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Form 990  Department of the Treasury Internal Revenue Service	Return of Organization Exempt From Income Tax Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation) The organization may have to use a copy of this return to satisfy state reporting requirements	OMB No 1545-0047 2010 Open to Public Inspection
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A For the 2010 calendar year, or tax year beginning 07-01-2010 and ending 06-30-2011		
B Check if applicable ☒ Address change ☐ Name change ☐ Initial return ☐ Terminated ☐ Amended return ☐ Application pending	C Name of organization EARTHJUSTICE	D Employer identification number 94-1730465
	Doing Business As	E Telephone number (415) 217-2000
	Number and street (or P O box if mail is not delivered to street address) 50 CALIFORNIA STREET SUITE 500	Room/suite
	City or town, state or country, and ZIP + 4 SAN FRANCISCO, CA 94111	
	G Gross receipts \$ 61,666,052	
F Name and address of principal officer DONNELL VAN NOPPEN 50 CALIFORNIA STREET SUITE 500 SAN FRANCISCO, CA 94111		H(a) Is this a group return for affiliates? ☐ Yes ☒ No H(b) Are all affiliates included? ☐ Yes ☐ No If "No," attach a list (see instructions) H(c) Group exemption number ▶
I Tax-exempt status ☒ 501(c)(3) ☐ 501(c) () ◀ (Insert no) ☐ 4947(a)(1) or ☐ 527		
J Website: ▶ WWW.EARTHJUSTICE.ORG		
K Form of organization ☒ Corporation ☐ Trust ☐ Association ☐ Other ▶		L Year of formation 1970
M State of legal domicile CA		

Part I	Summary
Activities & Governance	1 Briefly describe the organization's mission or most significant activities WE USE THE LAW TO PROTECT THE NATURAL HERITAGE, SAFEGUARD HEALTH, AND PROMOTE CLEAN ENERGY
	2 Check this box ☐ if the organization discontinued its operations or disposed of more than 25% of its net assets
	3 Number of voting members of the governing body (Part VI, line 1a)
	4 Number of independent voting members of the governing body (Part VI, line 1b)
	5 Total number of individuals employed in calendar year 2010 (Part V, line 2a)
Revenue	6 Total number of volunteers (estimate if necessary)
	7a Total unrelated business revenue from Part VIII, column (C), line 12
	b Net unrelated business taxable income from Form 990-T, line 34
Expenses	8 Contributions and grants (Part VIII, line 1h)
	9 Program service revenue (Part VIII, line 2g)
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)
	12 Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)
	13 Grants and similar amounts paid (Part IX, column (A), lines 1–3)
	14 Benefits paid to or for members (Part IX, column (A), line 4)
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5–10)
Net Assets or Fund Balances	16a Professional fundraising fees (Part IX, column (A), line 11e)
	b Total fundraising expenses (Part IX, column (D), line 25) ▶3,621,878
	17 Other expenses (Part IX, column (A), lines 11a–11d, 11f–24f)
	18 Total expenses Add lines 13–17 (must equal Part IX, column (A), line 25)
	19 Revenue less expenses Subtract line 18 from line 12
	20 Total assets (Part X, line 16)
	21 Total liabilities (Part X, line 26)
	22 Net assets or fund balances Subtract line 21 from line 20

Part II	Signature Block
Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.	

Sign Here		*****	2012-03-01
		Signature of officer	Date
Paid Preparer Use Only		BRUCE M NEIGHBOR VP FINANCE	
		Type or print name and title	
	Print/Type preparer's name TRACY S PAGLIA	Preparer's signature TRACY S PAGLIA	Date
	Firm's name ▶ MOSS ADAMS LLP	Firm's EIN ▶	
	Firm's address ▶ 3121 WEST MARCH LANE SUITE 100	Phone no ▶ (209) 955-6100	
	STOCKTON, CA 95219		

May the IRS discuss this return with the preparer shown above? (see instructions) ☒ Yes ☐ No

Check if Schedule O contains a response to any question in this Part III ☒

EARTHJUSTICE IS A NON-PROFIT PUBLIC INTEREST LAW FIRM DEDICATED TO PROTECTING THE MAGNIFICENT PLACES, NATURAL RESOURCES, AND WILDLIFE OF THIS EARTH AND TO DEFENDING THE RIGHT OF ALL PEOPLE TO A HEALTHY ENVIRONMENT. WE BRING ABOUT FAR-REACHING CHANGE BY ENFORCING AND STRENGTHENING ENVIRONMENTAL LAWS ON BEHALF OF HUNDREDS OF ORGANIZATIONS AND COMMUNITIES.

4 Describe the exempt purpose achievements for each of the organization's three largest program services by expenses
Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and
allocations to others, the total expenses, and revenue, if any, for each program service reported

4b	(Code) (Expenses \$ 6,581,946 including grants of \$ 74,400) (Revenue \$)
	PROVIDE INCREASED PUBLIC, MEDIA AND POLICY MAKER AWARENESS OF ENVIRONMENTAL ISSUES AND THE ROLE OF LAW IN RESOLVING THEM

4c (Code) (Expenses \$ including grants of \$) (Revenue \$)

4d Other program services (Describe in Schedule O)
(Expenses \$ including grants of \$) (Revenue \$)

4e	Total program service expenses	\$ 23,102,676
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Part IV Checklist of Required Schedules

		Yes	No
1	Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? If "Yes," complete Schedule A 	1	Yes
2	Is the organization required to complete Schedule B, Schedule of Contributors (see instruction)? 	2	Yes
3	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I 	3	No
4	Section 501(c)(3) organizations. Did the organization engage in lobbying activities, or have a section 501(h) election in effect during the tax year? If "Yes," complete Schedule C, Part II 	4	Yes
5	Is the organization a section 501(c)(4), 501(c)(5), or 501(c)(6) organization that receives membership dues, assessments, or similar amounts as defined in Revenue Procedure 98-19? If "Yes," complete Schedule C, Part III 	5	No
6	Did the organization maintain any donor advised funds or any similar funds or accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? If "Yes," complete Schedule D, Part I 	6	No
7	Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas or historic structures? If "Yes," complete Schedule D, Part II 	7	No
8	Did the organization maintain collections of works of art, historical treasures, or other similar assets? If "Yes," complete Schedule D, Part III 	8	No
9	Did the organization report an amount in Part X, line 21, serve as a custodian for amounts not listed in Part X, or provide credit counseling, debt management, credit repair, or debt negotiation services? If "Yes," complete Schedule D, Part IV 	9	No
10	Did the organization, directly or through a related organization, hold assets in term, permanent, or quasi-endowments? If "Yes," complete Schedule D, Part V 	10	Yes
11	If the organization's answer to any of the following questions is 'Yes,' then complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable		
a	Did the organization report an amount for land, buildings, and equipment in Part X, line 10? If "Yes," complete Schedule D, Part VI. 	11a	Yes
b	Did the organization report an amount for investments—other securities in Part X, line 12 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VII. 	11b	No
c	Did the organization report an amount for investments—program related in Part X, line 13 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VIII. 	11c	No
d	Did the organization report an amount for other assets in Part X, line 15 that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part IX. 	11d	No
e	Did the organization report an amount for other liabilities in Part X, line 25? If "Yes," complete Schedule D, Part X. 	11e	Yes
f	Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48 (ASC 740)? If "Yes," complete Schedule D, Part X. 	11f	Yes
12a	Did the organization obtain separate, independent audited financial statements for the tax year? If "Yes," complete Schedule D, Parts XI, XII, and XIII 	12a	Yes
b	Was the organization included in consolidated, independent audited financial statements for the tax year? If "Yes," and if the organization answered 'No' to line 12a, then completing Schedule D, Parts XI, XII, and XIII is optional 	12b	No
13	Is the organization a school described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E	13	No
14a	Did the organization maintain an office, employees, or agents outside of the United States?	14a	Yes
b	Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, and program service activities outside the United States? If "Yes," complete Schedule F, Parts I and IV 	14b	Yes
15	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or assistance to any organization or entity located outside the U S ? If "Yes," complete Schedule F, Parts II and IV . . . 	15	No
16	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or assistance to individuals located outside the U S ? If "Yes," complete Schedule F, Parts III and IV . . . 	16	No
17	Did the organization report a total of more than \$15,000, of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? If "Yes," complete Schedule G, Part I (see instructions) 	17	Yes
18	Did the organization report more than \$15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? If "Yes," complete Schedule G, Part II 	18	No
19	Did the organization report more than \$15,000 of gross income from gaming activities on Part VIII, line 9a? If "Yes," complete Schedule G, Part III 	19	No
20a	Did the organization operate one or more hospitals? If "Yes," complete Schedule H	20a	No
b	If "Yes" to line 20a, did the organization attach its audited financial statement to this return? Note. Some Form 990 filers that operate one or more hospitals must attach audited financial statements (see instructions)	20b	

Part IV

Checklist of Required Schedules (continued)

21	Did the organization report more than \$5,000 of grants and other assistance to governments and organizations in the United States on Part IX, column (A), line 1? <i>If "Yes," complete Schedule I, Parts I and II</i>	21	Yes	
22	Did the organization report more than \$5,000 of grants and other assistance to individuals in the United States on Part IX, column (A), line 2? <i>If "Yes," complete Schedule I, Parts I and III</i>	22		No
23	Did the organization answer "Yes" to Part VII, Section A, questions 3, 4, or 5, about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? <i>If "Yes," complete Schedule J</i>	23	Yes	
24a	Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, that was issued after December 31, 2002? <i>If "Yes," answer lines 24b-24d and complete Schedule K. If "No," go to line 25</i>	24a		No
b	Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?	24b		
c	Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?	24c		
d	Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year?	24d		
25a	Section 501(c)(3) and 501(c)(4) organizations. Did the organization engage in an excess benefit transaction with a disqualified person during the year? <i>If "Yes," complete Schedule L, Part I</i>	25a		No
b	Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? <i>If "Yes," complete Schedule L, Part I</i>	25b		No
26	Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? <i>If "Yes," complete Schedule L, Part II</i>	26		No
27	Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, substantial contributor, or a grant selection committee member, or to a person related to such an individual? <i>If "Yes," complete Schedule L, Part III</i>	27		No
28	Was the organization a party to a business transaction with one of the following parties? (see Schedule L, Part IV instructions for applicable filing thresholds, conditions, and exceptions)			
a	A current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i>	28a		No
b	A family member of a current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i>	28b		No
c	An entity of which a current or former officer, director, trustee, or key employee (or a family member thereof) was an officer, director, trustee, or direct or indirect owner? <i>If "Yes," complete Schedule L, Part IV</i>	28c		No
29	Did the organization receive more than \$25,000 in non-cash contributions? <i>If "Yes," complete Schedule M</i>	29	Yes	
30	Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? <i>If "Yes," complete Schedule M</i>	30		No
31	Did the organization liquidate, terminate, or dissolve and cease operations? <i>If "Yes," complete Schedule N, Part I</i>	31		No
32	Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? <i>If "Yes," complete Schedule N, Part II</i>	32		No
33	Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? <i>If "Yes," complete Schedule R, Part I</i>	33		No
34	Was the organization related to any tax-exempt or taxable entity? <i>If "Yes," complete Schedule R, Parts II, III, IV, and V, line 1</i>	34	Yes	
35	Is any related organization a controlled entity within the meaning of section 512(b)(13)?	35	Yes	
a	Did the organization receive any payment from or engage in any transaction with a controlled entity within the meaning of section 512(b)(13)? <i>If "Yes," complete Schedule R, Part V, line 2</i> ☐ Yes ☒ No			
36	Section 501(c)(3) organizations. Did the organization make any transfers to an exempt non-charitable related organization? <i>If "Yes," complete Schedule R, Part V, line 2</i>	36		No
37	Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? <i>If "Yes," complete Schedule R, Part VI</i>	37		No
38	Did the organization complete Schedule O and provide explanations in Schedule O for Part VI, lines 11 and 19? Note. All Form 990 filers are required to complete Schedule O	38	Yes	

Part V

Statements Regarding Other IRS Filings and Tax Compliance

Check if Schedule O contains a response to any question in this Part V

☐

			Yes	No	
1a	Enter the number reported in Box 3 of Form 1096. Enter -0- if not applicable.	1a	295		
	b	Enter the number of Forms W-2G included in line 1a. Enter -0- if not applicable.	1b		
c		Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?		1c	Yes
2a	Enter the number of employees reported on Form W-3, <i>Transmittal of Wage and Tax Statements</i> filed for the calendar year ending with or within the year covered by this return.	2a	217		
	b		If at least one is reported on line 2a, did the organization file all required federal employment tax returns?		
Note. If the sum of lines 1a and 2a is greater than 250, you may be required to e-file (see instructions).					
3a		Did the organization have unrelated business gross income of \$1,000 or more during the year?		3a	No
b		If "Yes," has it filed a Form 990-T for this year? If "No," provide an explanation in Schedule O.		3b	
4a	At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	4a			No
	b		If "Yes," enter the name of the foreign country: See instructions for filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.		
5a		Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?		5a	No
b		Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?		5b	No
c		If "Yes" to line 5a or 5b, did the organization file Form 8886-T?		5c	
6a		Does the organization have annual gross receipts that are normally greater than \$100,000, and did the organization solicit any contributions that were not tax deductible?		6a	No
b		If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?		6b	
7 Organizations that may receive deductible contributions under section 170(c).					
a		Did the organization receive a payment in excess of \$75 made partly as a contribution and partly for goods and services provided to the payor?		7a	No
b		If "Yes," did the organization notify the donor of the value of the goods or services provided?		7b	
c		Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?		7c	No
d		If "Yes," indicate the number of Forms 8282 filed during the year.		7d	
e		Did the organization receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?		7e	No
f		Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?		7f	No
g		If the organization received a contribution of qualified intellectual property, did the organization file Form 8899 as required?		7g	
h		If the organization received a contribution of cars, boats, airplanes, or other vehicles, did the organization file a Form 1098-C?		7h	
8		Sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations. Did the supporting organization, or a donor advised fund maintained by a sponsoring organization, have excess business holdings at any time during the year?		8	
9		Sponsoring organizations maintaining donor advised funds.			
a		Did the organization make any taxable distributions under section 4966?		9a	
b		Did the organization make a distribution to a donor, donor advisor, or related person?		9b	
10 Section 501(c)(7) organizations. Enter					
a		Initiation fees and capital contributions included on Part VIII, line 12.		10a	
b		Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities.		10b	
11 Section 501(c)(12) organizations. Enter					
a		Gross income from members or shareholders.		11a	
b		Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them).		11b	
12a		Section 4947(a)(1) non-exempt charitable trusts. Is the organization filing Form 990 in lieu of Form 1041?		12a	
b		If "Yes," enter the amount of tax-exempt interest received or accrued during the year.		12b	
13		Section 501(c)(29) qualified nonprofit health insurance issuers.			
a		Is the organization licensed to issue qualified health plans in more than one state? Note. See the instructions for additional information the organization must report on Schedule O.		13a	
b		Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans.		13b	
c		Enter the amount of reserves on hand.		13c	
14a		Did the organization receive any payments for indoor tanning services during the tax year?		14a	No
b		If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O.		14b	

