



Alexandra L. Lizano

Associate

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Practice Areas

Environmental Enforcement Defense | Environmental Remediation & Due Diligence | Infrastructure | Land Use | Pipelines & Terminals | Proposition 65 | Water Quality Law

Alexandra Lizano (“Ally”) combines specialized knowledge of environmental law with close attention to detail to guide clients through an ever-changing legal and regulatory landscape.

Ally represents various public and private sector clients in **environmental compliance and enforcement matters**. She regularly helps her clients navigate environmental statutes, including the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Resource Conservation and Recovery Act (RCRA), the Clean Air Act (CAA) Risk Management Program, the state statutory counterparts, and implementing regulations. Ally represents and assists clients in enforcement matters before state and federal agencies, including the United States Environmental Protection Agency, the State Water Resources Control Board and its regional water quality control boards, and the Department of Toxic Substances Control. She frequently assists clients on matters involving **environmental site remediation and environmental due diligence**. Ally also helps clients throughout the supply chain (importers, manufacturers, distributors, and retailers) comply with and litigate claims under **California's Proposition 65**. In her Proposition 65 practice, Ally focuses on consumer products such as apparel, household goods, and food products. Across various subject matters, Ally assists and represents clients in pre-trial litigation lawsuits in state and federal courts in California.

Ally has an Environmental Policy Analysis and Planning degree, which gives her an advanced understanding of natural sciences relevant to environmental matters. Before joining Downey Brand, Ally was a summer law clerk for the United States Department of Justice Environment and Natural Resources Division and a law student research fellow at the National Agricultural Law Center. These experiences contribute to her unique skillset in conducting precise legal research across various environmental subjects.

Experience

Litigation

- Experience in pre-trial litigation, including discovery and pre-trial motion practice.

- Assisted and represented retailers and manufacturers of consumer products (including food products) in complex and non-complex Proposition 65 litigation in various California state courts.
- Assisted representing a pharmaceutical company in breach of contract arbitration.
- Assisted representing fireworks company in complex civil groundwater contamination damages litigation in California state court.
- Assisted representing municipal entities with writ challenges of NPDES permit provisions.
- Represented current landowner in groundwater contamination litigation against former landowner in federal court in California.

Compliance Counseling

- Counseled clients regarding the applicability of various environmental laws.
- Advised domestic and international manufacturers and retailers of consumer products (including food products) on compliance with Proposition 65.
- Assisted in counseling a client on funding options for groundwater remediation.
- Assessed the scope of a settlement agreement to assist client with risk management.
- Assisted arguing that California Insurance Code covered client's environmental claim.
- Assisted regional grocer in developing Standard Operating Procedure for Proposition 65 compliance.
- Assisted in counseling developer regarding options for potential purchase of a contaminated site.
- Reviewed land use covenants entered between clients and Regional Water Boards, Department of Toxic Substances Control, and municipalities to counsel clients regarding scope of permissible property uses.
- Assisted client in obtaining a variance from a Regional Water Board land use covenant.
- Facilitated negotiations for Proposition 65 settlements for consumer products (including food products) for various clients.
- Researched and assisted developing regional grocer Standard Operating Procedure for transportation of hazardous waste to comply with RCRA and California Department of Toxic Substances Control regulations.
- Reviewed right-of-way agreements across dozens of adjacent parcels to determine scope of opportunities for easement holder.
- Advised municipal water district on risk of claim for tortious interference.
- Counseled grocer and retailer clients on compliance with California's Beverage Container Recycling and Litter Reduction Act.

Professional & Community Service

- Environmental Law Institute

- Groundwater Resources Association
- Proposition 65 Clearinghouse
- Anthony M. Kennedy American Inn of Court, 2021-2022
- Sacramento County Bar Association, Environmental Law Section
- California Lawyers Association, Environmental Law Section
- Sacramento Metro EDGE
- Texas A&M Agriculture Law Society, President and Co-Founder, 2018-2020
- Cal Aggie Alumni Association, Lifetime Member
- Kappa Kappa Gamma, Active Alumna
- Texas A&M University School of Law Alumni Bar Passage Mentor, 2021
- *Texas A&M Journal of Property Law*, Executive Editor, 2019-2020

Education

- J.D., *magna cum laude*, Texas A&M University School of Law, 2020
- B.S., University of California at Davis, 2017

