

KELLY THOMAS WOOD
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Relevant Experience

Washington State Office of the Attorney General, Ecology Division, Olympia, WA

Assistant Attorney General (May 2015 – present)

Primary Responsibilities:

- Lead attorney for Ecology's Nuclear Waste Program
- Team member, Washington v. Moniz (Hanford tank vapors litigation)
- Lead attorney for the Teck Cominco litigation
- Represent Ecology with regard to numerous cleanup sites throughout the state

Highlights:

- Member of the litigation team that secured a favorable decision from the US District Court for the Eastern District of Washington regarding the completion of Hanford's Waste Treatment Plant and the retrieval of prioritized (i.e., leaking) single-shell tanks

Phillips Burgess PLLC, Olympia, WA

Attorney (2012 – May 2015)

Primary Responsibilities:

- Anchored Phillips Burgess' environmental practice
- Represented individuals, small businesses, regional and national corporations, and public entities in environmental and land use compliance and litigation, ranging from individual permit applications and small cleanups to cost-recovery associated with multi-million dollar cleanups
- Maintained a robust litigation practice in all levels of Washington's state and federal courts and administrative tribunals, including the Washington State Supreme Court

Highlights:

- Represent a municipality on ongoing environmental investigation, remediation, and cost recovery efforts estimated at approximately \$200 million
- Represented a large, national corporation in environmental enforcement action brought by the U.S. Environmental Protection Agency
- Served as a member of Governor Inslee's Marine Resources Advisory Council; advised and educated clients on legal, economic, and business impacts of ocean acidification caused by CO² emissions

Washington State Office of the Attorney General, Ecology Division, Olympia, WA

Assistant Attorney General (2008 – 2012)

Primary Responsibilities:

- Represented the Washington State Department of Ecology under a variety of environmental and land use statutes (CERCLA, State Clean Air/Water Acts, Shoreline Management Act, Oil Pollution Act) before administrative tribunals and both state and federal trial and appellate courts
- Served as lead counsel to Resource Damage Assessment Committee and backup lead counsel to Ecology's Spills Program and SEA Program
- Defended the Department of Ecology against legal challenges, including constitutional and/or statutory claims against agency activities and challenges to agency rulemaking
- Provided advice to Ecology in a variety of legal and policy areas, including hazardous waste, natural resource damages, oil spills, water quality, air quality, climate change, and shorelines
- Served on the Attorney General Opinions Committee, authoring and reviewing official and informal Attorney General Opinions on a wide range of legal issues
- Served as law clerk coordinator, supervising Ecology Division summer law clerks

Highlights:

- *Pakootas, et al. v. Teck Cominco Metals*: CERCLA action brought by the State of Washington and the Confederated Tribes of the Colville Reservation against a Canadian mining company arising from the discharge of waste materials into the Columbia River; highly complex litigation involving a large

number of experts on a variety of technical topics, extensive discovery, and numerous rounds of motions practice; successful liability determination in September 2012

- *Citizens for Rational Shoreline Planning v. Whatcom County*: successful defense of lawsuit seeking to invalidate key Washington State shoreline protections; lead counsel from initial motion to dismiss through oral argument and unanimous, favorable decision from Washington Supreme Court
- *Automotive United Trades Organization v. State*: constitutional challenge to Washington's Hazardous Substance Tax, the primary funding mechanism for Washington's environmental remediation programs and a source of state revenues upwards of \$100 million; chief architect of State's arguments and briefing at trial and appellate levels; successfully argued summary judgment motion; unanimous, favorable decision from Washington Supreme Court

United States District Court for the Western District of Washington, Tacoma, WA
Judicial Extern for Hon. Judge Ronald Leighton (2007)

Education and Training

Seattle University School of Law, Seattle, WA

Juris Doctor, *summa cum laude*, 2007

Rank: 14 of 358; Dean's List: 2005 – 2007

Honors:

- Winner Metzger Legal Writing Competition and Scholarship, 2006
- Academic Scholarship
- Top competitor at multiple local and regional moot court competitions, 2005-2007
- CALI Award (highest grade): Legal Writing I, Environmental Law (NEPA/SEPA), Trial Advocacy

University of North Texas, Denton, TX

B.M., with honors, Music Composition 1996

M.M., with honors, Music Composition, 2003

Bar Admissions

Washington; Oregon; US District Courts, Eastern and Western Washington; 9th Cir. Court of Appeals

Professional/Pro Bono Activities

WSBA Environmental and Land Use Law Section

Executive Committee Member (2013 – present)

TCVLS Housing Justice Project

Volunteer Attorney

Friends of Capitol Forest

President (2014 – present)

Frequent presenter at WSBA, LSI, and Lorman Education environmental seminars