seminars on the legal and policy foundations of environmental protection in the United States. ELI's Eastern and Western Boot Camps on Environmental Law educated new and seasoned professionals on major environmental statutes in a series of intensive online sessions held over three days. Similarly, the annual ELI-Vanderbilt Environmental Law and Policy Annual Review Conference on April 9 illuminated the findings of some of the year's most compelling legal scholarship on climate change, corporate ESG governance, environmental justice, and energy regulation.



# Illuminating Critical and Timely Issues

2021 marked the beginning of the Biden Administration and a new set of possibilities and priorities in the environmental arena. In the April issue of *ELR—The Environmental Law Reporter*, 22 experts recommended steps the Administration should take now to advance the UN Sustainable Development Goals.

The increased attention on masks and ventilation as a result of the ongoing pandemic led to a renewed focus on air pollutant exposure. ELI's leading Indoor Environments & Green Buildings Program published two reports, *Reducing Exposure to Cooking Pollutants: Policies and Practices to Improve Air Quality in Homes* and *Indoor Wood Burning: Policies to Reduce Emissions and Improve Public Health*, to illuminate policies that improve indoor air quality.

The pandemic also accelerated technology's already ever-growing role in our lives. ELI researches policy

issues related to the energy and environmental impacts of the digital economy through its Network for the Digital Economy and the Environment, an initiative jointly run with the Yale School of the Environment and UC Berkeley's Center for Law, Energy & the Environment. In 2021, the Network received renewed investment to continue its cutting-edge work. Supported research has explored online products returns, changes in transportation behavior due to ride-sharing, and other under-studied ways digital platforms impact the environment.

In the same vein, ELI's free GreenTech Webinar series elucidates current technology solutions to real-world environmental challenges, and provokes meaningful debate on their social, economic, and policy implications. This year's webinars probed issues related to underutilized data, environmental justice, green transportation, and the circular economy.

# OUR STAFF

## Executive Staff

**Jordan Diamond**  
President

**Scott Fulton**  
President Emeritus &  
International Envoy

**Melodie DeMulling**  
Vice President,  
Development &  
Membership

**John Pendergrass**  
Vice President,  
Programs &  
Publications

**Loretta Reinersmann**  
Vice President,  
Finance &  
Administration

## Staff

**Jay E. Austin**  
Senior Attorney;  
Editor-in-Chief,  
*Environmental  
Law Reporter*®

**Margaret Badding**  
Research Associate

**Tobie Bernstein**  
Senior Attorney;  
Director, Indoor  
Environments & Green  
Buildings Program

**Jean Blain**  
Chief Information  
Technology Officer

**Linda Breggin**  
Senior Attorney;  
Director of the Center  
for State, Tribal &  
Local Environmental  
Programs

**Carl Bruch**  
Senior Attorney; Director,  
International Programs

**Madison Calhoun**  
Senior Manager,  
Educational Programs

**Shehla Chowdhury**  
Research Assistant

**Ninoska Diaz**  
Controller

**Stephen R. Dujack**  
Editor, *The  
Environmental  
Forum*®

**Doreen Easterling**  
Senior Accountant

**Rachel Easterling**  
Administrative &  
Finance Assistant

**Laura Frederick**  
Manager, Foundations  
& Donor Relations

**Colin Gipson-Tansil**  
Senior Digital Media  
Producer

**Cynthia R. Harris**  
Staff Attorney; Director  
of Tribal Programs;  
Deputy Director of the  
Center for State, Tribal  
& Local Environmental  
Programs