Part VI

Governance, Management, and Disclosure For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.
Check if Schedule O contains a response to any question in this Part VI ☒

Section A. Governing Body and Management

		Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year		
1a	30		
b	Enter the number of voting members included in line 1a, above, who are independent	1b	30
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?	2	No
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?	3	No
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?	4	No
5	Did the organization become aware during the year of a significant diversion of the organization's assets?	5	No
6	Does the organization have members or stockholders?	6	No
7a	Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body?	7a	No
b	Are any decisions of the governing body subject to approval by members, stockholders, or other persons?	7b	No
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following		
a	The governing body?	8a	Yes
b	Each committee with authority to act on behalf of the governing body?	8b	Yes
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O	9	No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

		Yes	No
10a	Does the organization have local chapters, branches, or affiliates?	10a	Yes
b	If "Yes," does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization?	10b	Yes
11a	Has the organization provided a copy of this Form 990 to all members of its governing body before filing the form?	11a	No
b	Describe in Schedule O the process, if any, used by the organization to review this Form 990		
12a	Does the organization have a written conflict of interest policy? If "No," go to line 13	12a	Yes
b	Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	12b	Yes
c	Does the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe in Schedule O how this is done	12c	Yes
13	Does the organization have a written whistleblower policy?	13	Yes
14	Does the organization have a written document retention and destruction policy?	14	Yes
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a	The organization's CEO, Executive Director, or top management official	15a	Yes
b	Other officers or key employees of the organization	15b	Yes
	If "Yes" to line 15a or 15b, describe the process in Schedule O (See instructions)		
16a	Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?	16a	No
b	If "Yes," has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements?	16b	

Section C. Disclosure

17	List the States with which a copy of this Form 990 is required to be filed AL , AK , AZ , AR , CA , CT , FL , GA , IL , KS , KY , LA , MD , MA , MI , MN , MS , NH , NJ , NM , NY , NC , OH , OK , OR , PA , RI , SC , TN , UT , VA , WA , WV , WI , HI , MO
18	Section 6104 requires an organization to make its Form 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection. Indicate how you make these available. Check all that apply. ☒ Own website ☐ Another's website ☒ Upon request
19	Describe in Schedule O whether (and if so, how), the organization makes its governing documents, conflict of interest policy, and financial statements available to the public. See Additional Data Table.
20	State the name, physical address, and telephone number of the person who possesses the books and records of the organization BRUCE M NEIGHBOR VP FINANCE 50 CALIFORNIA STREET SUITE 500 SAN FRANCISCO, CA 94111 (415) 217-2000

Part VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

Check if Schedule O contains a response to any question in this Part VII ☐

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

1a Complete this table for all persons required to be listed. Report compensation for the calendar year ending with or within the organization's tax year.

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation, and **current** key employees Enter -0- in columns (D), (E), and (F) if no compensation was paid
- List all of the organization's **current** key employees, if any See instructions for definition of "key employee "
- List the organization's five **current** highest compensated employees (other than an officer, director, trustee or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) of more than \$100,000 from the organization and any related organizations
- List all of the organization's **former** officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations
- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations

List persons in the following order: individual trustees or directors; institutional trustees; officers; key employees; highest compensated employees; and former such persons

☐ Check this box if neither the organization nor any related organization compensated any current officer, director, or trustee

[illegible]

Part VII

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and Title	(B) Average hours per week (describe hours for related organizations in Schedule O)	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
See Additional Data Table										
1b	Sub-Total									
c	Total from continuation sheets to Part VII, Section A									
d	Total (add lines 1b and 1c)							2,403,673	0	523,026

2

Total number of individuals (including but not limited to those listed above) who received more than \$100,000 in reportable compensation from the organization▶41

3

Did the organization list any **former** officer, director or trustee, key employee, or highest compensated employee on line 1a? *If "Yes," complete Schedule J for such individual*

3

Yes

4

For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? *If "Yes," complete Schedule J for such individual*

4

Yes

5

Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? *If "Yes," complete Schedule J for such person*

5

No

Section B. Independent Contractors

1

Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization

(A) Name and business address	(B) Description of services	(C) Compensation
UNDERGROUND ADVERTISING STRATEGY & DESIG 303 SACRAMENTO ST FL 4 SAN FRANCISCO, CA 94111	ADVERTISING	316,520
CHAPMAN CUBINE ADAMS HUSSEY INC 1600 WILSON BLVD 300 ARLINGTON, VA 22209	DIRECT MAIL CONSULTANT	311,205
IMAGE X 6150 STONERIDGE MALL ROAD SUITE 20 PLEASANTON, CA 94588	REPRODUCTION & PRINTING	310,545
XTELESIS CORP 1640 GILBRETH ROAD BURLINGAME, CA 94010	TELEPHONE SOFTWARE & EQUIPMENT	249,311
NAMES IN THE NEWS 180 GRAND AVENUE SUITE 1545 OAKLAND, CA 94612	DONOR LISTS	214,840
2	Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 in compensation from the organization ▶12	

Form **990** (2010)

Part VIII

Statement of Revenue

			(A)	(B)	(C)	(D)	
			Total revenue	Related or exempt function revenue	Unrelated business revenue	Revenue excluded from tax under sections 512, 513, or 514	
Contributions, gifts, grants and other similar amounts	1a	Federated campaigns	1a				
	b	Membership dues	1b				
	c	Fundraising events	1c				
	d	Related organizations	1d				
	e	Government grants (contributions)	1e				
	f	All other contributions, gifts, grants, and similar amounts not included above	1f	29,629,520			
	g	Noncash contributions included in lines 1a-1f \$		2,283,927			
	h	Total. Add lines 1a-1f		29,629,520			
	Program Service Revenue	2a	COURT AWARDS	541100	3,738,687	3,738,687	
b		CLIENT COST RECOVERIES	541100	231,348	231,348		
c		PRODUCT SALES	900099	4,464	4,464		
d							
e							
f		All other program service revenue					
g		Total. Add lines 2a-2f		3,974,499			
Other Revenue		3	Investment income (including dividends, interest and other similar amounts)		806,801		806,801
		4	Income from investment of tax-exempt bond proceeds				
	5	Royalties					
	6a	Gross Rents	(i) Real 3,460	(ii) Personal			
	b	Less rental expenses					
	c	Rental income or (loss)	3,460				
	d	Net rental income or (loss)		3,460		3,460	
	7a	Gross amount from sales of assets other than inventory	(i) Securities 27,145,951	(ii) Other			
	b	Less cost or other basis and sales expenses	27,119,827				
	c	Gain or (loss)	26,124				
	d	Net gain or (loss)		26,124		26,124	
	8a	Gross income from fundraising events (not including \$ _____ of contributions reported on line 1c) See Part IV, line 18	a				
	b	Less direct expenses	b				
	c	Net income or (loss) from fundraising events					
	9a	Gross income from gaming activities See Part IV, line 19	a				
	b	Less direct expenses	b				
	c	Net income or (loss) from gaming activities					
	10a	Gross sales of inventory, less returns and allowances	a				
b	Less cost of goods sold	b					
c	Net income or (loss) from sales of inventory						
Miscellaneous Revenue		Business Code					
11a	MAILING LIST RENTAL	900099	99,188			99,188	
b	OTHER MISC INCOME	900099	6,633			6,633	
c							
d	All other revenue						
e	Total. Add lines 11a-11d		105,821				
12	Total revenue. See Instructions		34,546,225	3,974,499	0	942,206	

Part IX

Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.

All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.		(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1	Grants and other assistance to governments and organizations in the U S See Part IV, line 21	74,400	74,400		
2	Grants and other assistance to individuals in the U S See Part IV, line 22				
3	Grants and other assistance to governments, organizations, and individuals outside the U S See Part IV, lines 15 and 16				
4	Benefits paid to or for members				
5	Compensation of current officers, directors, trustees, and key employees	2,176,286	1,432,440	557,189	186,657
6	Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)	169,639	169,639		
7	Other salaries and wages	12,324,631	10,622,871	831,162	870,598
8	Pension plan contributions (include section 401(k) and section 403(b) employer contributions)	945,160	812,181	62,333	70,646
9	Other employee benefits	2,178,459	1,834,062	169,583	174,814
10	Payroll taxes	1,028,688	868,061	88,902	71,725
a	Fees for services (non-employees) Management	7,500	5,787	1,018	695
b	Legal	40,041	30,094	3,185	6,762
c	Accounting	121,701	91,469	9,681	20,551
d	Lobbying				
e	Professional fundraising services See Part IV, line 17	586,783			586,783
f	Investment management fees	39,653		39,653	
g	Other	1,008,403	710,220	180,834	117,349
12	Advertising and promotion	897,402	897,402		
13	Office expenses	2,327,346	1,234,779	243,502	849,065
14	Information technology				
15	Royalties				
16	Occupancy	2,222,872	1,780,659	240,599	201,614
17	Travel				
18	Payments of travel or entertainment expenses for any federal, state, or local public officials	481,115	394,101	47,657	39,357
19	Conferences, conventions, and meetings	174,120	134,342	23,641	16,137
20	Interest				
21	Payments to affiliates				
22	Depreciation, depletion, and amortization	613,884	423,841	98,663	91,380
23	Insurance	83,026	68,209	4,745	10,072
24	Other expenses Itemize expenses not covered above (List miscellaneous expenses in line 24f If line 24f amount exceeds 10% of line 25, column (A) amount, list line 24f expenses on Schedule O)				
a	DIRECT CASE COSTS	1,186,761	1,186,761		
b	OTHER CONTRACTED SVCS	518,705	213,513	14,151	291,041
c	RESEARCH	33,524	19,031	7,300	7,193
d					
e					
f	All other expenses	129,666	98,814	21,413	9,439
25	Total functional expenses. Add lines 1 through 24f	29,369,765	23,102,676	2,645,211	3,621,878
26	Joint costs. Check here ☒ if following SOP 98-2 (ASC 958-720) Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation	953,471	753,242	0	200,229

Part X

Balance Sheet

					(A)		(B)
					Beginning of year		End of year
Assets	1	Cash—non-interest-bearing			789,439	1	164,278
	2	Savings and temporary cash investments			3,685,333	2	9,956,866
	3	Pledges and grants receivable, net			4,169,194	3	5,303,451
	4	Accounts receivable, net			48,386	4	38,388
	5	Receivables from current and former officers, directors, trustees, key employees, and highest compensated employees. Complete Part II of Schedule L				5	
	6	Receivables from other disqualified persons (as defined under section 4958(f)(1)), persons described in section 4958(c)(3)(B), and contributing employers, and sponsoring organizations of section 501(c)(9) voluntary employees' beneficiary organizations (see instructions). Schedule L				6	
	7	Notes and loans receivable, net				7	
	8	Inventories for sale or use				8	
	9	Prepaid expenses and deferred charges			696,055	9	749,488
	10a	Land, buildings, and equipment: cost or other basis. Complete Part VI of Schedule D.	10a	5,793,898	1,631,061	10c	1,637,046
	b	Less: accumulated depreciation	10b	4,156,852			
	11	Investments—publicly traded securities			27,015,682	11	30,179,915
	12	Investments—other securities. See Part IV, line 11			929,972	12	
	13	Investments—program-related. See Part IV, line 11				13	
	14	Intangible assets				14	
	15	Other assets. See Part IV, line 11			305,804	15	354,451
16	Total assets. Add lines 1 through 15 (must equal line 34)			39,270,926	16	48,383,883	
Liabilities	17	Accounts payable and accrued expenses			2,139,308	17	2,138,553
	18	Grants payable				18	
	19	Deferred revenue				19	
	20	Tax-exempt bond liabilities				20	
	21	Escrow or custodial account liability. Complete Part IV of Schedule D				21	
	22	Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L				22	
	23	Secured mortgages and notes payable to unrelated third parties				23	
	24	Unsecured notes and loans payable to unrelated third parties				24	
	25	Other liabilities. Complete Part X of Schedule D			4,754,104	25	4,988,480
	26	Total liabilities. Add lines 17 through 25			6,893,412	26	7,127,033
Net Assets or Fund Balances	Organizations that follow SFAS 117, check here ☒ and complete lines 27 through 29, and lines 33 and 34.						
	27	Unrestricted net assets			19,973,892	27	25,527,950
	28	Temporarily restricted net assets			10,955,789	28	14,281,067
	29	Permanently restricted net assets			1,447,833	29	1,447,833
	Organizations that do not follow SFAS 117, check here ☐ and complete lines 30 through 34.						
	30	Capital stock or trust principal, or current funds				30	
	31	Paid-in or capital surplus, or land, building or equipment fund				31	
	32	Retained earnings, endowment, accumulated income, or other funds				32	
	33	Total net assets or fund balances			32,377,514	33	41,256,850
34	Total liabilities and net assets/fund balances			39,270,926	34	48,383,883	

