

**MICHAEL P. VANDENBERGH**  
Vanderbilt University School of Law  
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## **EMPLOYMENT**

### **Vanderbilt University Law School, Nashville, TN**

Professor of Law, 2006 – present  
Director, Climate Change Research Network, 2007 – present  
Co-Director, Regulatory Program, 2006 – present  
Associate Professor of Law, 2004 – 2006  
Assistant Professor of Law, 2001 – 2004

### **Harvard Law School, Cambridge, MA**

Visiting Professor of Law, Fall Term 2009

### **University of Chicago Law School, Chicago, IL**

Visiting Professor of Law, October 2007

### **Latham & Watkins, Washington, DC**

Partner, 1997-2001  
Of Counsel, 1995-97  
Associate, 1990-92

### **Environmental Protection Agency, Washington, DC**

Chief of Staff, 1993-95  
Associate Deputy Administrator, 1993  
Special Assistant, 1993

### **Presidential Transition, Washington, DC**

Associate Counsel, 1992-93

### **Clinton/Gore Presidential Campaign, Raleigh, NC**

North Carolina Field Director, 1992

### **Hogan & Hartson, Washington, DC**

Associate, 1988-90

### **Judge Edward R. Becker, U.S. Court of Appeals for the Third Circuit, Philadelphia, PA**

Law Clerk, 1987-88

### **Summer Employment**

National Wildlife Federation, Washington, DC  
Biotechnology Consultant, Summer 1987  
Davis Polk & Wardwell, New York, NY  
Summer Associate, Summer 1986  
Hunton & Williams, Washington, DC & Raleigh, NC  
Summer Associate, Summer 1985

### **Office of Governor James B. Hunt, Jr., Raleigh, NC**

Staff Member, 1983-84

## **EDUCATION**

### **UNIVERSITY OF VIRGINIA SCHOOL OF LAW**

J.D., 1987  
Editor-in-Chief, Virginia Law Review  
Armour Scholar, 1984-87 (academic scholarship)  
Shannon Award  
James C. Slaughter Award  
Raven Society (honorary society)  
Co-Chair, Law Students for Public Service

### **UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL**

B.A. in Zoology, 1983  
Phi Beta Kappa  
Student Body President  
John Motley Morehead Scholar (full four year academic scholarship)  
North Carolina Fellows Program  
Honors Program

## **ARTICLES**

Michael P. Vandenberg, Brooke Ackerly & Fred Forster, *Micro-Offsets and Macro-Transformation: An Inconvenient View of Climate Change Justice*, 33 HARV. ENVTL. L. REV. (forthcoming 2009)(symposium issue)

Amanda R. Carrico, Paul Padgett, Michael P. Vandenberg, Jonathan Gilligan, & Kenneth A. Wallston, *Costly Myths: An Analysis of Idling Beliefs and Behavior in Personal Motor Vehicles*, 37 ENERGY POLICY 2881-2888 (2009)

Douglas A. Kysar & Michael P. Vandenberg, *Introduction: Climate Change and Consumption*, 38 ENVTL. L. REP. 10825-10833 (2008)(symposium issue)

Mark A. Cohen & Michael P. Vandenberg, *Consumption, Happiness, and Climate Change*, 38 ENVTL. L. REP. 10834-10837 (2008)(symposium issue)

Michael P. Vandenberg, *Climate Change: The China Problem*, 81 SO. CAL. L. REV. 905-958 (2008)

Michael P. Vandenberg, Jack Barkenbus & Jonathan Gilligan, *Climate Change: The Low-Hanging Fruit*, 55 UCLA L. REV. 1701-1758 (2008)(symposium issue)

Brooke A. Ackerly & Michael P. Vandenberg, *Climate Change Justice: The Challenge for Global Governance*, 20 GEO. INTL. ENVTL. L.J. 553-571 (2008)(symposium issue)

Paul Padgett, Anne C. Steinemann, James H. Clarke & Michael P. Vandenberg, *A Comparison of Carbon Calculators*, 28 ENVTL. IMPACT ASSESSMENT REV. 106-115 (2008)