**Akielly Hu**  
Associate Editor

**Rachel Jean-Baptiste**  
Associate Vice  
President,  
Communications &  
Publications

**Beth Kantowitz**  
Grants & Contracts  
Manager

**Rebecca L. Kihslinger**  
Senior Science &  
Policy Analyst; Director,  
Wetlands Program

**Arielle V. King**  
Environmental Justice  
Staff Attorney

**Kaitlyn Krull**  
Marketing & Customer  
Service Associate

**Hunter Leigh Jones**  
Associate Editor,  
*Environmental Law  
Reporter*®

**Zhoushi Liu**  
Staff Attorney; Director,  
China Program

**Heather Luedke**  
Research Associate

**James M. McElfish, Jr.**  
Senior Attorney;  
Director, Sustainable  
Use of Land Program

**Matthew Mitchell**  
Webmaster

**Jen Norman**  
Manager, Education &  
Membership Events

**Sofia O'Connor**  
Staff Attorney

**Evan Odoms**  
Graphic Designer

**Jarryd Page**  
Staff Attorney

**Elissa Parker**  
Senior Advisor,  
Research & Policy

**Jordan Perry**  
Research Associate

**Kristine Perry**  
Staff Attorney

**Rebecca Ramirez**  
Public Interest  
Law Fellow

**Chandler Randol**  
Manager, Educational  
Programs

**Georgia Ray**  
Research Associate

**Xiao Recio-Blanco**  
Senior Attorney; Director,  
Ocean Program

**Amy Reed**  
Senior Attorney

**David Roche**  
Staff Attorney

**Sarah Roth**  
Senior Manager, Climate  
Judiciary Project

**Megan Ruge**  
Event Coordinator

**Adam Schempp**  
Senior Attorney; Director,  
Western Water Program

**William J. Straub**  
Editorial & Production  
Assistant

**Jessica Sugarman**  
Research Associate

**Sandra Nichols Thiam**  
Associate Vice President,  
Research & Policy;  
Director, Judicial  
Education Program

**Elissa Torres-Soto**  
Staff Attorney

**Jessica J. Troell**  
Senior Attorney; Director,  
International Water Program;  
Director, Africa Program

**Renee West**  
Administrative &  
Membership Coordinator

**Laura Van Wyk**  
Director, Human Resources



# BOARD OF DIRECTORS

**Marisa Blackshire**

Senior Director of Environmental Compliance and EH&S, Bloom Energy

**Marisa Buchanan**

Managing Director, Global Head of Sustainability, JPMorgan Chase & Co.

**Jonathan Z. Cannon**

Blaine T. Phillips Distinguished Professor of Environmental Law Emeritus, University of Virginia School of Law

**Ruth Ann Castro**

Senior Environmental Health and Safety Counsel, Legal Department, Google

**Nadira Clarke**

Partner, Baker Botts LLP

**James Colopy**

Partner, Farella Braun + Martel LLP

**Paul Davies**

Partner, Latham & Watkins, LLP

**Beth Deane**

Vice President, Deputy General Counsel, Leeward Renewable Energy

**Jordan Diamond**

President, Environmental Law Institute

**Mason Emmett**

Senior Vice President, Public Policy, Constellation Energy Generation, LLC

**Sally Fisk**

Assistant General Counsel & Chief Compliance Counsel, Pfizer Inc.

**Pamela M. Giblin**

Senior Policy Advisor, Climate Leadership Council

**Stacey Halliday**

Principal, Beveridge & Diamond, P.C.

**Carrie Jenks**

Executive Director, Environmental & Energy Law Program, Harvard Law School

**Gwendolyn Keyes Fleming**

Partner, DLA Piper

**Robert C. Kirsch**

Retired Partner, Wilmer Cutler Pickering Hale and Dorr LLP

**Richard Leahy**

Vice President, Regulatory Legal & Compliance, Walmart

**John Lovenburg**

Vice President, Environmental, BNSF Railways

**Raymond B. Ludwiszewski**

Partner, Gibson, Dunn & Crutcher LLP

**Michael G. Mahoney**

Environmental Compliance Lead, Teva Pharmaceuticals

**Martha Marrapese**

Partner, Wiley Rein LLP

**Roger Martella**

Chief Sustainability Officer, General Electric

**Bradley M. Marten**

Chairman, Marten Law PLLC

**Angeles Murgier**

Chair of the International Bar Association, Environment, Health & Safety Law Committee

**Granta Y. Nakayama**

Partner, King & Spalding LLP

**Peggy Otum**

Partner, WilmerHale

**Manisha D. Patel**

Former Vice President, Environmental Process & Policy, WSP USA

**Vickie Patton**

General Counsel, Environmental Defense Fund

**Margaret Peloso**

Partner, Vinson & Elkins

**Bob Perciasepe**

Senior Advisor, Center for Climate and Energy Solutions

**Kevin Poloncarz**

Partner, Covington & Burling LLP

**Davina Pujari**

Partner, WilmerHale

**Stephen Rahaim**

Chief Environmental Counsel, E.I. duPont de Nemours & Company

**Christopher P. Reynolds**

Executive Vice President, Corporate Resources, Toyota Motor North America

**Ethan Shenkman**

Partner, Arnold & Porter

**Margaret Spring**

Chief Conservation & Science Officer, Monterey Bay Aquarium

**Hilary Tompkins**

Partner, Hogan Lovells US LLP

**Alex Wang**

Professor of Law, UCLA School of Law

**Wei "Kevin" Wei**

Chairman and CEO, Bay Environmental Technology Corp.