Part XI Reconciliation of Net Assets

Check if Schedule O contains a response to any question in this Part XI

1	Total revenue (must equal Part VIII, column (A), line 12)	1	34,546,225
2	Total expenses (must equal Part IX, column (A), line 25)	2	29,369,765
3	Revenue less expenses Subtract line 2 from line 1	3	5,176,460
4	Net assets or fund balances at beginning of year (must equal Part X, line 33, column (A))	4	32,377,514
5	Other changes in net assets or fund balances (explain in Schedule O)	5	3,702,876
6	Net assets or fund balances at end of year Combine lines 3, 4, and 5 (must equal Part X, line 33, column (B))	6	41,256,850

Part XII Financial Statements and Reporting

Check if Schedule O contains a response to any question in this Part XII

		Yes	No
1	Accounting method used to prepare the Form 990 ☐ Cash ☒ Accrual ☐ Other _____ If the organization changed its method of accounting from a prior year or checked "Other," explain in Schedule O		
2a	Were the organization's financial statements compiled or reviewed by an independent accountant?		No
b	Were the organization's financial statements audited by an independent accountant?	Yes	
c	If "Yes," to 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? If the organization changed either its oversight process or selection process during the tax year, explain in Schedule O	Yes	
d	If "Yes" to line 2a or 2b, check a box below to indicate whether the financial statements for the year were issued on a separate basis, consolidated basis, or both ☒ Separate basis ☐ Consolidated basis ☐ Both consolidated and separated basis		
3a	As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133?		No
b	If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why in Schedule O and describe any steps taken to undergo such audits		

SCHEDULE A

(Form 990 or 990EZ)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public
Inspection

Name of the organization EARTHJUSTICE	Employer identification number 94-1730465
--	--

Part I

Reason for Public Charity Status (All organizations must complete this part.) See instructions

The organization is not a private foundation because it is (For lines 1 through 11, check only one box)

- 1

☐

A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i).**
- 2

☐

A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E)
- 3

☐

A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**
- 4

☐

A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state
- 5

☐

An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II)
- 6

☐

A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**
- 7

☒

An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)** (Complete Part II)
- 8

☐

A community trust described in **section 170(b)(1)(A)(vi)** (Complete Part II)
- 9

☐

An organization that normally receives (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III)
- 10

☐

An organization organized and operated exclusively to test for public safety See**section 509(a)(4).**
- 11

☐

An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2) See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h

a

☐

Type I

b

☐

Type II

c

☐

Type III - Functionally integrated

d

☐

Type III - Other

e

☐

By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2)

f

☐

If the organization received a written determination from the IRS that it is a Type I, Type II or Type III supporting organization, check this box

g

☐

Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?

(i)

a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the the supported organization?

(ii)

a family member of a person described in (i) above?

(iii)

a 35% controlled entity of a person described in (i) or (ii) above?

h

☐

Provide the following information about the supported organization(s)

	Yes	No
11g(i)		
11g(ii)		
11g(iii)		

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 9 above or IRC section (see instructions))	(iv) Is the organization in col (i) listed in your governing document?		(v) Did you notify the organization in col (i) of your support?		(vi) Is the organization in col (i) organized in the U S ?		(vii) Amount of support
			Yes	No	Yes	No	Yes	No	
Total									

Part II

Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)

(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization fails to qualify under the tests listed below, please complete Part III.)

Section A. Public Support						
Calendar year (or fiscal year beginning in) ▶	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")	20,370,952	24,969,338	25,712,988	21,101,486	29,629,520	121,784,284
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 Total. Add lines 1 through 3	20,370,952	24,969,338	25,712,988	21,101,486	29,629,520	121,784,284
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						12,511,529
6 Public Support. Subtract line 5 from line 4						109,272,755

Section B. Total Support						
Calendar year (or fiscal year beginning in) ▶	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
7 Amounts from line 4	20,370,952	24,969,338	25,712,988	21,101,486	29,629,520	121,784,284
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources	586,923	861,808	744,412	606,200	810,261	3,609,604
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income Do not include gain or loss from the sale of capital assets (Explain in Part IV)	47,956	53,862	64,343	114,453	105,821	386,435
11 Total support (Add lines 7 through 10)						125,780,323
12 Gross receipts from related activities, etc (See instructions)					12	15,473,163
13 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a 501(c)(3) organization, check this box and stop here ▶						

Section C. Computation of Public Support Percentage		
14 Public Support Percentage for 2010 (line 6 column (f) divided by line 11 column (f))	14	86 880 %
15 Public Support Percentage for 2009 Schedule A, Part II, line 14	15	87 160 %
16a 33 1/3% support test—2010. If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization ▶		
b 33 1/3% support test—2009. If the organization did not check the box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization ▶		
17a 10%-facts-and-circumstances test—2010. If the organization did not check a box on line 13, 16a, or 16b and line 14 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization ▶		
b 10%-facts-and-circumstances test—2009. If the organization did not check a box on line 13, 16a, 16b, or 17a and line 15 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization ▶		
18 Private Foundation If the organization did not check a box on line 13, 16a, 16b, 17a or 17b, check this box and see instructions ▶		

Part III

Support Schedule for Organizations Described in Section 509(a)(2)
(Complete only if you checked the box on line 9 of Part I or if the organization failed to qualify under Part II. If the organization fails to qualify under the tests listed below, please complete Part II.)

Section A. Public Support						
Calendar year (or fiscal year beginning in) 	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 Public Support (Subtract line 7c from line 6)						

Section B. Total Support						
Calendar year (or fiscal year beginning in) 	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
13 Total support (Add lines 9, 10c, 11 and 12.)						
14 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here 						

Section C. Computation of Public Support Percentage		
15 Public Support Percentage for 2010 (line 8 column (f) divided by line 13 column (f))	15	
16 Public support percentage from 2009 Schedule A, Part III, line 15	16	

Section D. Computation of Investment Income Percentage		
17 Investment income percentage for 2010 (line 10c column (f) divided by line 13 column (f))	17	
18 Investment income percentage from 2009 Schedule A, Part III, line 17	18	
19a 33 1/3% support tests—2010. If the organization did not check the box on line 14, and line 15 is more than 33 1/3% and line 17 is not more than 33 1/3%, check this box and stop here . The organization qualifies as a publicly supported organization 		
b 33 1/3% support tests—2009. If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3% and line 18 is not more than 33 1/3%, check this box and stop here . The organization qualifies as a publicly supported organization 		
20 Private Foundation If the organization did not check a box on line 14, 19a or 19b, check this box and see instructions 		

Part IV

Supplemental Information. Supplemental Information. Complete this part to provide the explanations required by Part II, line 10; Part II, line 17a or 17b; and Part III, line 12. Also complete this part for any additional information. (See instructions).

Facts And Circumstances Test

SCHEDULE C

(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Political Campaign and Lobbying Activities

For Organizations Exempt From Income Tax Under section 501(c) and section 527

▶ **Complete if the organization is described below.**
▶ **Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.**

OMB No 1545-0047

2010

Open to Public
Inspection

If the organization answered “Yes,” to Form 990, Part IV, Line 3, or Form 990-EZ, Part V, line 46 (Political Campaign Activities), then

- Section 501(c)(3) organizations Complete Parts I-A and B Do not complete Part I-C
- Section 501(c) (other than section 501(c)(3)) organizations Complete Parts I-A and C below Do not complete Part I-B
- Section 527 organizations Complete Part I-A only

If the organization answered “Yes,” to Form 990, Part IV, Line 4, or Form 990-EZ, Part VI, line 47 (Lobbying Activities), then

- Section 501(c)(3) organizations that have filed Form 5768 (election under section 501(h)) Complete Part II-A Do not complete Part II-B
- Section 501(c)(3) organizations that have NOT filed Form 5768 (election under section 501(h)) Complete Part II-B Do not complete Part II-A

If the organization answered “Yes,” to Form 990, Part IV, Line 5 (Proxy Tax) or Form 990-EZ, Part V, line 35a (Proxy Tax), then

- Section 501(c)(4), (5), or (6) organizations Complete Part III

Name of the organization EARTHJUSTICE	Employer identification number 94-1730465
--	--

Part I-A

Complete if the organization is exempt under section 501(c) or is a section 527 organization.

- 1
- Provide a description of the organization’s direct and indirect political campaign activities in Part IV
- 2
- Political expenditures
- ▶
- \$
- 3
- Volunteer hours

Part I-B

Complete if the organization is exempt under section 501(c)(3).

- 1
- Enter the amount of any excise tax incurred by the organization under section 4955
- ▶
- \$
- 2
- Enter the amount of any excise tax incurred by organization managers under section 4955
- ▶
- \$
- 3
- If the organization incurred a section 4955 tax, did it file Form 4720 for this year?
- ☐ Yes
- ☐ No
- 4a
- Was a correction made?
- ☐ Yes
- ☐ No
- b
- If “Yes,” describe in Part IV

Part I-C

Complete if the organization is exempt under section 501(c) except section 501(c)(3).

- 1
- Enter the amount directly expended by the filing organization for section 527 exempt function activities
- ▶
- \$
- 2
- Enter the amount of the filing organization's funds contributed to other organizations for section 527 exempt function activities
- ▶
- \$
- 3
- Total exempt function expenditures Add lines 1 and 2 Enter here and on Form 1120-POL, line 17b
- ▶
- \$
- 4
- Did the filing organization file **Form 1120-POL** for this year?
- ☐ Yes
- ☐ No
- 5
- Enter the names, addresses and employer identification number (EIN) of all section 527 political organizations to which the filing organization made payments For each organization listed, enter the amount paid from the filing organization’s funds Also enter the amount of political contributions received that were promptly and directly delivered to a separate political organization, such as a separate segregated fund or a political action committee (PAC) If additional space is needed, provide information in Part IV

(a) Name	(b) Address	(c) EIN	(d) Amount paid from filing organization's funds If none, enter -0-	(e) Amount of political contributions received and promptly and directly delivered to a separate political organization If none, enter -0-

Part II-A

Complete if the organization is exempt under section 501(c)(3) and filed Form 5768 (election under section 501(h)).

A

Check

☐

if the filing organization belongs to an affiliated group

B

Check

☐

if the filing organization checked box A and "limited control" provisions apply

Limits on Lobbying Expenditures (The term "expenditures" means amounts paid or incurred.)		(a) Filing Organization's Totals	(b) Affiliated Group Totals												
1a Total lobbying expenditures to influence public opinion (grass roots lobbying)		188,709													
b Total lobbying expenditures to influence a legislative body (direct lobbying)		417,999													
c Total lobbying expenditures (add lines 1a and 1b)		606,708													
d Other exempt purpose expenditures		28,763,057													
e Total exempt purpose expenditures (add lines 1c and 1d)		29,369,765													
f Lobbying nontaxable amount Enter the amount from the following table in both columns		1,000,000													
<table><tr><td>If the amount on line 1e, column (a) or (b) is:</td><td>The lobbying nontaxable amount is:</td></tr><tr><td>Not over \$500,000</td><td>20% of the amount on line 1e</td></tr><tr><td>Over \$500,000 but not over \$1,000,000</td><td>\$100,000 plus 15% of the excess over \$500,000</td></tr><tr><td>Over \$1,000,000 but not over \$1,500,000</td><td>\$175,000 plus 10% of the excess over \$1,000,000</td></tr><tr><td>Over \$1,500,000 but not over \$17,000,000</td><td>\$225,000 plus 5% of the excess over \$1,500,000</td></tr><tr><td>Over \$17,000,000</td><td>\$1,000,000</td></tr></table>		If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:	Not over \$500,000	20% of the amount on line 1e	Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000	Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000	Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000	Over \$17,000,000	\$1,000,000		
If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:														
Not over \$500,000	20% of the amount on line 1e														
Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000														
Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000														
Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000														
Over \$17,000,000	\$1,000,000														
g Grassroots nontaxable amount (enter 25% of line 1f)		250,000													
h Subtract line 1g from line 1a If zero or less, enter -0-		0													
i Subtract line 1f from line 1c If zero or less, enter -0-		0													
j If there is an amount other than zero on either line 1h or line 1i, did the organization file Form 4720 reporting section 4911 tax for this year?		☐ Yes ☐ No													

4-Year Averaging Period Under Section 501(h)
(Some organizations that made a section 501(h) election do not have to complete all of the five columns below. See the instructions for lines 2a through 2f on page 4.)

Lobbying Expenditures During 4-Year Averaging Period					
Calendar year (or fiscal year beginning in)	(a) 2007	(b) 2008	(c) 2009	(d) 2010	(e) Total
2a Lobbying non-taxable amount	1,000,000	1,000,000	1,000,000	1,000,000	4,000,000
b Lobbying ceiling amount (150% of line 2a, column(e))					6,000,000
c Total lobbying expenditures	455,350	386,418	287,776	606,708	1,736,252
d Grassroots non-taxable amount	250,000	250,000	250,000	250,000	1,000,000
e Grassroots ceiling amount (150% of line 2d, column (e))					1,500,000
f Grassroots lobbying expenditures	144,692	138,528	52,422	188,709	524,351

Part II-B

Complete if the organization is exempt under section 501(c)(3) and has NOT filed Form 5768 (election under section 501(h)).

		(a)		(b)
		Yes	No	Amount
1	During the year, did the filing organization attempt to influence foreign, national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum, through the use of			
a	Volunteers?			
b	Paid staff or management (include compensation in expenses reported on lines 1c through 1i)?			
c	Media advertisements?			
d	Mailings to members, legislators, or the public?			
e	Publications, or published or broadcast statements?			
f	Grants to other organizations for lobbying purposes?			
g	Direct contact with legislators, their staffs, government officials, or a legislative body?			
h	Rallies, demonstrations, seminars, conventions, speeches, lectures, or any similar means?			
i	Other activities? If "Yes," describe in Part IV			
j	Total lines 1c through 1i			
2a	Did the activities in line 1 cause the organization to be not described in section 501(c)(3)?			
b	If "Yes," enter the amount of any tax incurred under section 4912			
c	If "Yes," enter the amount of any tax incurred by organization managers under section 4912			
d	If the filing organization incurred a section 4912 tax, did it file Form 4720 for this year?			

