

Daniel J. Pope

Counsel

daniel.pope@bracewell.com

AUSTIN

+1.512.494.3675



Daniel Pope advises energy, infrastructure, and industrial clients on environmental permitting and transactions and represents clients in litigation and environmental enforcement defense under a number of environmental and natural resources statutes and regulatory programs. Daniel's practice includes providing support and guidance to clients as they perform environmental compliance audits under state and federal frameworks. He has also advised clients on environmental issues connected with emergency response and has assisted in internal investigations regarding compliance with environmental laws.

Daniel has represented numerous high-profile projects against several citizen suits and related claims under the Endangered Species Act, the Clean Water Act, the Safe Drinking Water Act, the National Historic Preservation Act, and the National Environmental Policy Act. In addition to closely tracking regulatory developments that affect the midstream industry, Daniel monitors nongovernmental organization litigation against rules and policies that can affect the industry and energy markets more broadly.

Daniel also hosts the [Environmental Law Monitor](#), Bracewell's environmental and natural resources law and policy podcast.

Prior to joining Bracewell, Daniel served in the Office of the Attorney General of Texas as an intern in the Civil Medicaid Fraud Division, and eventually as a law clerk in the Special Litigation Division. He also served as a judicial assistant for The Honorable Fred Biery, Judge to the US District Court for the Western District of Texas, San Antonio Division.

Industries

[Energy](#)

Practices

[Environment, Lands and](#)

[Resources](#)

[Government Enforcement &](#)

[Investigations](#)

Experience

City of Chicago

- federal permitting, environmental impact assessment, historic preservation, and related litigation for projects in support of The Barack Obama Presidential Center and other urban park initiatives

Holly Energy Partners, L.P.

- in a set of transactions under which Holly Energy Partners, L.P. (NYSE: HEP) and HollyFrontier Corporation (NYSE: HFC) will acquire Sinclair Transportation Company and Sinclair Oil Corporation, respectively, from The Sinclair Companies for a combined value at announcement of approximately \$2.6 billion

NRG Energy, Inc.

- \$760 million sale to an affiliate of ArcLight Capital Partners, LLC of its ownership interest in eight fossil generating facilities from its East and West regions totaling approximately 4,850 MWs

Midstream Energy Company

- represented a major pipeline company in connection with the defense of federal environmental citizen suits and tort claims as well as state agency enforcement and remediation actions arising from a release of drilling fluid to groundwater during pipeline construction

Multiple trade associations and business groups, and their member companies

- advise and advocate on modernizing federal policy under NEPA and the Clean Water Act to improving federal review and permitting procedures of energy and other infrastructure

Global Infrastructure Partners

- preferred equity investment of up to \$200 million in Dos Rios Crude Intermediate LLC, a subsidiary of Noble Midstream Partners LP formed to hold Noble Midstream's 30 percent equity interest in the EPIC Crude Pipeline, which is being designed with an initial capacity of 590 MBbl/d from the Permian Basin and Eagle Ford to the Gulf Coast

Par Pacific Holdings, Inc.

- acquisition of 100 percent of the equity interests in U.S. Oil & Refining Co. and certain affiliated entities for \$358 million, including a 42,000 bpd refinery, a marine terminal and associated logistical system in Tacoma, Washington

Credentials

Education

- The University of Texas School of Law, J.D., 2018, *with honors*
- The University of Texas at Austin, M.A., 2010
- Auburn University, B.A., 2007

Bar Admissions

- Texas
-

Recognition

BL Rankings

- *Best Lawyers*, Ones to Watch, Energy Law, 2024 – 2025

Office of the Attorney General of Texas

- Special Litigation Division, Law Clerk, 2016
- Civil Medicaid Fraud Division, Intern, 2015

US District Court for the Western District of Texas

- San Antonio, Judicial Assistant

The University of Texas School of Law

- *Texas Law Review*, Associate Editor
-

Resources

Demystifying The Good Neighbor Rule: Summary and Litigation Update

Podcast

Environmental Compliance: Readiness for a Potential Change in Administration

Update

EPA's Risk Management Plan With Craig Haas

Podcast

Reps & Warranties Insurance

Podcast

Environmental Law Seminar, November 9-10

Podcast

WOTUS, the ESA, and Permitting Through Changing Regulations With Ann Navaro and Brittany Pemberton

Podcast

Quick Hit: WOTUS after the Vacatur

Podcast

The Texas Commission on Environmental Quality: What's New and What to Expect

Podcast

Environmental Justice

Podcast

The Benefits of Environmental Compliance Audits

Podcast

Climate Change

Podcast

EPA Draft Guidance Memorandum on the Application of County of Maui

Blog Post

FOIA's Deliberative-Process Privilege and the ESA

Blog Post

Public Interest? Federal Court Questions USACE Review of Need for Hospital

Blog Post

Department of Interior Revokes Migratory Bird Treaty Act Rule

Blog Post

The Air Up There: SCOTUS Grants Cert in *West Virginia v. EPA*

Podcast

2022 Preview – Politics and Policymaking

Podcast

General Counsel Perspectives on ESG

Podcast

Federal Natural Resource Management, Permitting, and Species Protection – Expectations for 2022