Michael P. Vandenberg & Anne C. Steinemann, *The Carbon-Neutral Individual*, 82 N.Y.U. L. REV. 1673-1745 (2007)(selected for inclusion in the 2009-2010 Land Use and Environmental Law Review as one of the ten best environmental law articles of the year)

Michael P. Vandenberg & Brooke Ackerly, *Climate Change: The Equity Problem*, 26 VA. ENVTL. L.J. 53-76 (2007)(symposium issue)

Lisa S. Bressman & Michael P. Vandenberg, *Legitimacy, Selectivity, and the Disunitary Executive: A Reply to Sally Katzen*, 105 MICH. L. REV. 1511-1524 (2007)

Michael P. Vandenberg, *The New Wal-Mart Effect: The Role of Private Contracting in Global Governance*, 54 UCLA L. REV. 913-970 (2007)

Lisa S. Bressman & Michael P. Vandenberg, *Inside the Administrative State: A Critical Look at the Practice of Presidential Control*, 105 MICH. L. REV. 47-99 (2006)

Michael P. Vandenberg, *The Private Life of Public Law*, 105 COLUM. L. REV. 2029-2076 (2005)

Michael P. Vandenberg, *The Individual as Polluter*, 35 ENVTL. L. REP. 10727-10744 (Nov. 2005) (symposium issue)(reprinted in the ICFAI JOURNAL OF ENVIRONMENTAL LAW)

Michael P. Vandenberg, *Taking Individual Behavior Seriously*, 30 ADMIN. & REG. L. NEWS 2-4 (Fall 2005)

Michael P. Vandenberg, *Order Without Social Norms: How Personal Norms Can Protect the Environment*, 99 NW. U. L. REV. 1101-1166 (2005)

Michael P. Vandenberg, *From Smokestack to SUV: The Individual as Regulated Entity in the New Era of Environmental Law*, 57 VAND. L. REV. 515-628 (2004)

Michael P. Vandenberg, *Beyond Elegance: A Testable Typology of Social Norms in Corporate Environmental Compliance*, 22 STAN. ENVTL. L.J. 55-144 (2003) (reprinted in MAKING LAW WORK: ENVIRONMENTAL COMPLIANCE AND SUSTAINABLE DEVELOPMENT (Durwood Zaelke, Donald Kaniaru and Eva Kruzikova eds., 2005)

Michael P. Vandenberg, *The Social Meaning of Environmental Command and Control*, 20 VA. ENVTL. L.J. 191-219 (2001) (symposium issue)

Michael P. Vandenberg, *An Alternative to Ready, Fire, Aim: A New Framework to Link Environmental Targets in Environmental Law*, 85 KY. L.J. 803-918 (1997)

McGee Grigsby, Cheryl M. Coe, & Michael P. Vandenberg, *To Be or Not to Be an Impediment to Environmental Remediation: An Analysis of Section 280B*, 75 TAX NOTES 385-401 (1997)

Michael P. Vandenberg, Note, *The Rutabaga That Ate Pittsburgh: Federal Regulation of Free Release Biotechnology*, 72 VA. L. REV. 1549-68 (1986)

## **OTHER PUBLICATIONS**

Michael P. Vandenberg, *Action Taken Now Rather Than Later Is Best for All*, TENNESSEAN, Feb. 22, 2009, at 17A

Michael P. Vandenberg, *Energy Policy Task Force Will Help Tennessee Meet Its Energy Needs*, TENNESSEAN, July 1, 2008, at 7A

Peter Winik & Michael Vandenberg, *Alternative Dispute Resolution: Environmentally Sound*, LEG. TIMES, Sept. 16, 1996, at S40

Julia Hatcher, Michael Vandenberg & Dean Kato, *World Series: The Trend Toward Risk-Management Documentation and Implementation*, L.A. DAILY J., June 28, 1996, at 7