Part III-A

Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6).

			Yes	No
1	Were substantially all (90% or more) dues received nondeductible by members?	1		
2	Did the organization make only in-house lobbying expenditures of \$2,000 or less?	2		
3	Did the organization agree to carryover lobbying and political expenditures from the prior year?	3		

Part III-B

Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6) if BOTH Part III-A, lines 1 and 2 are answered "No" OR if Part III-A, line 3 is answered "Yes".

1	Dues, assessments and similar amounts from members	1	
2	Section 162(e) non-deductible lobbying and political expenditures (do not include amounts of political expenses for which the section 527(f) tax was paid).	2a	
a	Current year		
b	Carryover from last year		
c	Total		
3	Aggregate amount reported in section 6033(e)(1)(A) notices of nondeductible section 162(e) dues	3	
4	If notices were sent and the amount on line 2c exceeds the amount on line 3, what portion of the excess does the organization agree to carryover to the reasonable estimate of nondeductible lobbying and political expenditure next year?	4	
5	Taxable amount of lobbying and political expenditures (see instructions)	5	

Part IV

Supplemental Information

Complete this part to provide the descriptions required for Part I-A, line 1, Part I-B, line 4, Part I-C, line 5, and Part II-B, line 1i. Also, complete this part for any additional information.

Identifier	Return Reference	Explanation
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SCHEDULE D
(Form 990)

Supplemental Financial Statements

▶ Complete if the organization answered "Yes," to Form 990, Part IV, line 6, 7, 8, 9, 10, 11, or 12.
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

Name of the organization EARTHJUSTICE	Employer identification number 94-1730465
--	--

Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts. Complete if the organization answered "Yes" to Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1	Total number at end of year	
2	Aggregate contributions to (during year)	
3	Aggregate grants from (during year)	
4	Aggregate value at end of year	
5	Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control?	☐ Yes ☐ No
6	Did the organization inform all grantees, donors, and donor advisors in writing that grant funds may be used only for charitable purposes and not for the benefit of the donor or donor advisor, or for any other purpose conferring impermissible private benefit	☐ Yes ☐ No

Part II Conservation Easements. Complete if the organization answered "Yes" to Form 990, Part IV, line 7.

1	Purpose(s) of conservation easements held by the organization (check all that apply) ☐ Preservation of land for public use (e g , recreation or pleasure) ☐ Preservation of an historically importantly land area ☐ Protection of natural habitat ☐ Preservation of a certified historic structure ☐ Preservation of open space
2	Complete lines 2a–2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year
a	Total number of conservation easements
b	Total acreage restricted by conservation easements
c	Number of conservation easements on a certified historic structure included in (a)
d	Number of conservation easements included in (c) acquired after 8/17/06
3	Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the taxable year ▶ _____
4	Number of states where property subject to conservation easement is located ▶ _____
5	Does the organization have a written policy regarding the periodic monitoring, inspection, handling of violations, and enforcement of the conservation easements it holds? ☐ Yes ☐ No
6	Staff and volunteer hours devoted to monitoring, inspecting and enforcing conservation easements during the year ▶ _____
7	Amount of expenses incurred in monitoring, inspecting, and enforcing conservation easements during the year ▶ \$ _____
8	Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and 170(h)(4)(B)(ii)? ☐ Yes ☐ No
9	In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets. Complete if the organization answered "Yes" to Form 990, Part IV, line 8.

1a	If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items
b	If the organization elected, as permitted under SFAS 116, to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items
(i)	Revenues included in Form 990, Part VIII, line 1 ▶ \$ _____
(ii)	Assets included in Form 990, Part X ▶ \$ _____
2	If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items
a	Revenues included in Form 990, Part VIII, line 1 ▶ \$ _____
b	Assets included in Form 990, Part X ▶ \$ _____

Part III

Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets (continued)

3

Using the organization's accession and other records, check any of the following that are a significant use of its collection items (check all that apply)

a

☐ Public exhibition

b

☐ Scholarly research

c

☐ Preservation for future generations

d

☐ Loan or exchange programs

e

☐ Other

4

Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIV

5

During the year, did the organization solicit or receive donations of art, historical treasures or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection?

☐ Yes

☐ No

Part IV

Escrow and Custodial Arrangements. Complete if the organization answered "Yes" to Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a

Is the organization an agent, trustee, custodian or other intermediary for contributions or other assets not included on Form 990, Part X?

☐ Yes

☐ No

b

If "Yes," explain the arrangement in Part XIV and complete the following table

	Amount
1c	
1d	
1e	
1f	

c

Beginning balance

d

Additions during the year

e

Distributions during the year

f

Ending balance

2a

Did the organization include an amount on Form 990, Part X, line 21?

☐ Yes

☐ No

b

If "Yes," explain the arrangement in Part XIV

Part V

Endowment Funds. Complete if the organization answered "Yes" to Form 990, Part IV, line 10.

	(a)Current Year	(b)Prior Year	(c)Two Years Back	(d)Three Years Back	(e)Four Years Back
1a	Beginning of year balance	1,367,639	1,273,350	1,447,835	
b	Contributions				
c	Investment earnings or losses	251,288	173,131	-174,485	
d	Grants or scholarships				
e	Other expenditures for facilities and programs	74,292	78,842		
f	Administrative expenses				
g	End of year balance	1,544,635	1,367,639	1,273,350	

2

Provide the estimated percentage of the year end balance held as

a

Board designated or quasi-endowment ▶

b

Permanent endowment ▶ 100 000 %

c

Term endowment ▶

3a

Are there endowment funds not in the possession of the organization that are held and administered for the organization by

(i)

unrelated organizations

3a(i)

Yes

No

(ii)

related organizations

3a(ii)

No

No

b

If "Yes" to 3a(ii), are the related organizations listed as required on Schedule R?

3b

4

Describe in Part XIV the intended uses of the organization's endowment funds

Part VI

Investments—Land, Buildings, and Equipment. See Form 990, Part X, line 10.

Description of investment	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Accumulated depreciation	(d) Book value
1a Land		232,880		232,880
b Buildings		135,174	91,726	43,448
c Leasehold improvements		1,890,694	1,810,493	80,201
d Equipment		2,832,378	1,625,257	1,207,121
e Other		702,772	629,376	73,396
Total. Add lines 1a-1e (Column (d) should equal Form 990, Part X, column (B), line 10(c).) ▶				1,637,046

Part XI

Reconciliation of Change in Net Assets from Form 990 to Financial Statements

1	Total revenue (Form 990, Part VIII, column (A), line 12)	1	34,546,225
2	Total expenses (Form 990, Part IX, column (A), line 25)	2	29,369,765
3	Excess or (deficit) for the year Subtract line 2 from line 1	3	5,176,460
4	Net unrealized gains (losses) on investments	4	3,288,308
5	Donated services and use of facilities	5	
6	Investment expenses	6	
7	Prior period adjustments	7	
8	Other (Describe in Part XIV)	8	414,568
9	Total adjustments (net) Add lines 4 - 8	9	3,702,876
10	Excess or (deficit) for the year per financial statements Combine lines 3 and 9	10	8,879,336

Part XII

Reconciliation of Revenue per Audited Financial Statements With Revenue per Return

1	Total revenue, gains, and other support per audited financial statements	1	45,990,256
2	Amounts included on line 1 but not on Form 990, Part VIII, line 12		
a	Net unrealized gains on investments	2a	3,288,308
b	Donated services and use of facilities	2b	7,744,615
c	Recoveries of prior year grants	2c	
d	Other (Describe in Part XIV)	2d	414,568
e	Add lines 2a through 2d	2e	11,447,491
3	Subtract line 2e from line 1	3	34,542,765
4	Amounts included on Form 990, Part VIII, line 12, but not on line 1		
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a	
b	Other (Describe in Part XIV)	4b	3,460
c	Add lines 4a and 4b	4c	3,460
5	Total Revenue Add lines 3 and 4c. (This should equal Form 990, Part I, line 12)	5	34,546,225

Part XIII

Reconciliation of Expenses per Audited Financial Statements With Expenses per Return

1	Total expenses and losses per audited financial statements	1	37,110,920
2	Amounts included on line 1 but not on Form 990, Part IX, line 25		
a	Donated services and use of facilities	2a	7,744,615
b	Prior year adjustments	2b	
c	Other losses	2c	
d	Other (Describe in Part XIV)	2d	
e	Add lines 2a through 2d	2e	7,744,615
3	Subtract line 2e from line 1	3	29,366,305
4	Amounts included on Form 990, Part IX, line 25, but not on line 1:		
a	Investment expenses not included on Form 990, Part VIII, line 7b	4a	
b	Other (Describe in Part XIV)	4b	3,460
c	Add lines 4a and 4b	4c	3,460
5	Total expenses Add lines 3 and 4c. (This should equal Form 990, Part I, line 18)	5	29,369,765

Part XIV

Supplemental Information

Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9, Part III, lines 1a and 4, Part IV, lines 1b and 2b, Part V, line 4, Part X, Part XI, line 8, Part XII, lines 2d and 4b, and Part XIII, lines 2d and 4b. Also complete this part to provide any additional information.

Identifier	Return Reference	Explanation
DESCRIPTION OF INTENDED USE OF ENDOWMENT FUNDS	PART V, LINE 4	THE ENDOWMENT FUNDS ARE SEPARATED INTO FOUR CATEGORIES, EACH BASED ON A DIFFERENT SPENDING RESTRICTION AS STIPULATED BY THE DONOR. UP TO 4% OF THE ENDOWMENT FUNDS ARE USED EACH YEAR TO SUPPORT LITIGATION PROGRAMS IN ACCORDANCE WITH THE SPENDING RESTRICTIONS OF THE FOUR CATEGORIES.
DESCRIPTION OF UNCERTAIN TAX POSITIONS UNDER FIN 48	PART X	EARTHJUSTICE ADOPTED THE PROVISIONS OF ACCOUNTING FOR UNCERTAIN TAX POSITIONS ON JULY 1, 2009. EARTHJUSTICE HAD NO UNRECOGNIZED TAX BENEFITS AT JUNE 30, 2010 OR 2011. EARTHJUSTICE FILES EXEMPT ORGANIZATION RETURNS AND, IF APPLICABLE, UNRELATED BUSINESS INCOME TAX RETURNS IN THE U.S. FEDERAL AND CALIFORNIA JURISDICTIONS.
PART XI, LINE 8 - OTHER ADJUSTMENTS		CHANGE IN SPLIT INTEREST AGREEMENTS 414,568
PART XII, LINE 2D - OTHER ADJUSTMENTS		CHANGE IN SPLIT INTEREST AGREEMENTS 414,568
PART XII, LINE 4B - OTHER ADJUSTMENTS		RENTAL INCOME RECLASSIFIED FROM EXPENSE SECTION 3,460
PART XIII, LINE 4B - OTHER ADJUSTMENTS		RENTAL INCOME RECLASSIFIED TO REVENUES SECTION 3,460

1

2 Enter total number of recipient organizations listed above that are recognized as charities by the foreign country, recognized as tax-exempt by the IRS, or for which the grantee or counsel has provided a section 501(c)(3) equivalency letter ▶ _____

3 Enter total number of other organizations or entities ▶ _____

Part III **Grants and Other Assistance to Individuals Outside the United States.** Complete if the organization answered "Yes" to Form 990, Part IV, line 16.
Use Part V if additional space is needed.

[illegible]

Part IV Foreign Forms

- 1

Was the organization a U S transferor of property to a foreign corporation during the tax year? *If "Yes," the organization may be required to file Form 926 (see instructions for Form 926)*

☐

Yes

☒

No
- 2

Did the organization have an interest in a foreign trust during the tax year? *If "Yes," the organization may be required to file Form 3520 and/or Form 3520-A. (see instructions for Forms 3520 and 3520-A)*

☐

Yes

☒

No
- 3

Did the organization have an ownership interest in a foreign corporation during the tax year? *If "Yes," the organization may be required to file Form 5471, Information Return of U.S. Persons with respect to Certain Foreign Corporations. (see instructions for Form 5471)*

☐

Yes

☒

No
- 4

Was the organization a direct or indirect shareholder of a passive foreign investment company or a qualified electing fund during the tax year? *If "Yes," the organization may be required to file Form 8621, Return by a Shareholder of a Passive Foreign Investment Company or Qualified Electing Fund. (see instructions for Form 8621)*

☐

Yes

☒

No
- 5

Did the organization have an ownership interest in a foreign partnership during the tax year? *If "Yes," the organization may be required to file Form 8865, Return of U.S. Persons with respect to Certain Foreign Partnerships. (see instructions for Form 8865)*

☐

Yes

☒

No
- 6

Did the organization have any operations in or related to any boycotting countries during the tax year? *If "Yes," the organization may be required to file Form 5713, International Boycott Report (see instructions for Form 5713).*

☐

Yes

☒

No

Supplemental Information

Complete this part to provide the information (see instructions) required in Part I, line 2, and any additional information.

[illegible]

SCHEDULE G
(Form 990 or 990-EZ)

Supplemental Information Regarding
Fundraising or Gaming Activities

Complete if the organization answered "Yes" to Form 990, Part IV, lines 17, 18, or 19,
or if the organization entered more than \$15,000 on Form 990-EZ, line 6a.
▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

Name of the organization
EARTHJUSTICE

Employer identification number
94-1730465

Part I Fundraising Activities. Complete if the organization answered "Yes" to Form 990, Part IV, line 17.

1

Indicate whether the organization raised funds through any of the following activities. Check all that apply.

a

☒

Mail solicitations

e

☒

Solicitation of non-government grants

b

☒

Internet and e-mail solicitations

f

☐

Solicitation of government grants

c

☒

Phone solicitations

g

☒

Special fundraising events

d

☒

In-person solicitations

2a

Did the organization have a written or oral agreement with any individual (including officers, directors, trustees or key employees listed in Form 990, Part VII) or entity in connection with professional fundraising services?

