

BAKER BOTTS



Nadira Clarke

Section Chair - Environmental Safety &
Incident Response - East Coast

Partner

nadira.clarke@bakerbotts.com



Washington, D.C.

P: +1.202.639.7834

F: +1.202.585.4072

Practices

Crisis Management

Enforcement and Investigations

Environmental Civil and Criminal
Enforcement and Defense

Environmental Justice

Environmental, Safety and Incident
Response

Environmental, Social, Governance
(ESG)

FCPA, UK Bribery Act and Global
Anti-Corruption

Featured

Coronavirus (COVID-19) Crisis
Response Group

Women In Action

Education

J.D., University of California, Berkeley,
School of Law 1992

Chambers noted, "She has excellent experience in government investigations arising from environmental and workplace safety incidents."

Chambers USA 2020

Nadira Clarke is a formidable litigator with first-chair trial experience, she focuses her practice on technically complex, high-stakes matters. She is sought after for her aggressive defense of corporations and executives facing large-scale, multi-faceted governmental investigations. Calm and decisive by nature, she provides leadership and valuable counsel in a crisis.

Nadira previously served as an Assistant United States Attorney for the District of Maryland, and a Special Assistant United States Attorney for the Eastern District of Virginia. Well versed in the area of corporate compliance and business ethics, she works with two separate corporate monitor teams appointed by the court to oversee compliance of companies in the wake of criminal prosecution. She previously served as counsel to the Department of Justice's Office of Professional Responsibility, where she led internal professional ethics investigations involving federal prosecutors and high-ranking Department of Justice officials.

B.A., History, Tufts University 1988

Admission & Affiliations

District of Columbia Bar

Pennsylvania Bar

United States Courts of Appeals for the
Second and Fourth Circuits

United States Court of Federal Claims

United States District Court for the
District of Maryland

Early in her career, Nadira served in the highly selective U.S. Attorney General's Honor Program for the Department of Justice, and worked as a trial attorney with the Environment and Natural Resources Division, including the Environmental Crimes Section and the Natural Resource Section. She was also selected to serve as a Special Assistant to the Assistant Attorney General for the Environmental and Natural Resources Division of the Department of Justice.

Nadira is a frequent industry speaker, and has been recognized as a "Rising Star" by the Minority Corporate Counsel Association (2013). Her pro bono work includes mentoring and litigating sex-discrimination and political asylum cases.

Related Experience

- Representation of a global energy services company under criminal investigation for fraud related to inspection services provided to oil and gas production platforms.
- Representation of a global provider of labor and production services criminally charged in connection with a multi-fatality incident on an oil and gas production platform.
- Representation of an oil company in an ongoing criminal investigation into a pipeline release.
- Representation of a Fortune 100 company in connection with federal and state investigations related to a multi-fatality incident at a chemical manufacturing plant.
- Representation of a company targeted in a combined state/federal criminal investigation of alleged improper reporting of emissions in violation of the Clean Air Act.
- Representation of an individual employee of a shipping company under criminal investigation in connection with tampering with a pollution prevention device and illegal discharge of pollutants into waters of the United States.
- Representation of an international oil and gas services company in Suspension & Debarment proceedings before federal agencies relating to potential disqualification from participation in federal contracts and related subcontracts.
- Representation of an energy services company charged with criminal OSHA violations in connection with a hot work-related fatality.
- Representation of an energy company in connection with civil enforcement action involving alleged violations of state air emission regulations.
- Counsel to a manufacturing company and was granted a declination from the Department of Justice in connection with a multi-facility federal grand jury investigation involving allegations of illegal dumping of hazardous waste, bypassing of a treatment system, improper waste disposal and failure to report waste releases.
- Representation of a leading independent provider of services to the global power generation industry before the Federal Energy Regulatory Commission in connection with an investigation involving allegations of market manipulation and fraud in the sale of power to an independent system operator responsible for the operation of a region's electrical power system.
- Representation of a metal plating company in a multi-facility federal investigation of violations of the Clean Water Act.
- Lead an internal investigation involving potential Clean Air Act and Clean Water Act violations at a coke manufacturing facility.
- Lead confidential internal investigations at the Department of Justice involving allegations of professional misconduct by Assistant Attorneys Generals, US Attorneys, Assistant U.S. Attorneys and other Department of Justice lawyers.
- Lead internal investigation into whistleblower allegations of fraud by a municipal water services provider.
- Defense of a large public utility in a three-week products liability trial.

- Representation of a petroleum manufacturer in connection with a series of federal and state product liability cases involving alleged groundwater contamination by a gasoline additive.