### **WORKS IN PROGRESS**

Activating Norms to Change Driving Habits: An Examination of Persuasive Communication Techniques Based on the Norm Activation Model (with PhD candidate Amanda Carrico, and Profs. Kenneth Wallston and Mark Cohen)

Carbon NEPA (with Prof. Kevin Stack)

The Behavioral Wedge (with Profs. Thomas Dietz, Gerald Gardner and Jonathan Gilligan, and Paul Stern)

The Logic of Climate Change Governance: Boundaries and Leakage (with Prof. Mark Cohen)

Rethinking Recycling (with Prof. Jonathan Gilligan and Jack Barkenbus)

### **INVITED PRESENTATIONS**

“The Logic of Climate Change Governance: Boundaries and Leakage,” Faculty Colloquium, Emory Law School (February 2009)

“Efficiency and Conservation: The Behavioral Wedge,” Conference, Sustainable Energy: The Intersection of Innovation, Law and Policy, Widener University School of Law (February 2009)

“The Behavioral Wedge: The Potential for Short-Term Greenhouse Gas Emissions Reductions from Behavioral Change in the United States,” Environmental Capstone Colloquium, Levin College of Law, University of Florida (January 2009)

“The Logic of Climate Change Governance: Boundaries and Leakage,” Faculty Workshop, Levin College of Law, University of Florida (January 2009)

“The Logic of Climate Change Governance: Boundaries and Leakage,” The Law and Economics of Global Warming Workshop, College of Law, University of Illinois-Urbana Champaign (November 2008)

“The Behavioral Wedge: The Potential for Short-Term Greenhouse Gas Emissions Reductions from Behavioral Change in the United States,”

Environmental Law Research Workshop, Georgetown University Law Center (November 2008)

“The Logic of Climate Change Governance: Boundaries and Leakage,” Legal Issues in the Governance of Supply Chains: Conference of the Vanderbilt Law and Business Program and the Regulatory Program, Vanderbilt University Law School (October 2008)(with Prof. Mark Cohen)

“Consumption, Happiness and Climate Change,” Faculty Workshop, Law School, University of North Carolina at Chapel Hill (October 2008)

“Climate Change and Consumption,” Conference, Climate Change and Consumption, Vanderbilt University Law School (April 2008)

“Developing and Testing the Equity Offset Concept,” Social and Environmental Justice Perspectives from and for Global Feminisms Workshop, Global Feminisms Collaborative, Vanderbilt University (April 2008)

“The Equity Offset Concept,” Equity Offsets: A Workshop on Justice and Climate Change, Regulatory and Social Justice Programs, Vanderbilt University Law School (March 2008)

“Climate Change for People Who Like Small Government,” Sociology Department, Belmont University (March 2008)

“Individual Carbon Emissions: The Low-Hanging Fruit,” Changing Climates: Adapting Law and Policy to a Transforming World, U.C.L.A. Law Review Volume 55 Symposium, University of California at Los Angeles (January 2008)

“Climate Change: The China Problem,” Faculty Workshop, University of Southern California, Gould School of Law (January 2008)

“Domestic and Global Responses to Climate Change,” Faculty Workshop, Vanderbilt University Law School (December 2007)

“Personal and Global Carbon Footprints,” Environmental Sciences Colloquium, Departments of Earth and Environmental Sciences and Civil and Environmental Engineering, Vanderbilt University (November 2007)

“Climate Change: The China Problem,” Environmental Law Research Workshop, Georgetown University Law Center (October 2007)

“Climate Change: The China Problem,” Randall-Park Colloquium, University of Kentucky College of Law (October 2007)

“Climate Change: The China Problem,” Works in Progress Workshop, University of Chicago Law School (October 2007)

“Climate Change: The China Problem,” Environmental Crime and Natural Resources Sustainability Conference, Michigan State University (September 2007)

“Climate Change: The China Problem,” Faculty Workshop, Temple University Beasley School of Law (September 2007)

“Climate Change: The Equity Problem,” Symposium, Individual, Private Sector, and State Responses to Global Climate Change, Virginia Environmental Law Journal, University of Virginia Law School (March 2007)