☒ Yes ☐ No

b

If "Yes," list the ten highest paid individuals or entities (fundraisers) pursuant to agreements under which the fundraiser is to be compensated at least \$5,000 by the organization. Form 990-EZ filers are not required to complete this table.

(i) Name and address of individual or entity (fundraiser)	(ii) Activity	(iii) Did fundraiser have custody or control of contributions?		(iv) Gross receipts from activity	(v) Amount paid to (or retained by) fundraiser listed in col (i)	(vi) Amount paid to (or retained by) organization
		Yes	No			
CHAPMAN CUBINE ADAMS & HUSSEY 1600 WILSON BLVD SUITE 300 ALEXANDRIA, VA 22209	DIRECT MAIL CONSULTANT		No	3,100,999	311,205	2,789,794
SHARE GROUP INC 73 CHAPEL STREET NEWTON, MA 02458	TELEMARKETING		No	150,363	120,991	29,372
TELEFUND INC PO BOX 120557 BOSTON, MA 02112	TELEMARKETING		No	147,877	98,122	49,755
DONOR SERVICES GROUP LLC 11500 W OLYMPIC BLVD SUITE 540 LOS ANGELES, CA 90064	TELEMARKETING		No	24,972	56,465	-31,493
Total ▶				3,424,211	586,783	2,837,428

3

List all states in which the organization is registered or licensed to solicit funds or has been notified it is exempt from registration or licensing.

AL, AK, AZ, AR, CA, CT, FL, GA, HI, IL, KS, KY, LA, MD, MA, ME, MI, MN, MS, NH, NJ, NM, NY, NC, OH, OK, OR, PA, RI, SC, TN, UT, VA, WA, WV, WI, MO, CO, DE, ID, IN, IA, MT, NE, NV, ND, SD, TX, VT, WY

Part II Fundraising Events. Complete if the organization answered "Yes" to Form 990, Part IV, line 18, or reported more than \$15,000 on Form 990-EZ, line 6a. List events with gross receipts greater than \$5,000.

		(a) Event #1	(b) Event #2	(c) Other Events	(d) Total Events (Add col (a) through col (c))
		(event type)	(event type)	(total number)	
Revenue	1	Gross receipts			
	2	Less Charitable contributions			
	3	Gross income (line 1 minus line 2)			
Direct Expenses	4	Cash prizes			
	5	Non-cash prizes			
	6	Rent/facility costs			
	7	Food and beverages			
	8	Entertainment			
	9	Other direct expenses			
	10	Direct expense summary Add lines 4 through 9 in column (d) ▶			
	11	Net income summary Combine lines 3 and 10 in column (d). ▶			

Part III Gaming. Complete if the organization answered "Yes" to Form 990, Part IV, line 19, or reported more than \$15,000 on Form 990-EZ, line 6a.

		(a) Bingo	(b) Pull tabs/Instant bingo/progressive bingo	(c) Other gaming	(d) Total gaming (Add col (a) through col (c))
Revenue	1	Gross revenue			
	2	Cash prizes			
Direct Expenses	3	Non-cash prizes			
	4	Rent/facility costs			
	5	Other direct expenses			
	6	Volunteer labor ☐ Yes % ☐ No	☐ Yes % ☐ No	☐ Yes % ☐ No	
	7	Direct expense summary Add lines 2 through 5 in column (d) ▶			
	8	Net gaming income summary Combine lines 1 and 7 in column (d) ▶			

9 Enter the state(s) in which the organization operates gaming activities _____

a Is the organization licensed to operate gaming activities in each of these states? ☐ Yes ☐ No

b If "No," Explain _____

10a Were any of the organization's gaming licenses revoked, suspended or terminated during the tax year? ☐ Yes ☐ No

b If "Yes," Explain _____

11

Does the organization operate gaming activities with nonmembers?

☐ Yes ☐ No

12

Is the organization a grantor, beneficiary or trustee of a trust or a member of a partnership or other entity formed to administer charitable gaming?

☐ Yes ☐ No

13

Indicate the percentage of gaming activity operated in

a	The organization's facility	13a
b	An outside facility	13b

14

Provide the name and address of the person who prepares the organization's gaming/special events books and records

Name

Address

15a

Does the organization have a contract with a third party from whom the organization receives gaming revenue?

☐ Yes ☐ No

b

If "Yes," enter the amount of gaming revenue received by the organization \$ and the amount of gaming revenue retained by the third party \$

c

If "Yes," enter name and address

Name

Address

16 Gaming manager information

Name

Gaming manager compensation \$

Description of services provided

☐ Director/officer

☐ Employee

☐ Independent contractor

17

Mandatory distributions

a

Is the organization required under state law to make charitable distributions from the gaming proceeds to retain the state gaming license?

☐ Yes ☐ No

b

Enter the amount of distributions required under state law distributed to other exempt organizations or spent in the organization's own exempt activities during the tax year \$

Part IV Complete this part to provide additional information for responses to question on Schedule G (see instructions.)

Identifier	ReturnReference	Explanation
------------	-----------------	-------------

Schedule I
(Form 990)

Department of the Treasury
Internal Revenue Service

Name of the organization
EARTHJUSTICE

Grants and Other Assistance to Organizations,
Governments and Individuals in the United States

Complete if the organization answered "Yes," to Form 990, Part IV, line 21 or 22.
▶ Attach to Form 990

OMB No 1545-0047

2010

Open to Public
Inspection

Employer identification number

94-1730465

Part I General Information on Grants and Assistance

1

Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance?

☒ Yes ☐ No

2

Describe in Part IV the organization's procedures for monitoring the use of grant funds in the United States

Part II Grants and Other Assistance to Governments and Organizations in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 21 for any recipient that received more than \$5,000. Check this box if no one recipient received more than \$5,000. Part II can be duplicated if additional space is needed. ☐

1 (a) Name and address of organization or government	(b) EIN	(c) IRC Code section if applicable	(d) Amount of cash grant	(e) Amount of non-cash assistance	(f) Method of valuation (book, FMV, appraisal, other)	(g) Description of non-cash assistance	(h) Purpose of grant or assistance
(1) PARTNERSHIP PROJECT INC1615 M STREET NW WASHINGTON,DC 20036	52-2192070	501(C)(3)	25,000				CLEAN AIR DEFENSE
(2) LEAGUE OF CONSERVATION VOTERS EDUCATION FUND1920 L STREET SUITE 800 WASHINGTON,DC 20036	52-1379661	501(C)(3)	10,000				EVENT SPONSORSHIPS
(3) ALASKA WILDNERNESS LEAGUE122 C STREET NW STE 240 WASHINGTON,DC 20001	52-1814742	501(C)(3)	10,000				EVENT SPONSORSHIPS
(4) ENVIRONMENTAL DEFENSE FUND257 PARK AVENUE SOUTH NEW YORK,NY 10010	11-6107128	501(C)(3)	6,000				MEMBERSHIP DUES
(5) PARTNERSHIP PROJECT ACTION FUND1615 M STREET NW WASHINGTON,DC 20036	81-0606786	501(C)(4)	5,000				GRASSROOTS LOBBYING
(6) CLIMATE SOLUTIONS 219 LEGION WAY SW STE 201 OLYMPIA,WA 98501	91-1123302	501(C)(3)	5,000				EVENT SPONSORSHIP
(7) CA LEAGUE OF CONSERVATION VOTERS EDUCATION FUND350 FRANK H OGAWA PLAZA STE 1100 OAKLAND,CA 94612	94-3232552	501(C)(3)	5,000				EVENT SPONSORSHIP
(8) ALLIANCE FOR JUSTICE 11 DUPONT CIRCLE NW WASHINGTON,DC 20036	52-1009973	501(C)(3)	5,000				MEMBERSHIP DUES

2

Enter total number of section 501(c)(3) and government organizations

7

3

Enter total number of other organizations

1

Part III

Grants and Other Assistance to Individuals in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 22.
Use Schedule I-1 (Form 990) if additional space is needed.

(a)Type of grant or assistance	(b)Number of recipients	(c)Amount of cash grant	(d)Amount of non-cash assistance	(e)Method of valuation (book, FMV, appraisal, other)	(f)Description of non-cash assistance

Part IV

Supplemental Information. Complete this part to provide the information required in Part I, line 2, and any other additional information.

Identifier	Return Reference	Explanation
PROCEDURE FOR MONITORING GRANTS IN THE U S	PART I, LINE 2	SCHEDULE I, PART I, LINE 2 GRANTS AND/OR ASSISTANCE ARE USUALLY PROVIDED TO OTHER ORGANIZATIONS WITH WHICH EARTHJUSTICE WORKS CLOSELY AND IS FAMILIAR, FOR PURPOSES RELATED TO COMMON INTERESTS AND ENDEAVORS ON PARTICULAR ENVIRONMENTAL ISSUES THOSE PURPOSES ARE CONSISTENT WITH THE MISSION OF EARTHJUSTICE AND THE RESTRICTIONS ON 501(C)(3) ORGANIZATIONS, WHETHER OR NOT THE RECIPIENT IS A 501(C)(3) ORGANIZATION THE RECIPIENTS' USE OF FUNDS IS MONITORED AS PART OF EARTHJUSTICE'S INVOLVEMENT IN THE ISSUES OF SHARED INTEREST

Schedule J
(Form 990)

Compensation Information

OMB No 1545-0047

2010

Open to Public Inspection

For certain Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

▶ Complete if the organization answered "Yes" to Form 990, Part IV, question 23.

▶ Attach to Form 990. ▶ See separate instructions.

Name of the organization
EARTHJUSTICE

Employer identification number

94-1730465

Part I

Questions Regarding Compensation

		Yes	No
1a	Check the appropriate box(es) if the organization provided any of the following to or for a person listed in Form 990, Part VII, Section A, line 1a. Complete Part III to provide any relevant information regarding these items. ☐ First-class or charter travel ☐ Housing allowance or residence for personal use ☐ Travel for companions ☐ Payments for business use of personal residence ☐ Tax idemnification and gross-up payments ☐ Health or social club dues or initiation fees ☐ Discretionary spending account ☐ Personal services (e g , maid, chauffeur, chef)		
1b	If any of the boxes in line 1a are checked, did the organization follow a written policy regarding payment or reimbursement or provision of all the expenses described above? If "No," complete Part III to explain		
2	Did the organization require substantiation prior to reimbursing or allowing expenses incurred by all officers, directors, trustees, and the CEO/Executive Director, regarding the items checked in line 1a?		
3	Indicate which, if any, of the following the organization uses to establish the compensation of the organization's CEO/Executive Director. Check all that apply. ☐ Compensation committee ☐ Written employment contract ☒ Independent compensation consultant ☒ Compensation survey or study ☐ Form 990 of other organizations ☒ Approval by the board or compensation committee		
4	During the year, did any person listed in Form 990, Part VII, Section A, line 1a with respect to the filing organization or a related organization:		
4a	Receive a severance payment or change-of-control payment from the organization or a related organization?		No
4b	Participate in, or receive payment from, a supplemental nonqualified retirement plan?		No
4c	Participate in, or receive payment from, an equity-based compensation arrangement?		No
	If "Yes" to any of lines 4a-c, list the persons and provide the applicable amounts for each item in Part III		
	Only 501(c)(3) and 501(c)(4) organizations only must complete lines 5-9.		
5	For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the revenues of:		
5a	The organization?		No
5b	Any related organization?		No
	If "Yes," to line 5a or 5b, describe in Part III		
6	For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the net earnings of:		
6a	The organization?		No
6b	Any related organization?		No
	If "Yes," to line 6a or 6b, describe in Part III		
7	For persons listed in Form 990, Part VII, Section A, line 1a, did the organization provide any non-fixed payments not described in lines 5 and 6? If "Yes," describe in Part III	Yes	
8	Were any amounts reported in Form 990, Part VII, paid or accrued pursuant to a contract that was subject to the initial contract exception described in Regs section 53.4958-4(a)(3)? If "Yes," describe in Part III		No
9	If "Yes" to line 8, did the organization also follow the rebuttable presumption procedure described in Regulations section 53.4958-6(c)?		

Part II **Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees.** Use duplicate copies if additional space is needed.

For each individual whose compensation must be reported in Schedule J, report compensation from the organization on row (i) and from related organizations, described in the instructions on row (ii) Do not list any individuals that are not listed on Form 990, Part VII

Note. The sum of columns (B)(i)-(iii) must equal the applicable column (D) or column (E) amounts on Form 990, Part VII, line 1a

(A) Name		(B) Breakdown of W-2 and/or 1099-MISC compensation			(C) Retirement and other deferred compensation	(D) Nontaxable benefits	(E) Total of columns (B)(i)-(D)	(F) Compensation reported in prior Form 990 or Form 990-EZ
		(i) Base compensation	(ii) Bonus & incentive compensation	(iii) Other reportable compensation				
(1) DONNELL VAN NOPPEN	(i) (ii)	296,592 0	25,500 0	0 0	25,952 0	14,079 0	362,123 0	0 0
(2) BRUCE NEIGHBOR	(i) (ii)	153,000 0	5,500 0	0 0	15,850 0	27,441 0	201,791 0	0 0
(3) MELINDA CARMACK	(i) (ii)	181,625 0	10,500 0	0 0	18,162 0	19,377 0	229,664 0	0 0
(4) MARTIN HAYDEN	(i) (ii)	168,300 0	8,000 0	0 0	16,830 0	26,717 0	219,847 0	0 0
(5) WILLIAM CURTISS	(i) (ii)	163,090 0	5,500 0	0 0	16,309 0	27,469 0	212,368 0	0 0
(6) BARBARA DRAGO	(i) (ii)	153,600 0	5,500 0	0 0	15,850 0	10,220 0	185,170 0	0 0
(7) PATTI GOLDMAN	(i) (ii)	194,050 0	10,500 0	0 0	20,455 0	26,795 0	251,800 0	0 0
(8) GEORGIA MCINTOSH	(i) (ii)	150,000 0	23,000 0	0 0	17,287 0	27,423 0	217,710 0	0 0
(9) DAVID BARON	(i) (ii)	145,701 0	1,500 0	0 0	14,643 0	26,646 0	188,490 0	0 0
(10) TODD TRUE	(i) (ii)	143,778 0	1,500 0	0 0	14,443 0	18,684 0	178,405 0	0 0
(11) DAVID GUEST	(i) (ii)	142,385 0	1,500 0	0 0	14,244 0	1,893 0	160,022 0	0 0
(12) ERIC JORGENSEN	(i) (ii)	141,637 0	1,500 0	0 0	14,313 0	26,636 0	184,086 0	0 0
(13) PAUL ACHITOFF	(i) (ii)	141,637 0	1,500 0	0 0	14,313 0	12,827 0	170,277 0	0 0
(14) VAWTER PARKER	(i) (ii)	126,278 0	500 0	0 0	12,627 0	25,541 0	164,946 0	0 0
(15)								
(16)								

Part III Supplemental Information

Complete this part to provide the information, explanation, or descriptions required for Part I, lines 1a, 1b, 4c, 5a, 5b, 6a, 6b, 7, and 8. Also complete this part for any additional information.

