

Kevin A. Ewing

Of Counsel

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Kevin Ewing helps clients with federal natural resources law and policy. He advises chiefly energy and infrastructure companies pursuing development projects, federal authorizations, or changes in agency policy, and in responding to federal enforcement and incident investigations. His clients are involved in offshore wind and O&G development, natural gas and liquids pipelines, LNG, power transmission, and urban park renewal. Kevin has almost thirty years of experience helping clients bring infrastructure projects online. He has frequently been involved in efforts to improve federal policies governing infrastructure and related permitting and agency reviews. Kevin's work extends to many statutes, including the major pollution control statutes, NEPA, NHPA, the Natural Gas Act, the Pipeline Safety laws, and federal laws governing urban parks, such as LWCFA and UPARR.

An area of special focus for more than twenty years is corporate disclosure concerning environmental, social, and governance issues (ESG) and related shareholder demands and governmental inquiries (including under the Martin Act) about climate change, hydraulic fracturing, and similar topics. He advises publicly-traded energy companies on mandatory reporting, sustainability reporting, and related litigation and policy issues.

Experience

Invenergy and energyRe

- as project sponsors, in forming a consortium of investors that secured one of six leases in the New York Bight offshore wind auction

Industries

[Energy](#)

Practices

[Carbon Capture Utilization and Storage](#)

[Environmental, Social & Governance \(ESG\)](#)

[Environment, Lands and Resources](#)

[Government Enforcement & Investigations](#)

[Incident Prevention & Response](#)

[Oil & Gas](#)

[Public Lands & Resources](#)

[Renewable Energy](#)

[Environmental Litigation](#)

[Downstream Transactions](#)

[Midstream Transactions](#)

[Upstream Transactions](#)

[Environmental Litigation &](#)

[Enforcement Defense](#)

[Natural Resource Protection](#)

[Environmental Permitting &](#)

Equinor

- \$1.1 billion sale to bp plc of a 50 percent interest in Equinor's U.S. offshore wind development portfolio, including formation of a partnership to develop and operate the Empire Wind project offshore New York and Beacon Wind project offshore Massachusetts, which together could generate over 4 GW of power

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

Project Development

Equinor

- federal leasing, permitting, and environmental impact analyses to support multiple utility-scale projects forming the U.S. offshore wind portfolio of the company, in addition to related federal litigation

Multiple LNG projects (import and export)

- environmental aspects of LNG storage, regasification, and liquefaction projects, including siting, permit strategy, and environmental impact assessment

Offshore LNG facility

- defense of the Deepwater Port Act license (Gulf Restoration Network v. U.S. Department of Transportation, 452 F.3d 362 (5th Cir. 2006))

Pipeline developers and anchor shippers

- permitting, environmental impact assessment, FERC environmental requirements and related litigation for proposed natural gas and liquids pipelines

Nonprofit developer

- NEPA litigation defending against challenges to federal approvals for an urban park project supporting underserved environmental justice communities in southwestern Michigan

Multiple trade associations and business groups, and their member companies

- advise and advocate on modernizing federal policy under NEPA, Clean Water Act, Natural Gas Act, and the pipeline and LNG safety statutes aimed at improving permitting and safety of energy and other infrastructure

Safety and Incidents

LNG developer and operator

- federal safety requirements and governmental inspections for developing and operating LNG assets, including an LNG release and related administrative actions by U.S. DOT/PHMSA

Halliburton Energy Services, Inc. / Macondo

- federal government investigations concerning the Macondo well control incident

Oilfield services and E&P companies

- post-Macondo federal policy and regulatory developments affecting energy development; permitting and financial assurance requirements; liability and enforcement; federal land policies; and the requirements of NEPA and species protection

Energy companies operating offshore

- development risk analysis associated with numerous proposed and operating offshore and nearshore energy facilities in the Northeastern U.S., Mid-Atlantic, and Gulf of Mexico n/k/a Gulf of America

Midstream and downstream energy companies

- compliance support concerning pipeline safety, Presidential and other federal permitting, jurisdictional issues for offshore and onshore gathering and transmission pipelines, and regulatory support in A&D

