

David A. Roth
OF COUNSEL

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As an undergraduate I studied environmental science, government policy and business. I saw law school as a way of weaving all three disciplines into a challenging, meaningful and productive career. Each day I develop legal strategies to further clients' business interests in an environmentally principled way.

Mr. Roth has over 25 years of experience in the representation of companies, businesses and individuals in a wide variety of complex environmental, health and safety matters. He assists clients in successfully resolving compliance and enforcement issues that arise under federal and state statutes, including New Jersey's Industrial Site Recovery Act (ISRA) and Site Remediation Reform Act (SRRRA), the Resource Conservation and Recovery Act (RCRA), the Clean Water Act, the Toxic Substances Control Act (TSCA), the Occupational Safety and Health Act (OSHA), and Right-to-Know laws.

Mr. Roth's practice includes counseling clients engaged in state brownfields redevelopment and other cleanup projects. He works with consultants and experts to develop cost effective strategies for complying with site investigation and remediation rules and guidance, including under the New Jersey Department of Environmental Protection's Technical Requirements for Site Remediation (TRSR) and Administrative Requirements for the Remediation of Contaminated Sites (ARRCS) rules and Licensed Site Remediation Professional (LSRP) program.

Mr. Roth represents clients concerning the environmental aspects of business transactions, such as the purchase and sale of real estate, leasing, mergers and acquisitions, and financing. His role involves

Departments

Environmental

Practice Groups

Energy, Renewable Resources
& Sustainable Development
Environmental

Education

University of Maryland School
of Law, J.D., 1985
Rutgers University, B.S., 1982

Bar Admissions

New Jersey, 1986
Maryland, 1985

assisting with due diligence, negotiating liability allocation and other contract terms, and structuring post-closing agreements dealing with site remediation, engineering and institutional controls, land use restrictions, operation and maintenance, reporting and other long-term requirements and related financial obligations.

Mr. Roth represents owners/operators, generators and other potentially responsible parties (PRPs) in private and government litigation, cost allocation and other proceedings involving the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA or Superfund), New Jersey's Spill Compensation and Control Act (Spill Act) and other state superfund laws, at federal and state hazardous waste disposal and contamination sites throughout the United States.

Results may vary depending on your particular facts and legal circumstances.

HONORS & AWARDS

- Listed in *Chambers USA* (a publication of Chambers and Partners) in the Environment practice area (2013 – present)
- Martindale-Hubbell Peer Review Rated AV® Preeminent (a trademark of Internet Brands, Inc.) (2017)

Please visit our Award Methodology page for a description of the standard or methodology on which these accolades are based. Attorney Advertising: No aspect of this advertisement has been approved by the Supreme Court of New Jersey.

REPRESENTATIVE MATTERS

Results may vary depending on your particular facts and legal circumstances.

- Mr. Roth was a member of the firm's team that advised an international Fortune 500 retailer with regard to millions of square feet of development in various locales, including redevelopment areas, tax abatement (PILOT) agreements, environmental remediation, redevelopment plans, state, regional, county and local approvals, zoning permits and certifications, miscellaneous agreements, construction permitting, and assisted in drafting leasing provisions.
- Mr. Roth played a key role in the firm's representation of the Camden Redevelopment Agency in its negotiations with the Salvation Army for the remediation, acquisition and redevelopment of a former 85-acre landfill in Camden. The location is now the site of the 120,000 square foot Ray and Joan Kroc Corps Community Center, which has brought employment opportunities, a broad range of recreational facilities and numerous additional benefits to the predominantly low-income local community since opening in October of 2014. Mr. Roth negotiated an environmental remediation agreement for the property. The firm's attorneys also handled the negotiation of a redevelopment agreement for the project and handled the closing for the sale of the property. Our press release is available [here](#).

UNIQUELY NJ

- New Jersey State Bar Association, Environmental Law Section (past Director)
- Haworth Zoning Board (former member)
- Haworth Environmental Commission (former member)
- Newark Regional Business Partnership Transportation Council (former member)

MORE ACTIVITIES & EXPERIENCE

- American Bar Association; Section of Environment, Energy, and Resources; International Environmental and Resources Law Committee Newsletter, Vice Chair; Environmental Disclosure Committee (Chair, 2013 - 2014, 2014 - 2015); Environmental Disclosure Committee Newsletters (Vice Chair, 2011 - 2013); Section of Litigation; Section of Public Utility, Communications and Transportation Law (former member)
- Brownfield Coalition of the Northeast
- University of Maryland School of Law, Alumni Board

PRESENTATIONS & SPEAKING ENGAGEMENTS

Presenter, Discharge Prevention Program: Compliance in NJ

Sponsor: *Rutgers NJAES Office of Continuing Professional Education*, May 15, 2018

Speaker, TSCA's New Amendments to the Inventory Rule: Are You Ready for What Lies Ahead?