Identifier	Return Reference	Explanation
	PART I, LINE 7	ONE-TIME PERFORMANCE BONUSES IN THE AMOUNTS SHOWN IN PART II, COLUMN B(II) WERE PAID IN FY11. THE AMOUNT PAID TO THE PRESIDENT WAS APPROVED BY THE BOARD, THE AMOUNTS TO THE OTHERS WERE APPROVED BY THE PRESIDENT. NONE WERE DETERMINED BY A FORMULA.

SCHEDULE M
(Form 990)

NonCash Contributions

OMB No 1545-0047

2010

Open to Public Inspection

►Complete if the organization answered "Yes" on Form 990, Part IV, lines 29 or 30.
► Attach to Form 990.

Name of the organization
EARTHJUSTICE

Employer identification number
94-1730465

Part I

Types of Property

	(a) Check if applicable	(b) Number of Contributions or items contributed	(c) Noncash contribution amounts reported on Form 990, Part VIII, line 1g	(d) Method of determining oncash contribution amounts
1 Art—Works of art				
2 Art—Historical treasures				
3 Art—Fractional interests				
4 Books and publications				
5 Clothing and household goods				
6 Cars and other vehicles .				
7 Boats and planes				
8 Intellectual property . .				
9 Securities—Publicly traded	X	83	2,283,927	FMV AT DONATION DATE
10 Securities—Closely held stock				
11 Securities—Partnership, LLC, or trust interests .				
12 Securities—Miscellaneous				
13 Qualified conservation contribution—Historic structures				
14 Qualified conservation contribution—Other . .				
15 Real estate—Residential .				
16 Real estate—Commercial				
17 Real estate—Other . .				
18 Collectibles				
19 Food inventory				
20 Drugs and medical supplies				
21 Taxidermy				
22 Historical artifacts . .				
23 Scientific specimens . .				
24 Archeological artifacts .				
25 Other ► ()				
26 Other ►()				
27 Other ►()				
28 Other ►()				
29 Number of Forms 8283 received by the organization during the tax year for contributions for which the organization completed Form 8283, Part IV, Donee Acknowledgement	29			0

30a	During the year, did the organization receive by contribution any property reported in Part I, lines 1-28 that it must hold for at least three years from the date of the initial contribution, and which is not required to be used for exempt purposes for the entire holding period?	Yes	No
b	If "Yes," describe the arrangement in Part II		No
31	Does the organization have a gift acceptance policy that requires the review of any non-standard contributions?	Yes	
32a	Does the organization hire or use third parties or related organizations to solicit, process, or sell non-cash contributions?	Yes	
b	If "Yes," describe in Part II		
33	If the organization did not report revenues in column (c) for a type of property for which column (a) is checked, describe in Part II		

Part II

Supplemental Information. Complete this part to provide the information required by Part I, lines 30b, 32b, and 33. Also complete this part for any additional information.

Identifier	Return Reference	Explanation
THIRD PARTY USE	PART I, LINE 32B	SECURITIES BROKERS WILL SELL STOCK GIFTS ON BEHALF OF EARTHJUSTICE, FROM TIME TO TIME, DONORS HAVE CONTRIBUTED REAL PROPERTY, USUALLY INTO A CHARITABLE REMAINDER TRUST WHEN THIS HAPPENS, A REAL ESTATE AGENT WILL BE HIRED TO ASSIST IN SELLING THE PROPERTY

SCHEDULE O

(Form 990 or 990-EZ)

Department of the Treasury
Internal Revenue Service

Supplemental Information to Form 990 or 990-EZ

Complete to provide information for responses to specific questions on
Form 990 or to provide any additional information.
▶ Attach to Form 990 or 990-EZ.

OMB No 1545-0047

2010

Open to Public
Inspection

Name of the organization EARTHJUSTICE	Employer identification number 94-1730465
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Identifier	Return Reference	Explanation
FORM 990, PART VI, SECTION B, LINE 11		A FULL PUBLIC INSPECTION COPY OF FORM 990 IS POSTED ON A SECURE WEB PORTAL ACCESSIBLE BY THE TRUSTEES AT LEAST ONE WEEK PRIOR TO FILING THE TRUSTEES ARE NOTIFIED OF THE FORM 990 POSTING AND ENCOURAGED TO REVIEW AND COMMENT ON IT PRIOR TO FILING

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION B, LINE 12C	THE CONFLICT OF INTEREST PREVENTION POLICY REQUIRES AN ANNUAL DISCLOSURE BY TRUSTEES AND SENIOR STAFF OF ENTITIES IN WHICH THEY HAVE PERSONAL, FINANCIAL OR PROFESSIONAL INTERESTS THE RESULTS OF THOSE DISCLOSURES ARE COMPILED INTO A SCREENING LIST OF ENTITIES USED BY THE BOARD CHAIR, CHIEF EXECUTIVE OFFICER AND GENERAL COUNSEL WHEN REVIEWING POTENTIAL TRANSACTIONS BETWEEN EARTHJUSTICE AND OUTSIDE ENTITIES THE SCREENING LIST IS USED TO CHECK TO ASSURE THAT INDIVIDUAL DECISION-MAKERS RECUSE THEMSELVES FROM ANY PARTICIPATION IN DECISIONS AFFECTING THE ENTITIES IN WHICH THEY HAVE INTERESTS

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION B, LINE 15	WE GET COMPETITIVE DATA FROM AN OUTSIDE COMPENSATION CONSULTANT FOR OUR CEO. IN ADDITION OUR VP-HR COLLECTS SALARIES OF CEOS FROM OTHER NON-PROFIT ENVIRONMENTAL ORGANIZATIONS TO OBTAIN ADDITIONAL DATA FOR THE KEY NATIONAL NON-PROFIT ENVIRONMENTAL ORGANIZATIONS. THIS INFORMATION IS PASSED ALONG TO THE EXECUTIVE COMMITTEE OF OUR BOARD OF DIRECTORS WHO REVIEWS THE DATA AND MAKES THE APPROPRIATE RECOMMENDATION FOR OUR CEO SALARY. WE DO A BI-ANNUAL REVIEW OF ALL POSITIONS IN THE ORGANIZATION INCLUDING THE CEO AND ALL STAFF. WE UPDATE ALL POSITION DESCRIPTIONS AND USE AN OUTSIDE COMPENSATION CONSULTANT TO DETERMINE SALARIES THAT MATCH THE JOB RESPONSIBILITIES IN THE NON-PROFIT SECTOR IN THE SPECIFIC GEOGRAPHIC AREAS IN WHICH OUR JOBS ARE LOCATED. OUR VP-HR ALSO CONTACTS OTHER ENVIRONMENTAL NON-PROFIT COMPANIES TO OBTAIN ADDITIONAL COMPETITIVE INFORMATION. FOR NON-ATTORNEY JOBS, EACH JOB IS ASSIGNED A GRADE. EACH GRADE HAS A MINIMUM, MIDPOINT, AND MAXIMUM SALARY. WE CONSIDER MID-POINT OF THE GRADE THE APPROPRIATE SALARY TO BE AN EMPLOYEE FULLY COMPETENT IN THE JOB. OUR VP-HR THEN WORKS WITH MANAGERS, BASED ON PERFORMANCE TO DETERMINE WHAT THE APPROPRIATE SALARY SHOULD BE WITHIN THIS RANGE. SINCE THIS PROCESS IS QUITE TIME INTENSIVE, WE DO THIS EVERY OTHER YEAR. IN THE YEAR WE DON'T GO THROUGH THIS PROCESS, WE GET COMPETITIVE DATA ABOUT WHAT THE AVERAGE RAISE WILL BE AND USE THIS AS A GUIDELINE FOR OUR BUDGETING PROCESS. OUR ATTORNEYS' PAY IS BASED ON YEAR OF GRADUATION FROM LAW SCHOOL TO WHICH WE ADD A GEOGRAPHIC ADJUSTMENT BASED ON THE OFFICE LOCATION, E.G. BOZEMAN, MONTANA VS. NEW YORK, NY. WE CONTACT OTHER CONSERVATION ORGANIZATIONS LIKE THE SIERRA CLUB AND ALSO GOVERNMENT ENTITIES LIKE THE DEPARTMENT OF JUSTICE TO DETERMINE THE APPROPRIATE PAY FOR OUR ATTORNEYS.

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION C, LINE 19	THE AUDITED FINANCIAL STATEMENTS, THE GOVERNING/ORGANIZING DOCUMENTS AND THE CONFLICT OF INTEREST POLICY ARE MADE AVAILABLE TO THE PUBLIC BY EMAIL REQUEST EAJUS@EARTHJUSTICE.ORG THE ORGANIZATION'S AUDITED FINANCIAL STATEMENTS ARE ALSO AVAILABLE ON THE ORGANIZATION'S WEBSITE

Identifier	Return Reference	Explanation
CHANGES IN NET ASSETS OR FUND BALANCES	FORM 990, PART XI, LINE 5	NET UNREALIZED GAINS ON INVESTMENTS 3,288,308 CHANGE IN SPLIT INTEREST AGREEMENTS 414,568 TOTAL TO FORM 990, PART XI, LINE 5 3,702,876

Identifier	Return Reference	Explanation
AUDIT COMMITTEE AND OVERSIGHT	990, PART XI, LINE 2C	THERE HAVE BEEN NO CHANGES TO THIS PROCESS FROM PRIOR YEAR

Identifier	Return Reference	Explanation
	FORM 990, PART III	EARTHJUSTICE IS A NON-PROFIT PUBLIC INTEREST LAW FIRM DEDICATED TO PROTECTING THE MAGNIFICENT PLACES, NATURAL RESOURCES, AND WILDLIFE OF THIS EARTH, AND TO DEFENDING THE RIGHT OF ALL PEOPLE TO A HEALTHY ENVIRONMENT. A PASSION FOR PRESERVING THE NATURAL WORLD AND A BELIEF IN THE POWER OF JUSTICE HAS GUIDED THE COURSE OF OUR WORK FOR MORE THAN FOUR DECADES. WE HAVE FOUGHT TO ESTABLISH MEANINGFUL ENVIRONMENTAL PROTECTIONS AND PUT FORTH A VISION FOR RESTORING THE EARTH TO ECOLOGICAL BALANCE. THE FULFILLMENT OF THIS VISION DOES NOT REST IN SOME UNNAMED, DISTANT FUTURE -- WE ARE MAKING PROGRESS RIGHT NOW. BECAUSE OF THE WORK WE DO EVERY DAY, THE EARTH'S SPECIAL PLACES ARE BETTER PROTECTED, COMMUNITIES ARE SAFEGUARDED FROM TOXIC POLLUTION, AND SOCIETY IS MOVING TOWARD A CLEAN ENERGY FUTURE. IN PARTNERSHIP WITH OUR HUNDREDS OF CLIENTS, ALLIES, FOUNDATIONS, SCIENTISTS, AND OUR STEADFAST SUPPORTERS, WE CONTINUE TO PURSUE FAR-REACHING, BIG-IMPACT LITIGATION. OUR UNMATCHED LEGAL EXPERTISE AND OUR LONG-TERM COMMITMENT TO ADDRESSING CRITICAL ENVIRONMENTAL ISSUES CONSISTENTLY YIELD SUCCESS. THIS PAST YEAR WE HAVE WON AMAZING VICTORIES THAT SERVE AS TESTAMENTS TO EARTHJUSTICE'S ROLE AS THE WORLD'S PREMIER ENVIRONMENTAL LAW FIRM AND PROVIDE REAL HOPE THAT A CLEANER, HEALTHIER PLANET IS POSSIBLE.