“The Role of Individual Behavior in Voluntary Carbon Emissions Reductions and Offsets,” ALI-ABA Course of Study, Global Warming: Climate Change and the Law, Washington, DC (March 2007)

“The Carbon-Neutral Individual,” Faculty Workshop, Northwestern University School of Law (April 2007)

“The New Wal-Mart Effect: The Role of Private Contracting in Global Governance,” Faculty Workshop, University of Virginia Law School (November 2006)

“The Carbon-Neutral Individual,” Faculty Workshop, University of Virginia Law School (November 2006)

“The New Wal-Mart Effect: The Role of Private Contracting in Global Governance,” Roundtable on Private Agreements and the Regulation of the Global Environment, Vanderbilt University Law School (September 2006)

“Inside the Administrative State,” Faculty Workshop, Vanderbilt University Law School (April 2006)(with Prof. Lisa Bressman)

“The Perils of Presidential Control,” Annual Meeting, American Association of Law Schools (January 2006)(with Prof. Lisa Bressman)

“The Private Life of Public Law,” Business and Government Seminar Series, John F. Kennedy School of Government, Harvard University (December 2005)

“The Private Life of Public Law,” Environmental Law Research Workshop, Georgetown University Law School (October 2005)

“Air Quality Survey Revisited: Results from 2004 and 2003-2004 Combined,” Vanderbilt Interdisciplinary Social Psychology Seminar (October 2005) (with Prof. Kenneth Wallston and Amanda Carrico, Dept. of Psychology Ph.D. student)

“The Private Life of Public Law,” Faculty Workshop, Florida State University Law School (September 2005)

“The Private Life of Public Law: Accounting for the Influence of Private Agreements on Public Regulation,” Environmental Law Workshop, University of California-Berkeley (Boalt Hall) (2005)

“The Individual as Polluter,” Symposium, The Next Frontier: Individual and Household Environmental Behavior, Vanderbilt University Owen School of Management (2005)

“The Private Life of Public Law: Accounting for the Influence of Private Agreements on Public Regulation,” Vanderbilt University Law School (2005)

“Order without Social Norms: How Personal Norms Can Protect the Environment,” Faculty Workshop, Vanderbilt University Law School (2004)

“Environmental Norm Activation,” Vanderbilt Interdisciplinary Social Psychology Seminar (2004) (with Prof. Kenneth Wallston)

“Norms, Behavior Change and Environmental Law,” Annual Meeting, Southeastern Conference of the Association of American Law Schools (2004)

“The Individual in Environmental Law,” Annual Meeting, Academy of Legal Studies in Business (Environment Section Luncheon Speaker) (2003)

“From Smokestack to SUV: The Individual as Regulated Entity in the New Era of Environmental Law,” Faculty Workshop, Vanderbilt University Law School (2003)

“An Evolutionary Analysis of Causa Mortis Gifts,” 5<sup>th</sup> Annual Scholarship Conference, Society for the Evolutionary Analysis of Law (2002) (with Daniel Orr)

“Social Norms and Corporate Environmental Compliance,” Young Scholars Workshop, Southeastern Conference of the Association of American Law Schools (2002)

“The Effect of Informal Social Control on Environmental Quality,” Vanderbilt University Civil and Environmental Engineering Department (2002)

“Developments in Environmental Law and Policy: The EPA Agenda,”  
Georgetown University Advanced Institute in Environmental Law (1993)

### **CONFERENCES & WORKSHOPS ORGANIZED**

Conference, “Legal Issues in the Governance of Supply Chains,” Vanderbilt University Law School (October 2008)(jointly sponsored by the Vanderbilt Law and Business Program and the Regulatory Program)

Conference, “Climate Change and Consumption,” Vanderbilt University Law School (April 2008)(interdisciplinary conference jointly sponsored by the American Council for an Energy-Efficient Economy, the Environmental Law Institute, the Vanderbilt Regulatory Program, the Climate Change Research Network, the Vanderbilt Center for the Study of Religion and Culture, and the Vanderbilt Center for Environmental Management Studies)