Sponsor: *The Knowledge Group*, October 26, 2017

Lecturer, Discharge Prevention Program: Compliance in NJ

Sponsor: *Rutgers NJAES Office of Continuing Professional Education*, May 10, 2017

Speaker, A Crash Course in OSHA

Sponsor: *New Jersey Business & Industry Association*, March 24, 2017

Presenter, The New Hazardous Waste Pharmaceuticals Rule Explained: How to Develop Your Strategy for Compliance

Sponsor: *BLR—Business and Legal Resources*, May 10, 2016

Moderator, The Latest Developments in the Corporate Environmental/Sustainability Disclosure Arena

Sponsor: *American Bar Association Section on Environment, Energy, and Resources Environmental Disclosure Committee*, June 24, 2015

Presenter, Court Decisions Related to Spill Act Liability for Discharges

Sponsor: *Rutgers University – NJ Agricultural Experiment Station*, May 13, 2015

Panelist, Discharge Prevention Program: Compliance in NJ

Sponsor: *Rutgers University New Jersey Agricultural Experiment Station*, May 14, 2014

Presenter, Discharge Prevention Program: Compliance in NJ

Sponsor: *Rutgers University New Jersey Agricultural Experiment Station*, May 21, 2013

Presenter, Environmental Due Diligence in Corporate and Real Estate Transactions

Sponsor: *Hudson-Bergen Inn of Transactional Counsel*, February 13, 2013

Speaker, Discharge Prevention Program: Compliance in New Jersey

Sponsor: *Rutgers New Jersey Agricultural Experiment Station*, June 5, 2012

Panelist, Preparing for Mandatory LSRP

Sponsor: *NAIOP NJ*, February 17, 2012

Speaker, Working With Your LSRP

Sponsor: *Rutgers University Agricultural Experiment Station*, December 5, 2011

Speaker, Environmental Site Assessment & Vapor Encroachment Screening

Sponsor: *O'Brien & Gere Vapor Intrusion in New Jersey Seminar*, September 20, 2011

Presenter, Environmentally Contaminated Property Issues When Owners Face Insolvency

Sponsor: *Greenbaum, Rowe, Smith & Davis LLP webinar*, February 15, 2011

Presenter, Latest LSRP Program Developments: New Interim Rules, DEP Guidance, Insights, and Practical Tips for Doing Business

Sponsor: *Greenbaum, Rowe, Smith & Davis LLP Webinar*, November 19, 2009

Presenter, The Development and Property Values Impact of Complying with the NJDEP Water Quality Management Planning Rules

Sponsor: *Greenbaum, Rowe, Smith & Davis LLP Webinar*, October 7, 2009

Speaker on Water Quality Management Planning Rules

Sponsor: *New Jersey State Bar Association Annual Meeting*, May 2009

Speaker on Phase I Site Assessments and Preliminary Assessments

Sponsor: *Cook College*

PUBLICATIONS & ALERTS

Author, Sole Shareholder of Dry Cleaning Business Found Liable For Environmental Contamination Under New Jersey Spill Act

Greenbaum, Rowe, Smith & Davis LLP Client Alert, May 2018

Author, New OSHA Injury Reporting Requirements Will Shine Light on Safety
Greenbaum, Rowe, Smith & Davis LLP Client Alert, December 2016

Co-Author, President Signs Historic Toxic Substances Control Act Amendments
Greenbaum, Rowe, Smith & Davis LLP Client Alert, July 2016

Co-Author, EPA's Three-Part RCRA Hazardous Waste Rx for Retailers: Proposed Regulatory Changes for Pharmaceutical Waste and Generator Requirements To Be Followed by New Retail Sector Guidance
Greenbaum, Rowe, Smith & Davis LLP Client Alert, November 2015

Co-Author, Complying with the USEPA's New Solid & Hazardous Waste Regulations via Recycling
Commerce Magazine, September 2015

Co-Author, Managing Waste to Preserve Eligibility for the RCRA's Lesser Regulated Categories
Commerce Magazine, May 2015

Co-Author, EPA Revamps RCRA Rules Allowing Recycling as an Alternative to Waste Regulation
Greenbaum, Rowe, Smith & Davis LLP Client Alert, February 2015

Co-Author, Managing Hazardous Waste: Three Keys to RCRA Compliance
Commerce Magazine, September 2014

Author, Health and Safety, Prevention and Right-To-Know Reporting
New Jersey Environmental Handbook, Bernan Press, 2014, 2014

Critical Deadline for Completing Remedial Investigations in NJ Extended For Two Years
Greenbaum, Rowe, Smith & Davis LLP Client Alert, January 2014

Co-Author, New Jersey Appellate Court Upholds NJDEPs Waiver Rule
Greenbaum, Rowe, Smith & Davis LLP Client Alert, March 3, 2013

Co-Author, An Overview of DEPs Recent Updates to Technical Guidance for Vapor Intrusion
Greenbaum, Rowe, Smith & Davis LLP Client Alert, February 12, 2013

Author, NJ Appellate Division Upholds Denial Of NJDEP's Claims for Natural Resource Damages
Greenbaum, Rowe, Smith & Davis LLP Client Alert, April 2012

Co-Author, A Non-Toxic Ounce of Prevention: Notes on Handling Enron-era Environmental Investigations
New Jersey Law Journal, December 4, 2006

Co-Author, Environmental Implications of Utility De-Regulation
The Metropolitan Corporate Counsel, March 1999

NEWS

2023 Chambers USA Guide Ranks Greenbaum, Rowe, Smith & Davis in Key Practice Areas and Recognizes 22 Attorneys as Leading Individuals

June 9, 2023