Identifier	Return Reference	Explanation
CASE SUMMARIES	FORM 990, PART III	PROMOTING A CLEAN ENERGY FUTURE GREENHOUSE GAS REGULATIONS FOR DECADES WE HAVE BEEN USING OUR EXTENSIVE EXPERTISE IN THE CLEAN AIR ACT TO COMBAT AIR POLLUTION, AND WE ARE INCREASINGLY USING IT TO COMBAT GLOBAL WARMING TO ENSURE GREENHOUSE GAS LIMITS EXTEND BEYOND NEW FACILITIES TO EXISTING ONES, WE AND OUR PARTNERS HAVE PUT EPA ON TRACK TO ESTABLISH PERFORMANCE STANDARDS FOR POWER PLANTS AND REFINERIES, WHICH TOGETHER COMPRISE ABOUT 40% OF U.S. GREENHOUSE GAS EMISSIONS, AND TO DETERMINE WHETHER GREENHOUSE GAS EMISSIONS FROM THE AVIATION SECTOR ENDANGER PUBLIC HEALTH AND THE ENVIRONMENT AND THEREFORE MUST BE REGULATED. OUR LITIGATION ALSO MOVED EPA TO PUT IN PLACE GREENHOUSE GAS REPORTING REQUIREMENTS THAT COVER THE VAST MAJORITY OF POLLUTING SECTORS, INCLUDING THE OIL AND GAS INDUSTRY, WHICH HAD ORIGINALLY BEEN EXCLUDED. CLEAN ENERGY TRANSMISSION EARTHJUSTICE IS ALSO WORKING TO ENCOURAGE A NEW KIND OF POWER GRID, ONE THAT FACILITATES A TRANSITION AWAY FROM FOSSIL FUELS AND TOWARD A CLEAN ENERGY FUTURE. TO THIS END, THIS YEAR WE DERAILED ONE PROPOSED ELECTRIC TRANSMISSION LINE AND ANOTHER WAS CONSEQUENTLY PUT ON HOLD. THESE LINES WERE INTENDED TO BRING POWER FROM SOME OF THE NATION'S DIRTIEST COAL-FIRED POWER PLANTS TO NEW MARKETS ON THE EAST COAST, WHICH WOULD PERPETUATE OUR RELIANCE ON DIRTY COAL-FIRED POWER. COAL PLANTS WE CONTINUED OUR WORK TO ENFORCE BEDROCK ENVIRONMENTAL LAWS TO STOP NEW COAL-FIRED POWER PLANTS AND TO FORCE DIRTY OLD PLANTS TO CLEAN UP OR SHUT DOWN. BUILDING ON OUR PAST SUCCESSES IN STOPPING COAL PLANTS IN STATES LIKE FLORIDA, MONTANA, WASHINGTON, AND NEW MEXICO, WE CONTINUED OUR FIGHT AGAINST THE SUNFLOWER PLANT IN KANSAS. A DISTRICT COURT HAS COMPELLED THE FEDERAL RURAL UTILITIES SERVICE TO ASSESS THE ENVIRONMENTAL IMPACTS OF ITS FINANCIAL APPROVALS THAT WOULD FACILITATE THE CONSTRUCTION OF THREE NEW COAL-FIRED POWER UNITS. OUR TENACIOUS PURSUIT OF EVERY LEGAL ANGLE TO ENFORCE ENVIRONMENTAL LAWS AT TRANSALTA, WASHINGTON STATE'S LAST REMAINING COAL PLANT, FORCED TRANSALTA AND THE STATE TO THE BARGAINING TABLE, WHICH PRODUCED AN AGREEMENT TO SHUT DOWN ONE UNIT BY 2020 AND THE ONLY OTHER UNIT BY 2025. OPENING ANOTHER FRONT TO REIN IN POLLUTION FROM COAL-FIRED POWER PLANTS, OUR LITIGATION OBTAINED A COMMITMENT BY EPA TO UPDATE ITS WOEFULLY OUTDATED STANDARDS FOR DISCHARGES OF TOXIC POLLUTION FROM COAL PLANTS INTO RIVERS AND STREAMS. COAL EXPORTS IN DECEMBER 2011, WE CHALLENGED A WASHINGTON COUNTY'S APPROVAL OF THE FIRST COAL EXPORT FACILITY IN THE WESTERN U.S. TO EXPORT COAL TO ASIA. WE UNCOVERED A SCHEME BY THE PROPONENT OF THE FACILITY TO STAGE THE PROCESS IN ORDER TO AVOID ENVIRONMENTAL REVIEW AND CONCEAL THE FACT THAT THE EXPORTS WOULD BE FIVE TIMES AS LARGE AS THE REPRESENTATIONS MADE TO THE REGULATORS. WITH ITS CREDIBILITY SEVERELY UNDERMINED, THE COMPANY WITHDREW THE PERMIT SHORTLY BEFORE THE TRIAL WAS SCHEDULED TO BEGIN, ALTHOUGH IT PLANS TO SEEK APPROVAL FOR THE WHOLE PROJECT IN THE FUTURE AND OTHER COAL EXPORT PROPOSALS ARE ON THE HORIZON. ENERGY EFFICIENCY THE QUICKEST, CHEAPEST WAY TO REDUCE GLOBAL WARMING POLLUTION IS TO USE LESS ENERGY. AND BECAUSE OF EARTHJUSTICE'S ADVOCACY, THE DEPARTMENT OF ENERGY IS DEVELOPING ENERGY EFFICIENCY STANDARDS AT AN UNPRECEDENTED RATE. IN AUGUST, A COURT OF APPEALS UPHELD ONE SUCH REGULATION SETTING EFFICIENCY STANDARDS FOR SMALL ELECTRICAL MOTORS THAT WE HAD SUPPORTED BOTH BEFORE THE AGENCY AND IN THE COURT CHALLENGE. THE STANDARDS WILL SAVE APPROXIMATELY 2% OF ANNUAL ENERGY CONSUMPTION OVER THE NEXT 30 YEARS AND WILL ELIMINATE THE NEED TO BUILD EIGHT NEW POWER PLANTS. WHILE MOST OF OUR ENERGY EFFICIENCY ADVOCACY HAS SOUGHT STRONG NATIONAL APPLIANCE STANDARDS, WE HAVE ALSO SOUGHT TO IMPROVE BUILDING ENERGY EFFICIENCY. MOST RECENTLY, WE SUCCESSFULLY DEFENDED A WASHINGTON STATE BUILDING CODE THAT SETS ENERGY EFFICIENCY REQUIREMENTS FOR NEW HOMES. PROTECTING OUR NATURAL HERITAGE OFFSHORE DRILLING THIS YEAR BROUGHT ONE OF THE MOST HORRIFIC DISASTERS OF OUR TIME - THE DEEPWATER HORIZON OIL SPILL. OUR LITIGATION FORCED THE FEDERAL AGENCIES TO CLOSE LOOPHOLES THAT EXEMPTING OFFSHORE DRILLING IN THE GULF FROM ENVIRONMENTAL LAWS AND TO DISCLOSE THE INGREDIENTS IN DISPERSANTS USED IN THE GULF. IN THE ARCTIC, WE AND OUR PARTNERS SUCCEEDED IN PREVENTING DRILLING IN THE PRISTINE ARCTIC OCEAN FOR THE FOURTH YEAR IN A ROW. FIGHTING TO KEEP FRACKING WASTES FROM CONTAMINATING THE MONONGAHELA RIVER WE CHALLENGED AN AGREEMENT THAT THE PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION SECRETLY ENTERED INTO WITH THE RONCO GAS WASTEWATER TREATMENT PLANT. THE AGREEMENT ALLOWED THE FACILITY, WHICH SITS ON THE BANKS OF THE MONONGAHELA RIVER, TO OPERATE UNDER A DEFICIENT PERMIT THAT AUTHORIZED DISCHARGES OF POLLUTANTS ABOVE LEGAL LIMITS INTO THE RIVER. WE PERSUADED THE AGENCY AND THE COMPANY TO ENTER NEGOTIATIONS TO ENSURE THE PLANT CAN PROPERLY TREAT GAS WASTES, INSTEAD OF DUMPING EFFLUENT INTO THE MONONGAHELA. KEEPING LAKE TAHOE HEALTHY OUR LITIGATION IS FORCING THE TAHOE REGIONAL PLANNING AGENCY TO CONDUCT A PROPER ENVIRONMENTAL REVIEW OF THE AGENCY'S SHORELINE DEVELOPMENT PLAN FOR LAKE TAHOE. A FEDERAL JUDGE OVERTURNED THE PLAN AUTHORIZING NEW CONSTRUCTION AND INCREASED TRAFFIC THAT WOULD HAVE IMPERIL WATER AND AIR QUALITY. SAVING SEA TURTLES FROM LONGLINE HOOKS OUR LEGAL TEAM SECURED VICTORIES IN 2011 PROTECTING SEA TURTLES IN BOTH THE WATERS OF HAWAII AND THE GULF OF MEXICO. A CASE IN HAWAII HAS FORCED THE FEDERAL GOVERNMENT TO REDUCE THE NUMBER OF THREATENED AND ENDANGERED SEA TURTLES ALLOWED TO BE HARMED AND KILLED BY THE SWORDFISH INDUSTRY'S LONGLINE FISHING VESSELS. ANOTHER LAWSUIT HAS FORCED THE FEDERAL GOVERNMENT TO RE-EVALUATE PROTECTIONS FOR SEA TURTLES FROM GULF OF MEXICO LONGLINE FISHERIES, WHICH TAKE TURTLES IN LARGE NUMBERS. THE COURT FAULTED THE FEDERAL AGENCY FOR FAILING TO RE-INITIATE ENDANGERED SPECIES CONSULTATION TO ACCOUNT FOR THE TOLL THAT THE DEEPWATER HORIZON DISASTER TOOK ON ENDANGERED SEA TURTLES. REINING IN CRUISE SHIP POLLUTION AN ALASKA COURT RULED IN OUR FAVOR IN OUR CHALLENGE TO A THREE-YEAR PERMIT THAT ALLOWED CRUISE SHIPS TO CONTINUE USING WHATEVER TECHNOLOGY THEY CURRENTLY EMPLOYED, EVEN THOUGH ALASKA LAW REQUIRES THE USE OF ECONOMICALLY FEASIBLE TREATMENT METHODS THAT ARE "THE MOST TECHNOLOGICALLY EFFECTIVE" IN CONTROLLING WASTES. NEW HOPE FOR CLEAN WATER IN FLORIDA SEWAGE, FERTILIZER AND MANURE ARE SPARKING REPEATED TOXIC ALGAE OUTBREAKS, FOULING FLORIDA WATERS WITH A NOXIOUS GREEN SLIME. THE TOXIC SLIME CAN MAKE PEOPLE AND ANIMALS SICK, CONTAMINATE DRINKING WATER, AND SHUT DOWN SWIMMING AREAS. A FEDERAL APPEALS COURT DENIED A LEGAL CHALLENGE FROM POLLUTING INDUSTRIES AND UPHELD A HISTORIC CLEAN WATER SETTLEMENT BETWEEN THE ENVIRONMENTAL PROTECTION AGENCY AND EARTHJUSTICE. THE SETTLEMENT REQUIRES EPA TO SET LIMITS ON SEWAGE, FERTILIZER AND MANURE IN FLORIDA'S WATERWAYS. AS A RESULT OF THE VICTORY, FLORIDA'S WATER QUALITY, AND THE WELL-BEING OF ITS RESIDENTS AND WILDLIFE, WILL BE PROTECTED. EVERGLADES RESTORATION IS FURTHER ALONG DUE TO RULINGS IN OUR FAVOR IN THE LONGSTANDING EVERGLADES LITIGATION AND THE SUGAR DEAL THAT OUR LITIGATION TO ENFORCE THE CLEAN WATER ACT PLAYED A KEY ROLE IN PRECIPITATING. OF PARTICULAR NOTE, ON COLUMBUS DAY, THE INITIAL LAND ACQUISITION WITH U.S. SUGAR SET ASIDE NEARLY 27,000 ACRES OF FORMER EVERGLADES LAND, NOW USED FOR AGRICULTURE, FOR RESTORATION AND WATER QUALITY IMPROVEMENTS AND LEAVES OPEN THE POSSIBILITY OF FUTURE ACQUISITIONS OF THE REMAINING 153,000 ACRES. MOUNTAINTOP REMOVAL MINING OUR LEGAL ADVOCACY AND PUBLIC ENGAGEMENT SPURRED THE EPA TO TAKE THE HISTORIC STEP OF VETOING THE VALLEY FILL PERMIT FOR THE SPRUCE MINE, ONE OF THE LARGEST MOUNTAINTOP REMOVAL MINES EVER PROPOSED. WE ARE IN COURT DEFENDING THE VETO AS WELL AS NEW EPA POLICIES UNDERLYING THE VETO THAT HAVE ALSO COME UNDER ATTACK IN LAWSUITS BROUGHT BY THE COAL INDUSTRY, WEST VIRGINIA, AND KENTUCKY. NATIONAL FORESTS HAVING WORKED FOR DECADES TO STOP RAMPANT LOGGING AND ROAD BUILDING IN THE TONGASS NATIONAL FOREST, THE NATION'S LARGEST TEMPERATE RAIN FOREST, WE CELEBRATED AN ALASKA DISTRICT COURT'S DECISION TO VACATE THE BUSH ADMINISTRATION'S "TEMPORARY" EXEMPTION OF THE TONGASS FROM THE 2001 NATIONWIDE ROADLESS PROTECTION RULE. WE ARE DEFENDING THIS VICTORY IN THE FACE OF ALASKA'S APPEAL. WE ARE ALSO DEFENDING THE ENTIRE ROADLESS RULE IN A NEW LAWSUIT FILED BY THE STATE OF ALASKA AFTER THE TONGASS EXEMPTION DECISION AND IN WYOMING'S CHALLENGE TO THE RULE, WHICH WAS ARGUED IN MAY, 2010 IN THE TENTH CIRCUIT COURT OF APPEALS.