Awards & Community

Recognized in *Chambers USA*, 2020-2021

Recognized as a Washington D.C. *Super Lawyer* (Thomson Reuters), 2014-2019

Listed in the *The Best Lawyers in America* (Woodward White, Inc.), 2019

News

results

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10 July 2023 | News Release

Baker Botts Partner Nadira Clarke Elected President of Washington, D.C. Legal Aid Board of Trustees

07 June 2023 | News Release

Baker Botts Expands Its Leading Chambers Rankings in Environmental, Safety & Incident Response

05 October 2022 | News Coverage

Expect pursuit of more criminal cases in the name of environmental justice

Reuters

Reuters

02 June 2022 | News Release

Baker Botts Expands Its Leading *Chambers USA* Rankings across its Litigation Department

02 February 2022 | News Coverage

Big data: Maps and clicks help the public advance environmental objectives

Reuters - Reuters.com

Reuters - Reuters.com

13 October 2021 | News Coverage

DC Pro Bono Week 2021 Profile: Nadira Clarke - Making Virtual Custody Representation Better for Clients

Washington Council of Lawyers

Washington Council of Lawyers

21 September 2021 | News Coverage

Environment 2021 - Legal Marketplace Analysis

Who'sWhoLegal

Who'sWhoLegal

26 July 2021 | News Release

Top Billing: Leading Women of DC

04 June 2021 | News Coverage

DOJ Official Raises Doubts On Whether SEPs Will Be Broadly Revived

Inside EPA

Inside EPA

26 May 2021 | News Coverage

Lessons from the Past for the Future of Environmental Criminal Enforcement

Environmental Law Reporter - Online, The

Environmental Law Reporter - Online, The

17 May 2021 | News Release

Baker Botts Launches ACELAS Framework to Advise Companies on Environmental Justice Issues

06 April 2021 | News Release

Baker Botts Names New Office Chairs of the Environmental, Safety & Incident Response (ESIR) Team

25 February 2021 | News Coverage

How Corporate Monitorships Can Be Feathers In Firms' Caps

Law360

Law360

27 January 2021 | News Coverage

Biden Bolsters DOJ Focus on Environmental Justice, Climate (3)

Bloomberg Law

Bloomberg Law

21 December 2020 | News Coverage

The Biggest Environmental Law Decisions Of 2020

Law360

Law360

30 June 2020 | News Release

Making Justice Real: Tiffany Cheung

22 June 2020 | News Release

Nadira Clarke Elected Fellow of The American College of Environmental Lawyers

16 June 2020 | News Coverage

Environmental Law Institute Welcomes Three New Board Members

Environmental Law Reporter - Online, The

Environmental Law Reporter - Online, The

24 April 2020 | News Release

Baker Botts Earns 10 Band-1 Practice Rankings in *Chambers USA 2020*

19 March 2020 | News Coverage

Enviro Attorneys Pivot To Clients' Coronavirus Concerns

Law360

Law360

11 March 2020 | News Release

Baker Botts Launches Multidisciplinary Coronavirus (COVID-19) Crisis Response Group, With Resource Kit and Daily Updates for Companies

08 October 2019 | News Coverage

Baker Botts' Large Enviro Platform Lures 9 Katten Attys

Law360

Law360

04 October 2019 | News Coverage

Baker Botts bolsters practice

Global Legal Post, The

Global Legal Post, The

02 October 2019 | News Release

Baker Botts Welcomes Leading, Nine-Partner Environmental, White Collar and Crisis Response Team to Four Offices, Further Strengthening Firm’s Highly Regarded Environmental and White Collar Practices

02 October 2019 | News Coverage

For Baker Botts, Ex-Katten Group Adds Crisis Response, White-Collar Heft in Environmental Practice

Texas Lawyer

Texas Lawyer

27 September 2019 | News Coverage

Katten Nine-Partner Environmental Group Said to Join Baker Botts

Bloomberg Law

Bloomberg Law

27 September 2019 | News Coverage

Katten Muchin Closing Austin, Bay Area Offices

Law360

Law360

27 September 2019 | News Coverage

Katten Closing Austin, San Francisco Offices as Environmental Group Departs

Texas Lawyer

Texas Lawyer

Thought Leadership

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Quarter 2

Equity and Justice Developments in the Energy Sector

Client Updates

Energy Update

18 April 2023

What’s Hot in Environmental Enforcement

Webinar

14 March 2023

DOJ's Environmental Crimes Section Updates Environmental Corporate Criminal Enforcement Policy

Client Updates

Environmental Update

17 January 2023

Beltway Buzz: Environmental & Energy Congressional Outlook

Webinar

2022 & 2023

Beltway Buzz

Webinar

26 October 2022

The Department of Justice Really, Really Wants You to Voluntarily Disclose Your Company's Violations. Considerations for GCs and CCOs (Part II of II)

External Article

Westlaw Today

25 October 2022

The Department of Justice Really, Really Wants You to Voluntarily Disclose Your Company's Violations. Considerations for GCs and CCOs (Part I of II)

External Article

Westlaw Today

18 October 2022

Baker Botts Beltway Buzz: Episode 1

Webinar

20 September 2022

DOJ Announces Reforms to Corporate Criminal Enforcement

Client Updates

White Collar Update

Quarter 2

2021 - Traditional Energy Rebounds and Increased Energy Transition

Client Updates

Energy Update

Quarter 2

Environmental Justice Update

Client Updates

Energy Update

31 May 2022

Environmental Justice, Climate Change, New Tools

Client Updates

Environmental Enforcement Update

09 May 2022

DOJ Announces Environmental Justice Enforcement Strategy and Revives Use of Supplemental Environmental Projects: What Companies Need to Know

