

# MANKO | GOLD | KATCHER | FOX LLP

AN ENVIRONMENTAL AND ENERGY LAW PRACTICE

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## **MGKF's Bender and Moshang Presented "Emerging Issues in Environmental Law: Impacting Real Estate Acquisition, Development and Ownership"**

August 8, 2017  
King of Prussia, PA



Bender



Moshang

Philadelphia, PA (August 15, 2017) – Manko, Gold, Katcher & Fox partners Rodd Bender and Nicole Moshang presented “Emerging Issues in Environmental Law: Impacting Real Estate Acquisition, Development and Ownership,” on Tuesday August 8, 2017. Yolanda Rodriguez, Assistant Vice President and Counsel at Toll Brothers, Inc. rounded out the panel. The program was part of the one-day Ethics, Real Estate, Contracts & Commercial Law CLE Institute in King of Prussia, PA sponsored by the Greater Philadelphia Chapter of the Association of Corporate Counsel (ACC).

The presentation provided the audience with an update on new and emerging issues affecting the acquisition, ownership and redevelopment of contaminated properties. The discussion primarily focused on new state and federal vapor intrusion investigation and cleanup requirements. The panelists also provided information on recent revisions to Pennsylvania’s Act 2 cleanup standards and the management of fill

materials during construction. Through use of a hypothetical real estate transaction and redevelopment project, the program explored strategies to manage potential on-site and off-site liability risks associated with vapor intrusion concerns, revised cleanup standards, and the use of fill, as well as best practices for transactional due diligence.

Rodd Bender has concentrated on brownfield transactions and compliance counseling across a variety of regulatory programs since joining the firm in 1997. He has extensive experience structuring environmental due diligence for real estate and business transactions, negotiating environmental provisions in transactional documents, and advising developers on satisfying state and federal cleanup programs and property transfer laws consistent with business objectives. For brownfield projects Rodd has negotiated environmental insurance policies and agency liability protection agreements, and counseled clients on public involvement strategies.

Nicole Moshang is a litigation partner at the firm where she represents clients in the pursuit of and in defense of environmental claims for cost recovery, contribution, natural resource damages, toxic tort, breach of contract, insurance coverage and enforcement and penalty actions under various state and federal statutes. She also regularly advises clients on a range of environmental matters, including regulatory compliance with federal, state and local regimes as well as the environmental aspects of corporate and real estate transactions. Her clients have ranged from Fortune 500 corporations in an array of business sectors to closely held businesses, sole proprietorships, municipalities, and school districts in a variety of complex environmental matters.

*MGKF concentrates its practice in environmental, energy, litigation, safety, and land use law. It represents clients ranging from Fortune 100 corporations to small, privately held enterprises, both in the Mid-Atlantic region and on a national basis. For the 14<sup>th</sup> consecutive year, MGKF has been listed in the top tier for environmental law in Chambers USA—America's Leading Lawyers for Business. Offices are located at: 401 City Avenue, Suite 901, Bala Cynwyd, Pennsylvania; 535 Route 38, Suite 145A, Cherry Hill, New Jersey; and at 25 West Third Street, Suite 303, Williamsport, Pennsylvania. For additional information, visit [www.mankogold.com](http://www.mankogold.com) or call 484-430-5700, 856-317-1299, or 570-567-7325.*

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