**Benjamin F. Wilson**

Retired Chairman, Beveridge & Diamond, P.C.

*Annual Report written by Akielly Hu, with input from the staff of ELI, and designed by Evan Odoms.*

# GIVING TO ELI

## Individual Donors in 2021

Individual donors are essential to the success of ELI. We gratefully acknowledge gifts received from all of our individual donors during 2021.

The ELI Leadership Council (noted in bold) is a prominent group of environment, energy, and natural resources leaders deeply committed to the ELI mission, as reflected by their generous annual donations to ELI. The Council recognizes these leaders for their commitment of resources, time, and valued input to help ELI advance its vision of a healthy environment, prosperous economies, and vibrant communities founded on the rule of law. Kathy Robb serves as the Leadership Council President.

In 2021, **Khuan-Yu Hall**, a former intern who provided assistance in furtherance of ELI's China programs, **donated his life savings** to ELI. Khuan-Yu is currently attending Yale University studying Ethics, Politics and Economics. We wish him all the best as he begins his career.

### \$20,000 or more

Leslie Carothers  
Scott Fulton  
Estate of Stanley W. Legro  
Raymond B. Ludwiszewski  
Granta Nakayama

### \$10,000 - \$19,999

Anonymous  
Lynn L. Bergeson  
Pamela Giblin  
Khuan-Yu Hall  
Roger R. Martella  
Bradley M. Marten  
Kevin Poloncarz  
Kathy Robb  
Margaret N. Strand  
Edward L. Strohbehn, Jr.  
and Heather Ross

### \$5,000 - \$9,999

Anonymous  
Donald (Don) Baur  
Tommy P. Beaudreau  
Marisa Blackshire  
J. Tom Boer  
Edward (Ted) Boling  
Laurie Burt  
Ruth Ann Castro  
Loyti Cheng  
Lily Chinn  
Nadira Clarke  
James Colopy  
John C. Cruden  
Paul Davies  
Catharine De Lacy  
Beth Deane  
Julie Domike  
Alexandra Dapolito Dunn  
Amy L. Edwards  
Dan A. Emmett  
Mason Emmett  
David Erickson  
Adeeb R. Fadil  
Linda Fisher  
Sally R.K. Fisk  
Andrew Sabin Family  
Foundation  
J. William Futrell  
Michael B. Gerrard  
Lynn Grayson  
Carol Green  
Paul E. Hagen  
Stacey Halliday  
Margaret Anne Hill  
Buzz Hines  
Charles Howland  
Brian D. Israel  
Scott Janoe  
Michael Kavanaugh

Gwendolyn Keyes Fleming  
Laurence S. Kirsch  
Robert C. Kirsch  
Richard Leahy  
R. Christopher Locke  
Elizabeth Malone  
Martha E. Marrapese  
David Menotti  
Thomas H. Milch  
Stacey H. Mitchell  
Thomas R. Mounteer  
Kevin Murray  
Donna Mussio  
Beth Myers-Graham  
Kirsten L. Nathanson  
Peggy Otum  
Margaret E. Peloso  
Robert V. Percival  
Judith Praitis  
Davina Pujari  
Stephen Rahaim  
William K. Rawson  
Martha L. Rees  
Christopher Reynolds  
Shailesh Sahay  
John P. and Virginia B. Sall  
Justin A. Savage  
Deborah Schmall  
Ethan Shenkman  
Lucinda Starrett  
Donald W. Stever  
Nelson Talbott  
Nicholas Targ  
Nancie Thomas  
Kathryn Thomson  
Hilary Tompkins  
Michael Traynor  
Benjamin F. Wilson

