

# Wendy Wilkie Parker

Of Counsel

Meridian T 843.534.4172  
1320 Main Street M 843.300.5141  
17th Floor F 843.722.8700  
Columbia, SC 29201

[wendy.parker@nelsonmullins.com](mailto:wendy.parker@nelsonmullins.com)



Wendy Wilkie Parker practices environmental and energy law and immigration law. Her experience includes representation of clients before administrative agencies and in state and federal litigation; negotiation and drafting of settlement agreements, consent agreements, and consent decrees; general advice regarding regulatory compliance and permitting, the purchase, development and sale of brownfields, and environmental audits; and negotiation and drafting of environmental access agreements and environmental language for asset and property purchase agreements; including experience with CERCLA, RCRA, Clean Water Act, Endangered Species Act and Clean Air Act.

She also practices immigration law. She represents corporations and individuals in providing business immigration services. Her experience includes representation of clients in obtaining non-immigrant visas, permanent residency, and U.S. citizenship.

## Experience

Following is a selected sampling of matters and is provided for informational purposes only. Past success does not indicate the likelihood of success in any future matter.

### Experience

#### Land and Land Use

- Representing clients in numerous cases involving the federal Comprehensive Environmental Response, Compensation and Liability Act (CERCLA or Superfund), Resource Conservation and Recovery Act (RCRA), the Clean Water Act, and state environmental law

## Education

University of South Carolina School of Law,  
JD (1997)

- Articles Editor, *South Carolina Environmental Law Journal*

College of Charleston, BA, English (1994)

## Admissions

South Carolina

Texas

U.S. Court of Appeals for the Fourth Circuit

U.S. District Court for the District of South  
Carolina

## Practice Areas

[Business Immigration](#)

[Employment & Labor](#)

[Energy](#)

[Environmental](#)

[Environmental - Transactions](#)

[Environmental Compliance & Permitting](#)

[Environmental Enforcement & Litigation](#)

[Litigation](#)

- Representing clients at several Superfund sites in North Carolina, South Carolina, Georgia, and Florida
- Negotiating PRP group allocation and settlements
- Negotiating consent agreements, consent decrees, and settlement agreements with federal agencies, including the Environmental Protection Agency (EPA) and the Department of Justice (DOJ)
- Advising clients in federal Superfund and state brownfields law, including advising clients in minimizing legal liability risks associated with purchasing and redeveloping contaminated properties by negotiating state liability protection agreements (South Carolina Non Responsible Party Voluntary Cleanup Contracts), advising clients on the qualifications of the Bona Fide Prospective Purchaser status, and assisting in the procurement and negotiation of environmental insurance policies
- Drafting environmental language for purchase and sale agreements for contaminated property and reviewing Phase I Environmental Site Assessment for compliance with federal and state standards
- Serving as environmental counsel to various development groups engaged in redeveloping contaminated property in the Charleston area into mixed use commercial and residential developments
- Representing development groups and companies in the purchase and redevelopment of property for industrial uses
- Advising clients with respect to requirements under the National Environmental Policy Act (NEPA) and Environmental Impact Statement (EIS) issues
- Advising clients regarding compliance with the Resource Conservation and Recovery Act (RCRA)
- Advising clients regarding underground storage tank (UST) issues and the State Underground Petroleum Environmental Response Bank (SUPERB) Act
- Representing private clients in conducting internal investigations and defending administrative, civil and criminal enforcement actions involving waste, air and vessel pollution issues
- Representing landowners or land trusts, in association with our real estate attorneys, in private conservation easements
- Representing local government in defending land use decisions based on local zoning ordinances

## Industries

Energy & Utilities

Manufacturing

Real Estate

## Waste

- Representing and advising companies with respect to waste disposal issues

### **Energy**

- Representing a utility in the permitting of an electricity generating facility
- Representing the South Carolina Department of Health and Environmental Control (SCDHEC) in litigation involving the permitting and closure of the Safety-Kleen Pinewood hazardous waste landfill
- Representing a local government in litigation involving solid waste management

### **Water and Wetlands**

- Assisting land owners in obtaining dock and other critical area permits
- Defending enforcement actions and litigating contested cases involving wetlands permits issued by the South Carolina Department of Health and Environmental Control's Office of Ocean & Coastal Resource Management
- Representing the South Carolina Department of Health and Environmental Control (SCDHEC) in water quality litigation
- Representing companies and landowners in complying with stormwater regulations
- Representing landowners in suits to clear title to marshlands

### **Air**

- Assisting companies in obtaining air permits and ensuring continued compliance
- Litigating contested case appeals of air permits
- Defending companies in response to notices of alleged violations

### **Recognitions**

The bar rules of some states require that the standards for an attorney's inclusion in certain public accolades or recognitions be provided. When such accolades or recognitions are listed,

a hyperlink is provided that leads to a description of the respective selection methodology.

- [The Best Lawyers in America®](#) -- Environmental Law (2013-2019)
- [Columbia Business Monthly "Legal Elite"](#) -- Environmental (2017-2018)

## Professional Activities

- ABA Section of Environment, Energy, and Resources Law
- South Carolina Bar Association
  - Past Chair and Member, Environment and Natural Resources Section
- State Bar of Texas
- Austin Bar Association
- Environmental Section, Administrative Law Section, Carolinas Air Pollution Control Association

## Community

- Mentor, The First Tee of Greater Austin (November 2013-present)
- Board of Directors, Carolina Youth Development Center (2002-2009, Chair, 2007-2009)

## Articles & Speeches

### Insights

[Fourth Circuit Rules on Bona Fide Prospective Purchaser and PRP Liability](#) - Co-Author (August 16, 2013)  
[Brownfields Law and Practice](#) - Contributing Author (2006-2012)  
[Purchasing Contaminated Property – Without the Liability](#), *SC Lawyer* (January 2007)

### Alerts

[Clean Water Act Update – Court Rejects Delay of the 2015 WOTUS Rule](#), OnePoint Alert (August 17, 2018)  
[Clean Water Act Update – Supplemental Notice of Proposed Rulemaking to Repeal the 2015 WOTUS Rule](#), OnePoint Alert (July 27, 2018)  
[Recent Changes to the Procedures for Lifting the Automatic Stay in Contested Cases before the South Carolina Administrative Law Court](#), OnePoint Alert (March 23, 2018)  
[Clean Water Act Update – Executive Order Directing the Rescission or Revision of WOTUS](#), OnePoint Alert (March 8, 2017)

[RCRA Update for Retailers](#), OnePoint Alert (October 10, 2016)

[EPA and OSHA Increase Civil Penalties](#), OnePoint Alert (September 9, 2016)

[Environmental One Point – Chemical Regulation Update](#), OnePoint Alert (July 8, 2016)

[Clean Air Update – Stay of the Clean Power Plan](#), OnePoint Alert (February 11, 2016)

[Environmental Update – Revised Standard for Ozone](#), OnePoint Alert (October 13, 2015)

[Environmental Update – Clean Water Act Litigation](#), OnePoint Alert (February 23, 2015)

## **Blogs**

[The Affordable Clean Energy Rule](#), Megawatt Minute - Author (August 22, 2018)