Video

The Future of NEPA

Podcast

Going Green in the Brownfields: Michael Borkowski and the Community Power Group

Podcast

Environmental Enforcement, Suspension and Debarment With Robert Wagman, Jason Hutt and Kevin Collins

Podcast

Offshore Wind Litigation With Daniel Pope, Ty Johnson and Taylor Stuart

Podcast

Understanding <i>West Virginia v. EPA</i>, Part 1: The Opinions

Podcast

Understanding <i>West Virginia v. EPA</i>, Part 2: The Impact

Podcast

Looking Ahead With Erin Chancellor

Podcast

Environmental Auditing With Tim Wilkins

Podcast

Back to the Future, Part 1: Learning PFAS Lessons From the History of MTBE With Steven Cook

Podcast

Back to the Future, Part 2: Learning PFAS Lessons From the History of MTBE With Steven Cook

Podcast

Environmental Essentials Webinar Series – Updates on Waters of the United States

Video

Environmental Essentials Webinar Series – Sackett II/WOTUS IX: Implementation of the Supreme Court’s Interpretation of “Waters of the US” Under the Clean Water Act

Video

The Role of Tax Incentives in Driving Carbon Capture and Environmental Compliance

Podcast

Monitor/Sidebar Crossover Part 2: I Am the One Who Knocks

Podcast

Climate Change: A Policy Driver in Agency Decision Making

Video

Clean Water Act: The Good, The Bad, and The Muddy

Video

Environmental Essentials Webinar Series – Citizen Suits

Video

Clean Water Act Developments

Video

Cybersecurity and Infrastructure with Phil Bezanson and Seth DuCharme

Podcast

Determining Corporate Liability in the Context of Environmental Risk: Making Sense of <i>United States v. Bestfoods</i>

Podcast

Community Engagement With Jackie Medcalf

Podcast

<i>Chevron</i> Overboard? <i>Loper Bright Enterprises v. Raimondo </i>With Prof. Kristin Hickman

Podcast

Monitor/Sidebar Crossover Part 1: I Am The One Who Knocks

Podcast

Bankruptcy and Environmental Law

Podcast

Sackett II Me: Breaking Down the Arguments in <i>Sackett v. EPA</i>

Podcast

Associates Break Down the Fall Environmental Law Seminar

Podcast

All I Want For Christmas Is...Permitting Reform

Podcast

Happy Holidays: Looking Back, Looking Ahead

Podcast

Key Developments in Environmental Law and Policy in 2023, and What's Ahead in 2024

Podcast

A Strategic Approach to Emissions Credits With Anew's Kyle Breeze

Podcast

Edwards Aquifer Blindcats: A Potentially Endangered Species With Amanda Glen and Ann Navaro

Podcast

Breaking Down the Congressional Review Act: A Special CRA Explainer

Podcast

The Role of NGOs and the Private Sector in Environmental Justice With Matthew Tejada and Steven Cook

Podcast

Breaking Down the Congressional Review Act: A Special CRA Explainer

Podcast

After ‘Chevron’ Deference, “Respect”: ‘Loper Bright’ and Agency Policymaking

Article

Unpacking the Impact of NEPA Phase Two Regulations on Environmental Policy and Infrastructure Development

Podcast

Navigable Waters Protection Rule Vacated—EPA & Corps to Treat Vacatur as Nationwide

Update

Déjà Vu: CEQ to Reset NEPA Regulations, and Then Some

Update

Under the Sea: Congress Amends OCSLA to Provide for Offshore CCS

Update

USACE Changes Course on CWA Approved Jurisdictional Determinations

Update

Council on Environmental Quality Seeks Input on Path Forward for Carbon Capture

Update

Army Corps Issues Notice of Nationwide Permit 12 Review and Seeks Stakeholder Input

Update

Nothing is More Expensive Than a Missed Opportunity: A Unique New Moment for Hazardous Waste Generators in Texas

Update

Biden Administration Finalizes Redefinition of “Waters of the United States”

Update

Compliance With a Few of EPA's New RMP Program Changes Is Required Starting in May 2024

Update

The Future Is <i>Loper Bright</i>

Podcast

Environmental Essentials Webinar Series – Loper Bright Enterprises: Deference, Respect, and Early Impacts

Video

Getting Practical With PFAS: Navigating the Challenges of Forever Chemicals

Podcast

Unpacking the NEPA Ruling: Marin Audubon Society v. the FAA

Podcast

The Reasonably Foreseeable Effects of Seven County Infrastructure Coalition

Update

Navigating the Shifts in Environmental Policy and Law Under the Trump Administration

Podcast

EPA and the Army Make More Waves on WOTUS

Update

Revisiting the Endangerment Finding: The Future of Greenhouse Gas Regulation

Podcast

Seven County Infrastructure Coalition v. Eagle County: Understanding the Supreme Court's Momentous Decision on NEPA

Podcast

Publications & Speeches

- “After ‘Chevron’ Deference, “Respect”: ‘Loper Bright’ and Agency Policymaking,” *Reuters Legal News and Westlaw Today*, July 9, 2024.