### \$1,000 - \$4,999

America's Charities  
Anonymous  
Kenneth Berlin  
Karen Boudreau  
Jonathan Z. Cannon  
Ann E. Condon  
John C. Dernbach  
Joel D. Gerwitz  
Michael D. Goodstein  
Jeffrey B. Gracer  
Joel M. Gross  
Ridgway M. Hall, Jr.  
Rachel Jacobson  
Carrie Jenks  
Virginia Keare  
Daniel Krainin  
Adam Kushner  
Samuel Lawrence  
Elliott P. Laws  
John Lovenburg  
Jane C. Luxton  
Michael Mahoney  
Renee Martin-Nagle  
Craig Mathews  
Keith Matthews  
Gerrish Milliken  
Network for Good  
Vickie L. Patton  
Bob Perciasepe  
Ann Powers  
Loretta Reinersmann  
Nicholas A. Robinson  
Allison Shapiro  
Margaret Spring  
Robert M. Sussman  
William L. Thomas  
John Vermilye  
Alex Wang

### \$500 - \$999

Anonymous  
Matt Ahrens  
Scott Davidson  
David Farer  
Justin Fisch  
Philip Goldberg  
John Langdon Marsh  
Michael Miller  
Erika and Albert Odmark  
Vickie L. Patton  
Jenee Rue Sastry  
Steve Solow  
Lynne Woods

## LEGACY SOCIETY

Members of the ELI Legacy Society have indicated the Environmental Law Institute as a beneficiary in their will, trust, or other estate planning documents.

Leslie Carothers  
John C. Cruden  
Stephen Dujack  
Ridgway M. Hall, Jr.  
Carol Adaire Jones  
Craig Mathews

William H. Meadows  
Thomas Munteer  
Elissa Parker  
John A. Pendergrass  
Ann Powers  
Scott Schang



## FOUNDATION AND CORPORATE SUPPORT IN 2021

The Institute's programs and projects to advance environmental protection through law, policy, and management are made possible by generous support from our Corporate and Foundation donors.

The Atticus Trust

Naomi and Nehemiah Cohen  
Foundation

The William and Flora Hewlett  
Foundation

Charles Evans Hughes  
Memorial Fund

Community Foundation of  
Middle Tennessee

IBM Corporation

Internet Society Foundation

The JPB Foundation

Robert Wood Johnson  
Foundation

Koch Industries

Leaves of Grass Foundation

Patrick J. McGovern  
Foundation

MSB Cockayne Fund

New York Community Trust

Oak Foundation

The Pegasus Foundation

Pew Charitable Trusts

Sasakawa Peace Foundation

Shark Conservation Fund

Alfred P. Sloan Foundation

Swedish Postcode Foundation

Nelson S. Talbott Foundation

The Tinker Foundation, Inc.

Waitt Institute / Waitt  
Foundation

The Walton Family Foundation

## SPECIAL SUPPORT

- Beveridge & Diamond, PC—Beveridge & Diamond Diversity Law Clerk and pro bono General Counsel services
- Morgan, Lewis & Bockius LLP—pro bono services
- Paul Hastings LLP—pro bono services
- The many supporters of the Environmental Justice Clerkship, especially Howard University, True Cost Initiative, Crowell & Moring LLP, and Sive, Paget & Riesel, PC
- The many supporters of The Jim Rubin International Fellowship

## 2021 AWARD CEREMONY STAR SPONSORS

The Environmental Law Institute is grateful for the generous support it received from the Star Sponsors of the Annual Award Ceremony, which was held virtually and in person on October 25, 2021, and which honored Carol Browner, the longest serving EPA Administrator and a true climate champion. We would like to thank our Sponsors and the members of the Corporate, Professional, and Public Interest Associates Programs who helped make it a success.

### SUPER STAR

Arnold & Porter Kaye Scholer  
LLP  
Baker Botts L.L.P.  
Baker & Hostetler LLP

Beveridge & Diamond PC  
Covington & Burling LLP  
Crowell & Moring LLP  
Hunton Andrews Kurth LLP

King & Spalding LLP  
Latham & Watkins LLP  
Sidley Austin LLP

### STAR

Akin Gump Strauss Hauer  
& Feld LLP  
Alston & Bird LLP  
Amazon  
Barnes & Thornburg LLP  
Bergeson & Campbell, P.C.  
Best Best & Krieger LLP  
BNSF Railway Company  
Bracewell LLP  
Carol M. Browner and  
Thomas J. Downey  
Center for Climate and  
Energy Solutions  
Climate Leadership Council  
Darmody PA  
Earthjustice  
ELI Climate Judiciary Project  
Environmental Defense Fund