Honors & Rankings

- Environmental Law Institute, Emerging Leaders Initiative
- Earned Texas A&M University School of Law concentrations in environmental and water law
- Order of the Coif
- National Order of the Scribes Award for Outstanding Legal Writing while in Law School, 2020
- *Texas A&M Journal of Property Law* Awards for “Outstanding Editor of the Year,” “Aggie Law Distinction of Excellence,” and “Candidate’s Award,” 2020
- Dallas Association of Young Lawyers Scholarship Recipient, 2019
- Dean’s List, 2017-2020
- UC Davis College of Agriculture and Environmental Science Student Commencement Speaker, 2017

Speaking Engagements / Events

- *Introduction to Prop. 65*, Sacramento Food & Agribusiness Forum, March 21, 2024
- *Prop 65: What Happens in California Isn’t Staying in California*, Presenter, Western Agricultural and Environmental Law Conference, May 5, 2023

Publications

- *A Year in Review – Prop. 65 Notices: Unleaded Gasoline Notices Emerge as a Top Trend Across the State in 2023*, Proposition 65: Trends and Highlights, March 2024
- *Surprising Surge in Sauces Tops Prop. 65 Food Notices in Third Quarter 2023*, Proposition 65: Trends and Highlights, November 2023
- *Council on Environmental Quality's Proposed Phase 2 Regulations Modifying the National Environmental Policy Act Are Open for Comment*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 3, Number 11, August/September 2023
- *Prop. 65 Plaintiffs are "Fishing" for More...*, Proposition 65: Trends and Highlights, July 2023
- *EPA's Amendments to the National Emissions Standards for Hazardous Air Pollutants for Site Remediation Eliminates Certain CERCLA and RCRA Exemptions*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 3, Number 5, February 2023
- *2022 Prop. 65 Roundup: Over 3,100 Notices for the Usual Suspects Including Lead and Phthalates, Plus New Trends Targeting Textiles and Apparel, and Common Holiday Spices*, Proposition 65: Trends and Highlights in 2022, February 2023
- *Ninth Circuit Reverses District Court by Finding Congressional Authorization Allows Discretionary Releases From Twitchell Dam for Species Protection*, California Water Law & Policy Reporter, Volume 33, Number 2, November 2022
- *Proposition 65 Quarterly Notice – Third Quarter 2022: Citizen Plaintiff Groups Continue to Pursue Seafood, Ceramics, and Personal Care Products*, Proposition 65: Trends and Highlights July 2022-September 2022, November 2022
- *D.C. Circuit Dismisses Environmental Interest Groups' Lawsuit Challenging U.S. EPA's Approval of Oklahoma's Coal Ash Plan under RCRA*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 2, Number 11, September 2022
- *U.S. Supreme Court Upholds Eminent Domain Authority for FERC 'Certificate' Gas Pipeline Company Despite New Jersey's Sovereign Immunity Challenges*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 2, Number 1, October 2021
- *Ninth Circuit Continues to Uphold the Significant Nexus Test for Navigable Waters Under the Clean Water Act*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 2, Number 1, October 2021
- *The D.C. Circuit Overturns EPA's 2019 Affordable Clean Energy Rule*, Environmental, Energy & Climate Change Law and Regulation Reporter, Volume 1, Number 6, March 2021
- *Legal and Regulatory Framework for Brackish Groundwater Desalination and Water Recycling in Texas*, Texas A&M University School of Law, May 2020
- *Pop-Up Potential: The Effect of Regulatory Laws on the Innovation of Pop-Up Restaurants*, Texas A&M Journal of Property Law, Vol. 6, No 4, 2020
- *State Right-to-Farm Provisions*, National Agricultural Law Center, 2019
- *Organization for Competitive Markets Seeks Judicial Review of USDA's GIPSA Rule Withdrawal*, National

Agricultural Law Center, Issue Brief Series, October 2018

- *Petition for Policy Change in FSIS' "Product of U.S.A." Label*, National Agricultural Law Center, Issue Brief Series, August 2018

Legal Alerts

- *California Bans Regulated PFAS from Apparel, Textiles, and Cosmetics*, November 3, 2022
- *California Plastics Recycling Legislation Significantly Expands Producer Responsibility*, November 3, 2022
- *Congress Passes \$1.2 Trillion Bipartisan Infrastructure Legislation*, November 10, 2021
- *Biden's Inauguration Day Executive Order on Environment and Energy Regulation*, January 27, 2021

Blogs

- *Biden's Inauguration Day Executive Order on Environment and Energy Regulation*, January 28, 2021