

# Joanna Citron Day

## **EXPERIENCE**

### **United States Department of Justice, *Washington, DC***

Senior Counsel, Environmental Enforcement Section

Trial Attorney, Environmental Enforcement Section

May 2020 – Present

December 2016 – April 2020

Lead and co-lead attorney on broad spectrum of complex civil enforcement cases for multiple federal agencies, including claims under several federal environmental statutes. Develop factual and legal bases for claims; prepare and propound discovery; identify and oversee expert witnesses; draft complaints, motions, briefs, and internal briefing memoranda; brief agency and DOJ leadership; appear at hearings, depositions, and mediations. Conduct new attorney training on discovery and client engagement, mentor attorneys and professional staff, serve on attorney and professional staff hiring committees, serve as intern coordinator, leader of Section women's affinity group for eight years and founding member of Women's Leadership Initiative, devoted to gender equity and promotion in advancement opportunities. Case accomplishments include:

- Clean Air Act (CAA) settlement requiring installation of scrubber system to remove up to 16,550 pounds of ethylene oxide and three supplemental environmental projects (SEPS), emergency equipment purchase, purchase of two mobile health units, and provision of medical services to benefit local environmental justice communities.
- CAA litigation resulting in consent decree with \$9 million in innovative relief to reduce a refinery's annual greenhouse gas emissions by 12,888 tons and payment of \$13 million in civil and stipulated penalties for statutory and past consent decree violations.
- Clean Water Act (CWA) settlement that included a 38-acre land set aside SEP with hiking trails and 20-acre riparian spawning corridor for threatened salmon populations under the Endangered Species Act (ESA).
- Multi-agency Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) settlement including recovery of \$6 million in past response costs despite significant litigation risk and contentious mediation.

### **United States Environmental Protection Agency, *Washington, DC***

Attorney, Water Enforcement Division

October 2010 – December 2016

Developed and implemented case strategy, led negotiation sessions, drafted consent decree language, drafted referrals and CWA information requests, worked closely with regional EPA attorneys and DOJ, and oversaw expert contractors for CWA enforcement actions in various stages of litigation, mediation, and settlement. Briefed high-level EPA managers on politically sensitive CWA case and policy issues. Drafted policy documents and correspondence to guide CWA enforcement actions, led portion of EPA and DOJ attorney training on CWA municipal enforcement. Served as acting Branch Chief from April 2016 through July 2016 and managed legal interns. Case accomplishments include:

- CWA settlement requiring San Antonio Water System (SAWS) to pay a civil penalty of \$2,600,000 and implement approximately \$1.1 million of injunctive relief focused on immediate repairs to SAWS' sewer system with a focus on improvements to reduce sewage overflows in historically overburdened communities.
- CWA partial settlement with City of Harrisburg, Pennsylvania to remedy years of neglecting to maintain its aging sewer system. Under the settlement, Harrisburg implemented approximately \$82 million of

injunctive relief to address chronic underinvestment in sewer and wastewater systems combined with Harrisburg's extreme financial distress.

- CWA settlement requiring the City of Ft. Smith, Arkansas to implement over \$255 million of injunctive relief to address several thousand illegal sewage overflows and effluent violations, pay of a civil penalty of \$300,000, and perform a Supplemental Environmental Project (SEP) valued at approximately \$400,000 to repair and replace leaking private laterals for low-income homeowners.

**United States Department of the Interior, Washington, DC**

Attorney, Office of the Solicitor

August 2003 – September 2010

Lead attorney for CERCLA enforcement actions against private potentially responsible parties (PRPs) on DOI-managed lands, including cost recovery and penalty actions. Developed and executed litigation and settlement strategy with clients and DOJ, drafted CERCLA information requests, negotiated settlements with private PRPs and other federal agencies at complex CERCLA sites located on DOI-managed lands, and developed proofs of claim for bankruptcy proceedings. Counseled and advised clients on various environmental law issues under federal and state law relating to cleanup of hazardous substances on public lands.

**RECOGNITION**

- DOJ Special Achievement Awards (2018, 2022, 2024(2))
- DOJ Special Accomplishment Award (2022(2))
- DOJ Certificate of Commendation (2011, 2015)
- EPA Silver Medal (2015), Bronze Medal (2017)
- DOI Performance Awards (multiple years)

**PRIOR EXPERIENCE**

**Beveridge & Diamond, PC, Washington, DC**

Associate Attorney, Environmental Litigation

Summer Associate and Law Clerk

September 2001 - April 2003

May 2000 - April 2001

Counseled and advised clients in litigation and settlement on various environmental law issues under several federal and state statutes. Provided pro bono legal services for estate planning.

**EDUCATION**

**George Washington University Law School, Washington, DC**

Juris Doctor, May 2001

Law Journal: *Public Contract Law Journal*, Notes Editor

**Cornell University, Ithaca, NY**

Bachelor of Science, May 1996, Resource Economics

Honors: Cornell National Scholar

Dean's List, five semesters

**PROFESSIONAL ASSOCIATIONS**

*Member*, New York and District of Columbia Bars

*Member*, New York Bar Association, District of Columbia Bar Association