Conference, “Environmental Law and Policy Annual Review,” Rayburn House Office Building, Washington, DC (April 2008)(interdisciplinary conference jointly sponsored by the Vanderbilt Regulatory Program and the Environmental Law Institute)

Workshop, Equity Offsets: A Workshop on Justice and the Environment, Vanderbilt University Law School (March 2008)(interdisciplinary conference jointly sponsored by the Vanderbilt Regulatory and Social Justice Programs)

Roundtable, “Consumption, Law, and the Environment,” Vanderbilt University Law School (October 2006) (interdisciplinary roundtable jointly sponsored by the Vanderbilt Regulatory Program, the Vanderbilt Center for the Study of Religion and Culture, and the Vanderbilt Center for Environmental Management Studies)

Roundtable, “Private Agreements and Regulation of the Global Environment,” Vanderbilt University Law School (September 2006) (interdisciplinary roundtable jointly sponsored by the Vanderbilt Regulatory Program, the Vanderbilt International Legal Studies Program, and the Vanderbilt Center for the Environmental Management Studies)

Symposium, “The Next Frontier: Individual and Household Environmental Behavior,” Vanderbilt University Owen School of Management (2005) (interdisciplinary symposium jointly sponsored by the Environmental Law Institute, the Vanderbilt Center for Environmental Management Studies, and the Vanderbilt Center for the Study of Religion and Culture)

## **COURSES OFFERED**

Corporate Environmental Behavior  
Environmental Law  
Environmental Law and Policy Annual Review  
Environmental Regulation Capstone Seminar  
Private Environmental Law and Voluntary Overcompliance  
The Law and Business of Climate Change  
Property

## **TEACHING AWARDS**

Hall-Hartman Outstanding Professor Award (2006)

## **RESEARCH GRANTS RECEIVED**

Frist Foundation (2003), Assessing Air Quality Awareness in Middle Tennessee (co-investigator on \$10,000 grant with Prof. Renee Stiles (principal investigator), and Prof. Kenneth Wallston)

## **COMMITTEE SERVICE**

Appointments Committee (Spring 2005, Fall 2008)  
Ad Hoc Student Publications Committee (2003-2004)  
Curriculum Committee (2002-2003)  
Student-Faculty Relations Committee (2001-2002)  
Vanderbilt University Environmental Affairs Committee (2003-present)  
Vanderbilt Institute for Public Policy Studies Director Search Committee  
Vanderbilt College of Arts and Science Sustainability and Environmental Practices Committee (2006-2007)  
Vanderbilt Institute for Energy and Environment Planning Committee (2007-present)

## **OTHER LAW SCHOOL AND UNIVERSITY SERVICE**

Steering Committee, PhD Program in Law and Economics (2007 to present)  
Clerkship Advisor (Spring 2004, Fall 2005 and Spring 2006)  
Advisor, Environmental Law Society (2001 to present)  
Selected Professor, Law School Visitation Day (2005, 2007)  
Presenter, Vanderbilt Commencement Faculty Seminars (2005)  
Guest Lecturer in Phil. 352, Values and the Environment (Profs. David Wood and Beth Conklin)(2007 and 2008); ES-101, Energy Seminar (Prof. David

Kosson)(2007); ES-101.6, Future of Energy Seminar (Profs. Galloway and Overholser)(2008); HOD-2690, Corporate Social Responsibility (Prof. Brian Heuser); Law 763, International Environmental Law (Prof. Will Martin)(2007); Law 936, Choosing Legal Regimes (Prof. Erin O'Hara)(2006); Hon. 182, Neuroethics (Prof. Jeffrey Schall)(2005 and 2006); Hum. 161, New Global Crisis: Earth's Energy and Water Resources in the 21<sup>st</sup> Century (Prof. David Furbish)(2005); and ES-157, Technology and Environment (Prof. James Clarke) (2002 to 2008)

