

Emily E. Kimball

Counsel

Denver

Biography

Emily Kimball counsels and advocates for clients on environmental matters, with a focus on the transportation industry. Emily's experience on environmental issues includes regulatory compliance counseling, transactional diligence, and advocacy before courts and federal agencies.

She helps clients comply with the Clean Air Act (CAA) and respond to Environmental Protection Agency (EPA) information requests and enforcement actions, both in the mobile source and stationary source context. Emily also counsels and represents rail transportation industry clients on the transportation of crude oil and other hazardous materials by rail.

Emily represents corporations and trade associations before administrative agencies and quasi-regulatory bodies, including the EPA; the U.S. Department of Transportation (DOT) and its agencies, the Federal Railroad Administration and Pipeline and the Hazardous Materials Safety Administration (PHMSA); and the Association of American Railroads. Emily has filed numerous comments to agency proposed rulemakings, including PHMSA's enhanced tank car standards for high-hazard flammable trains.

Prior to joining Hogan Lovells, Emily served as a judicial clerk to the Honorable Wiley Y. Daniel, former Chief of the U.S. District Court for the District of Colorado and as a judicial intern for the Honorable Nancy E. Rice, Chief Justice of the Colorado Supreme Court.



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Languages

Spanish

Practices

Administrative and Public Law
Environment and Natural Resources
Litigation Services
Transportation

Industries

Automotive
Manufacturing and Industrials
Energy and Natural Resources
Transport and Logistics

Representative experience

U.S. v. Hyundai, et al. investigation of alleged CAA violations in the largest EPA CAA enforcement case to date.

Advising vehicle manufacturers on compliance with EPA and CARB emissions regulations, including certification and emission testing.

Assisting a vehicle manufacturer in petitioning EPA for greenhouse gas credits for off-cycle emissions control technologies.

Assisting the Railway Supply Institute to develop a U.S./Canadian regulatory strategy for crude-by-rail transport by working with U.S. and Canadian transportation officials.

Awards and rankings

- Transportation: Rail (For Railroads) (Nationwide), Up and coming, *Chambers USA*, 2020-2022
- Transport: Rail and road - Litigation and regulation, Recommended, *Legal 500 US*, 2021

Latest thinking and events

- Press Releases
 - Hogan Lovells assists Matternet in obtaining breakthrough FAA drone certification
- Announcements
 - Hogan Lovells hosts Post-White House Advanced Air Mobility (AAM) Summit reception
- News
 - TSA releases new security directives regarding cybersecurity requirements for the rail industry
- News
 - Bipartisan Infrastructure Law includes new safety measures for railroads
- News
 - PHMSA issues NPRM to temporarily suspend transport of LNG by rail *Transportation Alert*
- News

Areas of focus

Auditing, Internal Reviews, Reporting, Self-Disclosure

Clean Air

Environmental Litigation

Oil and Gas: Refinery and Petrochemical Projects

Rulemaking and Legislative Advocacy

Transportation Safety

Education and admissions

Education

J.D., Northwestern University School of Law, cum laude, 2011

B.A., Duke University, cum laude, Order of Omega Honors Society, 2006

Bar admissions and qualifications

Colorado

District of Columbia

- Staying Ahead of the Hack: New Cybersecurity Requirements on the Horizon for Trains and Planes