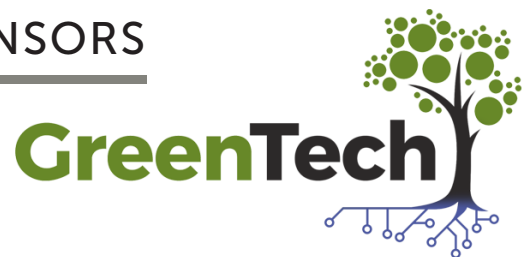
EPLET LLC  
Exelon Corporation  
Farella Braun + Martel LLP  
Foley Hoag LLP  
General Electric Company  
Geosyntec Consultants, Inc.  
Gibson, Dunn & Crutcher LLP  
Greenberg Traurig, LLP  
Hess Corporation  
Hogan Lovells US LLP  
IBM Corporation  
Jenner & Block LLP  
K&L Gates LLP  
Keller & Heckman LLP  
Kelley Drye & Warren LLP  
Kirkland & Ellis LLP  
Laurie Burt LLC  
Mattos Filho

Monterey Bay Aquarium  
Natural Resources Defense  
Council  
Paul Hastings, LLP  
Perkins Coie LLP  
Pfizer Inc.  
Shook, Hardy & Bacon L.L.P.  
Skadden, Arps, Slate, Meagher &  
Flom LLP  
Stoel Rives LLP  
Toyota Motor North America  
Van Ness Feldman LLP  
White & Case LLP  
Wiley Rein LLP  
Wilmer Cutler Pickering Hale  
and Dorr LLP  
Winston & Strawn LLP

## 2021 GREENTECH WEBINAR SERIES SPONSORS

Amazon  
BNSF Railway Company  
Exelon Corporation  
Intel Corporation

Marten Law LLC  
Quinn Emanuel Urquhart &  
Sullivan, LLP



Thousands of individuals contribute to the Institute via workplace giving through EarthShare, a nationwide network of America's leading nonprofit environmental organizations. ELI is proud to be a founding member of EarthShare and is grateful to all of our EarthShare donors.

# PROGRAM MEMBERS

## Corporate Partners

IBM Corporation

## Corporate Associates

The Coca-Cola Company  
DuPont  
Exelon Corporation  
Lockheed Martin Corporation  
Pfizer Inc.  
PSEG Service Corporation

## Corporate Members

Amazon  
Bay Environmental Technology (Beijing) Corp.  
BNSF Railway Company  
BP America, Inc.  
Cabot Corporation  
Chevron  
CropLife America  
General Electric Company  
Hess Corporation  
National Association of Clean Water Agencies  
NRG Energy, Inc.  
PepsiCo, Inc.  
POET, LLC  
SABIC  
Sanborn, Head & Associates, Inc.  
Smithfield Foods, Inc.  
Stellantis  
Toyota Motor North America, Inc.  
TRC Companies, Inc.  
Volkswagen Group of America, Inc.  
Walmart

## Professional Partners

Akin Gump Strauss Hauer & Feld LLP  
ArentFox Schiff  
Arnold & Porter  
Babst, Calland, Clements & Zomnir, P.C.  
Baker Botts L.L.P.  
BakerHostetler  
Ballard Spahr LLP  
Barnes & Thornburg LLP  
Bergeson & Campbell, P.C.  
Beveridge & Diamond, P.C.  
Blank Rome LLP  
Bracewell LLP  
Bryan Cave Leighton Paisner LLP  
Covington & Burling LLP  
Crowell & Moring LLP  
DLA Piper LLP (US)  
Dorsey & Whitney LLP  
Farella Braun + Martel LLP  
Foley Hoag LLP  
Geosyntec Consultants, Inc.  
Gibson, Dunn & Crutcher LLP  
Greenberg Traurig, LLP  
Haynes and Boone, LLP  
Hogan Lovells US LLP  
Holland & Knight LLP  
Hunton Andrews Kurth LLP  
Husch Blackwell LLP  
Jenner & Block LLP  
Keller and Heckman LLP  
King & Spalding LLP  
Kirkland & Ellis LLP  
K&L Gates LLP  
Latham & Watkins LLP  
Marten Law LLP  
Nossaman LLP  
Paul Hastings LLP  
Perkins Coie LLP  
Pillsbury Winthrop Shaw Pittman LLP  
Proskauer Rose LLP  
Quinn Emanuel Urquhart & Sullivan, LLP  
Shook, Hardy & Bacon L.L.P.  
Sidley Austin LLP  
Skadden, Arps, Slate, Meagher & Flom LLP  
Stoel Rives LLP  
Van Ness Feldman, LLP  
Venable LLP  
Vinson & Elkins L.L.P.  
White & Case LLP  
Wiley Rein LLP  
Wilmer Cutler Pickering Hale and Dorr LLP  
Winston & Strawn LLP