Corporate Disclosures

Publicly-traded upstream energy company

- securing SEC Staff no-action letter concerning shareholder climate proxy proposal

Publicly-traded energy companies

- response to shareholder proxy proposals on environmental issues and advice on long-term strategies for shareholder engagement
- mandatory and voluntary disclosure to shareholders concerning environmental matters under Regulation S-K
- defense of Martin Act investigation concerning shareholder disclosure relating to climate change
- defense of Martin Act investigation concerning shareholder disclosure relating to hydraulic fracturing

Credentials

Education

- University of Heidelberg, Master of Laws, 1993
- Georgetown University Law Center, J.D., 1991
- Yale University, B.A., 1988, *cum laude*

Bar Admissions

- Maryland
- District of Columbia

Affiliations

- Women's Council on Energy and the Environment, Past Chair, Advisory Council
- Washington Institute of Foreign Affairs
- AmericaSpeaks, Former Member, Board of Directors
- Decatur House of the National Trust for Historic Preservation, Former Member, Board of Directors

Languages

- German

Recognition

Chambers USA

- Nationwide Offshore Energy, 2023 – 2025
- District of Columbia Environment, 2017 – 2025

The Legal 500 United States

- Environment: Regulatory, 2019 – 2025
- Environment: Litigation, 2017 – 2019, 2022 – 2024
- Environment: Transactional, 2022 – 2025
- Energy: Renewable/Alternative Power, 2023 – 2024
- Energy Regulatory: Oil and Gas, 2017, 2023
- Energy: Regulatory, 2016

Portfolio Media, Inc.

- *Law360*, MVP of the Year: Environmental, 2017

ALM Media Properties

- *National Law Journal*, Energy & Environmental Trailblazer, 2017

BL Rankings

- *Best Lawyers*, Energy Law, 2023 – 2025

Delinian Limited

- *IFLR1000 Financial & Corporate and M&A Guide*, 2021 – 2024

Lawdragon Inc.

- *Lawdragon 500 Leading US Energy Lawyers*, Energy Development, 2024

Law Business Research Ltd.

- *Lexology Index's Thought Leaders: USA*, Environment, 2025

Women's Council on Energy and the Environment

- Champion Award

Resources

Environmental Justice

Podcast

Trump Administration Publishes Final Revisions to NEPA Regulations

Blog Post

California: Planning its Offshore Wind Future

Blog Post

ESG Seminar: ESG Fundamentals and Litigation

Video

The Administration's Environmental Justice Focus

Video

Climate Change on Every Menu

Video

Change at the Interior Department: A Look Ahead

Video

ESG/SEC Disclosure and Implications

Video

Infrastructure Under the Biden Administration

Video

ESG – A Look Ahead

Video

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

Update

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

Update

Litigation and Enforcement Impact of the SEC's Proposed Rules on Climate-Related Disclosure

Update

Attestation: Practical Reflections on What the SEC Climate Proposal Will Require

Update

Summary Outline of SEC's Proposed Rule on Climate-Related Disclosure and Accounting

Update

New Climate Guidance Issued to Federal Agencies Conducting Environmental Impact Analyses

Update

BOEM Proposes to Modify its Offshore Renewable Energy Regulations

Update

Offshore Wind Litigation: Court Dismisses Challenge to BOEM's Process to Identify the New York Bight Lease Areas

Blog Post

Offshore Wind Litigation: Court Denies Challenge to Major Offshore Wind Project

Update

Congress Amends NEPA in Effort to Reform Federal Permitting

Update

Offshore Wind Litigation: Court Denies Fishing Groups' Challenge to Major Offshore Wind Project

Blog Post

Update on Securities and Exchange Commission's Landmark Proposed Climate-Change Disclosure Rulemaking

Update

Hurdles Ahead for the SEC's New Climate Disclosure Proposal

Update

Environmental Essentials Webinar Series – SEC Climate Disclosure Rule

Video

Chevron Overturned: No Judicial Deference to Agencies in Interpreting Statutes

Update

Environmental Essentials Webinar Series – Greenwashing and Carbon Targets: A Prosecutor's Perspective

Video

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

Podcast

The Reasonably Foreseeable Effects of Seven County Infrastructure Coalition

Update