Client Updates

Litigation Update

2021

Building Your Company's Environmental Justice Toolkit and the ACELAS Framework

Client Updates

27 December 2021

Environmental Evolutions: A Practical Conversation on Environmental Justice

Podcast

01 November 2021

DOJ Announces Tougher White-Collar Enforcement, Focuses on Individuals in Comprehensive New Policy

Client Updates

White Collar Update

05 October 2021

Under EPA Plan, Companies Should Ready for Increased Enforcement and Data Collection in Vulnerable Communities

Client Updates

October 2021

The Future of Environmental Criminal Enforcement

External Article

Environmental Law Reporter

04 August 2021

Surge in Environmental Justice Enforcement Prompts Intensified Corporate Attention to Community Issues

External Article

Reuters

25 June 2021

EPA Prioritizes Criminal Enforcement Activity in Environmental Justice Communities: What Companies Need to Know

Client Updates

Environmental Update

10 May 2021

ACELAS: Introduction to the Corporate Toolkit

Client Updates

Environmental Justice Update

06 May 2021

Now's the Time: Get Ready for Increased EPA Inspections in Environmental Justice Communities

Client Updates

Environmental Update

12 April 2021

Companies Should Expect Policy, Enforcement Changes After President's EPA Budget and EPA Administrator's Directive Spotlight Environmental Justice

Client Updates

Environmental Justice Update

31 March 2021

Biden Announces \$2 Trillion Infrastructure Plan with Significant Environmental Justice Provisions

Client Updates

Environmental Update

29 March 2021

White House Announces Environmental Justice Advisory Council Members

Client Updates

Environmental Update

25 March 2021

Environmental Justice Spotlight: What You Need in Your Corporate Toolkit

Webinar

04 March 2021

Environmental Justice Spotlight: Intersection of Environmental Justice and ESG Issues

Webinar

Environmental Justice Spotlight

1 March 2021

California Proposes Updates to Environmental Justice Tool CalEnviroScreen

Client Updates

Environmental Update

27 January 2021

New Executive Order Jumpstarts Sweeping Environmental Justice Changes

Client Updates

14 January 2021

Environmental Justice Spotlight: Current Developments in Environmental Justice

Webinar

11 December 2020

Merging Environmental Safety and Incident Response Teams: Meet Nadira Clarke, Lily Chinn, and Scott Janoe

External Article

ELI Insider Volume 8, Issue 4, Fall 2020

20 November 2020

Considerations for a Biden Administration - White Collar & Corporate Investigations

Video

18 November 2020

Environmental Law in a Post-Election World

Webinar

10 November 2020

Environmental Enforcement in 2021 and Beyond

15 October 2020

Baker Botts and FTI Proactive Steps for Compliance Webinar Series: Creative Approaches to Compliance in the Face of Economic and Travel Related Barriers Caused by COVID

Webinar

17 August 2020

In House Warrior: Board Advice on DEI with Nadira Clarke of Baker Botts and Hosts Derede McAlpin and Richard Levick

Podcast

13 July 2020

Criminalizing Major Accidents with Lily Chinn and Nadira Clarke of Baker Botts with Host Richard Levick

Podcast

June 2020

Mindset of a Prosecutor

Video

Spotlight on EHS Crisis Response

12 May 2020

Practical Guidance for Returning to Work in the Manufacturing, Fabrication, and Distribution Sectors

Webinar

16 March 2020

President Trump Declares Emergency Under the Stafford Act

Client Updates

Litigation Update

10 March 2020

Crisis Response Considerations - COVID-19

Client Updates

Crisis Management Update

12 November 2019

Drawing a Line: When Should Violations of Environmental Law Trigger Criminal Prosecution?

Speeches & Presentations

Panelist, ABA SEER National Enforcement Conference

Events

Recent

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23 February 2023

36th Annual Environmental, Safety, and Incident Response Seminar

09 November 2022 - 11 November 2022

National Association of Women Lawyers General Counsel Institute

23 March 2021 - 24 March 2021

Baker Botts Energy Lawyer School

Baker Botts is delighted to invite you to our Energy Lawyer School commencing on the 16 March and finishing on 24 March 2021

18 November 2020

Webinar: Environmental Law in a Post-Election World

22 October 2020

Baker Botts and FTI Proactive Steps for Compliance Webinar Series: Remote Investigations

15 October 2020

Baker Botts and FTI Proactive Steps for Compliance Webinar Series: Creative Approaches to Compliance in the Face of Economic and Travel Related Barriers Caused by COVID

LOCATIONS:

AUSTIN | BRUSSELS | DALLAS | DUBAI | HOUSTON | LONDON | MOSCOW | NEW YORK | PALO ALTO |
RIYADH | SAN FRANCISCO | SINGAPORE | WASHINGTON, D.C.

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