## Professional Associates

AECOM  
Alston & Bird LLP  
Bick Law LLP  
Cardno ChemRisk  
Davis Polk & Wardwell LLP  
Exponent, Inc.  
Fried, Frank, Harris, Shriver & Jacobson LLP  
Hanson Bridgett LLP  
Kaplan Kirsch & Rockwell LLP  
Kelley Drye & Warren LLP  
O'Melveny & Myers LLP  
Sullivan & Worcester  
Taft Stettinius & Hollister LLP  
Willkie Farr & Gallagher LLP

## Public Interest Members

Chesapeake Bay Foundation  
Earthjustice  
EarthX  
Environmental Defense Fund  
Environmental Law & Policy Center  
Ocean Conservancy  
Southern Environmental Law Center  
Wyoming Outdoor Council

## Public Interest Friends

Alliance for the Great Lakes  
Alliance for Peacebuilding  
Atlantic Coast Conservancy, Inc.  
Center for Climate and Energy Solutions (C2ES)  
Center for Progressive Reform  
The Conservation Fund  
Conservation Law Foundation  
Eastern Environmental Law Center  
Environmental Integrity Project  
Midwest Environmental Advocates  
Monterey Bay Aquarium  
National Whistleblower Center  
New Mexico Environmental Law Center  
Oceana, Inc.  
Sierra Club  
South Carolina Environmental Law Protect  
Upstate Forever  
The Watershed Institute

# FINANCIAL STATEMENTS

## Statements of Financial Position

Years Ended December 31	2021	2020
<b>Assets</b>		
Current assets		
Cash and cash equivalents	\$3,513,949	\$2,882,444
Accounts receivable		
Awards and contracts	96,861	67,877
Other	8,368	6,171
Contributions receivable, net	1,006,079	500,255
Investments	6,455,030	5,698,662
Prepaid expenses and inventory	162,225	176,471
Total current assets	11,242,512	9,331,880
Deferred compensation plan assets	82,824	45,690
Property and equipment, at cost		
Furniture, equipment, and software	466,280	450,166
Leasehold improvements	1,010,393	1,010,393
Total	1,476,673	1,460,559
Less: Accumulated depreciation and amortization	(851,017)	(736,516)
Property and equipment, net	625,656	724,043
Other assets		
Security deposit	65,604	65,604
<b>Total assets</b>	<b>\$12,016,596</b>	<b>\$10,167,217</b>
<b>Liabilities and Net Assets</b>		
Current liabilities		
Accounts payable and accrued liabilities	\$230,621	\$227,191
Accrued payroll and vacation	818,708	560,274
Deferred revenue	440,014	258,651
Refundable advances	1,338,373	522,890
Deferred rent, current portion	122,587	-
Total current liabilities	2,950,303	1,569,006
Deferred compensation plan liability	83,323	45,865
Deferred rent, net of current portion	881,743	1,090,155
Total liabilities	3,915,369	2,705,026
Net assets		
Net assets without donor restrictions	6,237,785	5,759,582
Temporarily restricted	1,863,442	1,702,609
Total net assets	8,101,227	7,462,191
<b>Total liabilities and net assets</b>	<b>\$12,016,596</b>	<b>\$10,167,217</b>

Additional financial information can be obtained from [www.eli.org](http://www.eli.org).