## **OTHER PROFESSIONAL ACTIVITIES**

Presenter, "A Conversation on Climate Change Policy: A Look Ahead at 2009," sponsored by the Vanderbilt Climate Change Network and the Federalist Society for Law & Public Policy, Nashville, Tennessee (February 2009)

Member, Governor's Energy Policy Task Force, and Chair, Residential Energy Work Group, Nashville, TN (2008-2009)

Member, Advisory Committee, 2009 Behavior, Energy and Climate Change (BECC) Conference, Washington, DC (November 2009)

Presenter, "The Behavioral Wedge: The Potential for Short-Term Greenhouse Gas Emissions Reductions from Behavioral Change in the United States," Environmental Law Society, College of Law, University of Illinois-Urbana Champaign (November 2008)

Presenter, "Climate Change: Taking Individual Behavior Seriously," Environmental Law Program, Law School, University of North Carolina at Chapel Hill (October 2008)

Presenter, "Environmental Law at Vanderbilt," National Council, Vanderbilt University Law School (October 2008)

Panelist, "Climate Change: Taking Individual Behavior Seriously," Staff Advisory Council, Vanderbilt University (October 2008)

Panelist, "Governor's Task Force on Energy Policy," Tennessee and the Changing American Energy Landscape, Howard H. Baker Center for Public Policy, University of Tennessee, and Belmont University (October 2008)

Presenter, "Climate Change and the Law: The Long View," Environmental Law Committee, Nashville Bar Association (January 2008)

Member, Research Project, Ecology & Spirituality in America: Exploring Possibilities for Cultural Transformation, Vanderbilt Center for the Study of Religion & Culture (2004-present)

Panelist, “Changing World, Changing Practice: The Next Generation of Environmental Law Practice,” 2007 Environmental Law Institute Fall Practice Update, Washington, DC (2007)

Presenter, “Individual Responsibility for Climate Change,” Conference, Higher Education and Sustainability in Tennessee, Belmont University (2007)

Presenter, “Individual and Corporate Responsibility for Environmental Stewardship,” Business, Society, and the Environment, Leadership Lipscomb, Lipscomb University (2007)

Presenter, “Climate Change and Behavior Change,” Lecture, Vanderbilt University Medical Center C.A.R.E.S., Vanderbilt University (2007)

Presenter, “Legal Aspects of Climate Change: The Challenge of Individual Behavior,” Environmental Law Forum, Tennessee Bar Association (2007)

Presenter, “Taking Individual Behavior Seriously,” Cultivating P2: Tennessee’s Pollution Prevention Conference (2006)

Co-Presenter, “Consumption, Culture and Happiness,” Roundtable on Consumption, Law, and the Environment, Vanderbilt University Law School (2006)(with Mark Cohen)

Co-Organizer and Presenter, Seminar, “The Threats to Environmental Sustainability,” Ecology and Spirituality Research Project, Vanderbilt Center for the Study of Religion and Culture (2005)

Presenter, “From Smokestack to SUV: A New View of the Sources of Environmental Harm,” Thinking Out of the Lunchbox Program sponsored by Vanderbilt University and the Nashville Public Library (2004)

Presenter, “A New View of Air Pollution Sources and Solutions,” Tennessee State Forums Partnership, Center for Health Services Research, Tennessee Health Science Center (2004)

Organizer and Presenter, Vanderbilt Environmental Workshops (2002-2003) (interdisciplinary workshop for Vanderbilt faculty with environmental research interests co-sponsored by the Robert Penn Warren Center for the Humanities)

Law School Faculty Participant, Vanderbilt Center for Environmental Management Studies (2001-present)

Leadership Committee for proposed Vanderbilt Institute for Environmental Risk and Resources Management (2002-2003)

Member, Steering Committee/Board of Directors, Middle Tennessee Clean Air Partnership (2003-present)

Sponsor, Vanderbilt Environmental Law Fellowships (2003-present) (fellowship program for law students interested in land conservation)