## Statement of Activities and Change in Net Assets

Year Ended December 31, 2021

	Without Donor Restrictions	Board Designated	Total Without Donor Restrictions	With Donor Restrictions	Total
<b>Operating revenues</b>					
Contributions					
Federal government	\$ 586,269	\$ -	\$ 586,269	\$ -	\$ 586,269
Foundation	559,107	-	559,107	1,598,399	2,157,506
Corporations and individuals	789,293	-	789,293	281,300	1,070,593
Contributed services	730,416	-	730,416	-	730,416
Award dinner	327,020	-	327,020	-	327,020
Less direct dinner benefit	(99,862)	-	(99,862)	-	(99,862)
PPP loan forgiveness*	745,000	-	745,000	-	745,000
Exchange Transactions					
Federal government	232,423	-	232,423	-	232,423
Non-government	544,592	-	544,592	-	44,592
Publication sales and subscriptions	236,608	-	236,608	-	236,608
Membership	468,598	-	468,598	-	468,598
Conferences and meetings	121,440	-	121,440	-	121,440
Other revenue	245,425	-	245,425	-	245,425
Net assets released from restriction	1,718,866	-	1,718,866	(1,718,866)	-
<b>Total operating revenues</b>	<b>7,205,195</b>	<b>-</b>	<b>7,205,195</b>	<b>160,833</b>	<b>7,366,028</b>
<b>Operating expenses</b>					
Program services					
Research, policy, and training	3,273,671	274,915	3,548,586	-	3,548,586
Associate membership	567,735	-	567,735	-	567,735
Education	236,818	-	236,818	-	236,818
Publications	661,853	-	661,853	-	661,853
Other projects	521,626	-	521,626	-	521,626
<b>Total Program services</b>	<b>5,261,703</b>	<b>274,915</b>	<b>5,536,618</b>	<b>-</b>	<b>5,536,618</b>
Supporting services					
Fundraising	388,598	-	388,598	-	388,598
Management and general	1,562,499	-	1,562,499	-	1,562,499
<b>Total supporting services</b>	<b>1,951,097</b>	<b>-</b>	<b>1,951,097</b>	<b>-</b>	<b>1,951,097</b>
<b>Total operating expenses</b>	<b>7,212,800</b>	<b>274,915</b>	<b>7,487,715</b>	<b>-</b>	<b>7,487,715</b>
Net operating income (loss)	(7,605)	(274,915)	(282,520)	160,833	(121,687)
Investment return	760,723	-	760,723	-	760,723
Changes in net assets	753,118	(274,915)	478,203	160,833	639,036
Transfer between net assets without donor restrictions	(228,250)	228,250	-	-	-
Net assets, beginning of year	4,976,792	782,790	5,759,582	1,702,609	7,462,191
<b>Net assets, end of year</b>	<b>\$5,501,660</b>	<b>\$736,125</b>	<b>\$6,237,785</b>	<b>\$1,863,442</b>	<b>\$8,101,227</b>

\*ELI was fortunate to receive funding from the Paycheck Protection Program. This funding contributed to our success in 2021. Additional financial information can be obtained from [www.eli.org](http://www.eli.org).

# SUPPORT THE ENVIRONMENTAL LAW INSTITUTE!

- Visit our website at [www.eli.org](http://www.eli.org) and read and share ELI research reports and news and events
- Donate to ELI: Options include donating through our website, Facebook, and making purchases through Amazon Smile
- See if your employer will match your contribution, or donate through the workplace giving programs of EarthShare or the Combined Federal Campaign, CFC#10629
- Become a member! Our specialized programs for environmental professionals enhance expertise, connections and provide leadership training
- Subscribe to *ELR—The Environmental Law Reporter*® or purchase an ELI Press book
- Attend and suggest topics for ELI seminars, training programs, and publications
- Attend and support ELI's Annual Award Dinner
- Join our online community and follow us on Facebook, Twitter, and LinkedIn, and our Vibrant Environment blog at [eli.org/blog](http://eli.org/blog)
- Join the Legacy Society to support ELI in perpetuity



 Like | [EnvironmentalLawInstitute](https://www.facebook.com/EnvironmentalLawInstitute)

 Join | [Environmental-Law-Institute](https://www.linkedin.com/company/Environmental-Law-Institute)

 Subscribe | [EnvironmentLaw](https://www.youtube.com/channel/UC...)

 Follow @ELIORG

 Follow @environmentallawinstitute



ENVIRONMENTAL  
LAW • INSTITUTE®

1730 M Street, NW, Suite 700  
Washington, DC 20036  
Tel. 202.939.3800  
Fax. 202.939.3868  
[www.eli.org](http://www.eli.org)