Identifier	Return Reference	Explanation
CASE SUMMARIES CONTINUED	FORM 990, PART III	THIS YEAR WE ACHIEVED OTHER VICTORIES FOR OUR NATIONAL FORESTS, INCLUDING PROTECTIONS FOR 600,000 ACRES OF ROADLESS AREA IN SOUTHERN CALIFORNIA, PROHIBITIONS ON OFF-ROAD VEHICLE USE IN AN AREA OF MONTANA'S ROCKY MOUNTAIN FRONT THAT IS HOME TO GRIZZLY BEARS, WOLVES, LYNX, WOLVERINES, AND BIGHORN SHEEP, PROGRESS IN OUR CHALLENGES TO BUSH ADMINISTRATION ROLL BACKS OF PROTECTIONS FOR THE SIERRA NEVADA NATIONAL FORESTS AND FOR WILDLIFE THAT DEPEND ON NORTHWEST OLD GROWTH FORESTS FOR THEIR SURVIVAL OIL AND GAS DEVELOPMENT IN THE ROCKIES UNDER A SETTLEMENT OF OUR DUAL LAWSUITS, THE INTERIOR DEPARTMENT WILL RETHINK BUSH ADMINISTRATION REGULATIONS AND PLANS THAT OPENED TWO MILLION ACRES OF PUBLIC LAND TO OIL SHALE LEASING AND SET A BARGAIN-BASEMENT RATE ON ROYALTIES IN ORDER TO SUBSIDIZE DEVELOPMENT WE ALSO CONTINUED SUCCESSFULLY TO DEFEND THE INTERIOR DEPARTMENT'S DEFERRAL AND RE-ASSESSMENT OF OIL AND GAS LEASES, INCLUDING NEAR ARCHES AND CANYONLANDS NATIONAL PARKS, RUSHED THROUGH IN THE WANING DAYS OF THE BUSH ADMINISTRATION MAKUA OUR LITIGATION HAS SPURRED THE ARMY TO ANNOUNCE THAT IT IS ABANDONING LIVE-FIRE TRAINING AT THE MAKUA MILITARY RANGE ON OAHU, WHICH HAD PREVIOUSLY CAUSED FIRES THAT DEVASTATED SENSITIVE ENVIRONMENTS AND CULTURAL SITES OUR LITIGATION IS ALSO FORCING THE ARMY TO ASSESS THE FULL EXTENT OF CONTAMINATION OF MARINE RESOURCES SAFEGUARDING OUR HEALTH TOXIC POLLUTANTS TOXIC POLLUTANTS LIKE LEAD, ARSENIC, AND MERCURY AREN'T VISIBLE IN THE AIR, BUT THEY'RE THERE BY THE TON SEVERAL OF THIS YEAR'S VICTORIES WILL KEEP MILLIONS OF TONS OF TOXIC CHEMICALS OUT OF THE AIR WE BREATHE, SAVING THOUSANDS OF LIVES EVERY YEAR OUR WINS ARE LEADING TO STRONGER EMISSION CONTROLS ON BOILERS, INCINERATORS, POWER PLANTS, AND VINYL PLANTS WE ALSO SPURRED EPA TO REPEAL A RULE THAT HAD ALLOWED INDUSTRIES TO BURN HAZARDOUS WASTES WITHOUT ANY PROTECTIONS FOR PUBLIC HEALTH NITROGEN OXIDES AND SULFUR OXIDES, WHICH MOSTLY COME FROM BURNING OIL AND COAL, ARE AIR POLLUTANTS THAT INFLAME THE LUNGS, MAKE ASTHMA WORSE, AND CAUSE OTHER CARDIOVASCULAR PROBLEMS NITROGEN OXIDES ALSO CONTRIBUTE TO SMOG TEN YEARS OF EARTHJUSTICE LITIGATION PAID OFF THIS YEAR, WHEN EPA ISSUED NEW RULES TO REDUCE THESE EMISSIONS FROM U S -FLAGGED SHIPS NITROGEN OXIDES WILL BE REDUCED 80% BY 2016 OUR LITIGATION IMPELLED EPA TO ESTABLISH TOUGHER STANDARDS FOR TOXIC AIR POLLUTION EMITTED BY CEMENT KILNS, ONE OF THE NATION'S WORST INDUSTRIAL POLLUTERS THESE PROTECTIONS WILL CUT EMISSIONS OF MERCURY AND PARTICULATE MATTER BY 92 PERCENT, SAVING AS MANY AS 2,500 LIVES EVERY YEAR WE ARE ALSO CONTINUING TO REDUCE OUR NATION'S SMOG SMOG'S MAIN COMPONENT IS OZONE - BENEFICIAL IN THE UPPER ATMOSPHERE, BUT DANGEROUS AT GROUND LEVEL SIGNIFICANT SOURCES INCLUDE POWER PLANTS, AUTOMOBILES, AND INDUSTRIAL FURNACES AND BOILERS THE EPA'S OWN SCIENCE ADVISORS RECOMMEND STRICT LIMITS ON OZONE EMISSIONS BUT EPA IN THE BUSH ADMINISTRATION REJECTED THOSE RECOMMENDATIONS WHEN IT ISSUED NEW LIMITS THAT WEREN'T AS PROTECTIVE AS THE SCIENTISTS FOUND NECESSARY OUR LITIGATION IS CHALLENGING THOSE WEAK STANDARDS AND LED EPA UNDER LISA JACKSON TO PROPOSE TO STRENGTHEN THE STANDARDS TOXIC CHEMICALS AND THE PUBLIC'S RIGHT TO KNOW DUE TO OUR ADVOCACY, THE EPA HAS NOW RELEASED DOZENS OF HEALTH AND SAFETY STUDIES THAT WERE PREVIOUSLY CLAIMED TO BE CONFIDENTIAL BUSINESS INFORMATION IN ADDITION TO THESE RELEASES, OUR FREEDOM OF INFORMATION ACT LAWSUIT HAS PRODUCED THE IDENTITIES OF INGREDIENTS IN THE DISPERSANTS ALLOWED TO BE USED TO RESPOND TO OIL SPILLS, AS WELL AS 80 HEALTH AND SAFETY STUDIES RELATED TO THE DISPERSANTS NEW YORK STATE PASSED A LAW MORE THAN 30 YEARS AGO REQUIRING MANUFACTURERS OF HOUSEHOLD CLEANING PRODUCTS TO REPORT THE CHEMICAL INGREDIENTS IN THEIR PRODUCTS AND ANY HEALTH RISKS THEY POSE NOT ONE MANUFACTURER REPORTED ITS CHEMICAL INGREDIENTS OR RELATED HEALTH RISKS UNTIL EARTHJUSTICE FILED A LAWSUIT AS A RESULT OF THAT SUIT, NEW YORK STATE'S DEPARTMENT OF ENVIRONMENTAL CONSERVATION HAS COMMITTED TO ENFORCE THE LAW AND IS ESTABLISHING REQUIREMENTS FOR HOUSEHOLD CLEANER MANUFACTURERS TO FILE CHEMICAL DISCLOSURE REPORTS THIS FIRST-OF-ITS-KIND POLICY WILL HAVE NATIONAL IMPLICATIONS, AS INFORMATION REPORTED TO NEW YORK WILL BECOME AVAILABLE TO CONSUMERS NATIONWIDE PESTICIDES OUR SUCCESSFUL LEGAL SETTLEMENT REQUIRED THE EPA TO PROPOSE A NEW RULE THAT WOULD EXTEND PROHIBITIONS ON UNETHICAL STUDIES TO ALL RESEARCH ON PESTICIDES AND WOULD CLOSE A LOOPHOLE THAT ALLOWED PARENTS OR GUARDIANS TO CONSENT TO TESTING ON CHILDREN OR WARDS OF THE STATE ANOTHER EARTHJUSTICE LAWSUIT HELPED SPUR EPA TO BAN ON THE PESTICIDE ENDOSULFAN, A MEMBER OF THE SAME CHEMICAL FAMILY AS DDT THAT BIOACCUMULATES IN POLAR BEARS, WHALES AND PEOPLE WE SETTLED ANOTHER LAWSUIT WHICH PUT EPA ON A SCHEDULE TO DECIDE WHETHER TO BAN CHLORPYRIFOS, A PESTICIDE DERIVED FROM NERVE GASES DEVELOPED BY THE NAZI'S THAT POISONS WORKERS AND INNOCENT BYSTANDERS AND IS ASSOCIATED WITH BRAIN DEVELOPMENT IMPAIRMENTS IN CHILDREN TOXIC LANDFILL IN DECEMBER 2010, THIRTY YEARS AFTER THE BROOKFIELD LANDFILL ON STATEN ISLAND WAS SHUT DOWN OVER AN ILLEGAL DUMPING SCANDAL, NEW YORK CITY SIGNED A COURT SETTLEMENT AGREEING TO A 2013 DEADLINE FOR CLEANUP THE CLEANUP HAS BEGUN AND, ONCE IT IS COMPLETE, THE CITY INTENDS TO TURN THE FORMER TOXIC WASTELAND INTO A COMMUNITY PARK

Identifier	Return Reference	Explanation
SCHEDULE OF COURT AWARDED ATTORNEY FEES & COSTS	FORM 990, PART III	000145 HD MTS ROADLESS CBM DEV 2,551 31 000558 PACIFIC LUMBER-BEAR CREEK 13,545 00 001102 APPEALS REG CHALLENGE 1,145 49 001108 GALLATIN TRAVEL PLAN II 397 65 001122 SMOKY CANYON MINE EXPANSION 1,674 54 001132 WYOMING ROADLESS 116 62 001134 YELLOWSTONE GB DELISTING 350 43 001151 DEEP CREEK MTNS RS 2477 784 38 001163 INYO COUNTY, CA 2477 CASE 4,181 03 001164 JARBIDGE RS 2477 INTERVENTION 445 05 001167 MISSOURI BREAKS NM 170 84 001219 KAUA'I SEABIRDS ESA TAKE 9,908 34 001221 MAKUA EIS 22,746 23 001307 CHUKCHI OCS LEASE SALE 193 2,463 21 001316 JUNEAU ACCESS PROJECT 180 21 001329 OCS OIL 4,500 00 001346 TONGASS ROADLESS EXEMPTION 1,630 02 001361 DEER CREEK TEMPERATURE 843 46 001362 DELTA SMELT BIOP 1,261,809 61 001367 KEEP TAHOE BLUE 465 60 001382 SALMON OCAP BIOP 1,419,193 72 001388 SIERRA FRAMEWORK CHALLENGE 888 88 001404 1999 HYDRO ESA 3,671 71 001408 BUSH ROADLESS REPEAL 1,599 50 001419 FARMWORKER PESTICIDES 194,273 12 001435 KLAMATH TAKINGS INTERVENTION 363 99 001438 MODESTO INTERVENTION I & II 403 71 001440 MUNICIPAL STORMWATER 307 58 001452 PESTICIDE TESTING ON HUMANS 19,520 44 001464 TIDEGATES 162 75 001494 2000 MACT DEADLINE 90,043 52 001504 CAA PLYWOOD PLANTS STANDARDS 30,634 20 001554 SSM PLANS & RECONSIDERATION 69 65 001605 AZ STRIP PLAN 999 23 001620 DEER CREEK APPEAL 167 73 001633 OWL RECOVERY PLAN 1,301 65 001641 YOSEMITE R S 2477 47 06 001654 GRAHAM'S PENSTEMON 306 60 001668 SAN PEDRO FORT HUACHUCA BO 199 19 001693 NATIONAL ELK REFUGE 488 60 001700 DC NON-DAILY TMDLS 27,113 85 001711 WEST ELK COAL METHANE DRILLING 289 74 001713 PVC DEADLINE CASE 54 85 001715 GLEN CANYON FLOWS 2,029 63 001721 GRAY WOLF 10(J) 210 56 001736 CALIFORNIA AG EXEMPTION 10,416 59 001739 ROCK CREEK II 1,305 40 001750 NFMA REGS 2008 227,333 06 001761 JARBIDGE - 2005 ROD 992 53 001769 COGCC RULEMAKING 46 18 001770 ROAN PLATEAU 1,239 62 001773 NUMERIC NUTRIENT CRITERIA 3,073 30 001776 APPLE MOTH 15,825 17 001778 TMDL II 623 04 001779 SOCAL FOREST PLANS 242,145 61 001788 BROOKFIELD LANDFILL 51,704 25 001789 KAUA'I SEABIRDS ESA TAKE COK 61 13 001792 HORSE BUTTE INTERVENTION 76 80 001802 01CHEVRON EXPANSION 657 89 001810 CARLSBAD CEC INTERVENTION 1,280 17 001813 CLEANING PRODUCT CHEMICAL 2,638 45 001819 PETROLEUM REFINERY NSPS 85 24 001837 DEFINITION OF SOLID WASTE 3,982 28 001844 BPA NINTH CIRCUIT FCRPS BIOP C 279 72 001850 WOLF DELISTING II 1,379 88 001854 2008 DEADLINES 424 49 001856 UTAH RMP AND LEASE SALE CHALLE 128 64 001859 IDAHO ROADLESS RULE 1,014 93 001862 STEAM BUFFER ZONE RULE 11,553 61 001863 SEA LEVEL TIMBER SALE 50,851 56 001864 OIL SHALE - RESOURCE MANAGEMEN 254 67 001866 CENTRALIA COAL PLANT 1,140 68 001869 FACTORY FARM EXEMPTIONS 1,670 46 001884 24ALBERTA CLIPPER PIPELINE 1,110 14 001891 ALTMAN MINE DUE PROCESS CHALLE 778 91 001893 ALTMAN MINE REZONING 901 96 001901 FALSE KILLER WHALES TAKE REDUC 697 96 001908 MONTGOMERY COUNTY MS4 1,432 61 001916 GHG REPORTING RULE 1,024 58 001918 COHO ITP 448 13 001921 DELTA SMELT INTERVENTION 337 80 001922 EPACT VWEC 903 37 001927 GROUNDWATER PERMITTING STOCK-W 1,864 41 001932 COOIL AND GAS RULES LITIGATION 169 48 001936 UTAH WILDERNESS LEASE INTERVEN 1,411 28 001938 SON OF FEMA 67 10 001939 SHELL OCS EXPLORATION PLN 2010 13,781 80 001944 SUNFLOWER AIR PERMIT 35,704 85 001956 PATH TRAIL 5,084 70 001959 LYNX CRITICAL HABITAT INTERVEN 1,101 92 001962 SALMON BIOP INTERVENTION 2,756 98 001976 HI CLEAN ENERGY PLANNING FRAME 77 43 001978 ELK CREEK EAST TRACT COAL MINE 1,357 06 001979 TURTLE BAY AMICUS BRIEF 28 94 001983 BADGER-TWO MEDICINE TRAVEL PLA 277 38 001985 PIKA CESA II 1,457 26 001990 TVA SCRUBBER PERMIT APPEAL 2,159 81 001993 SALMON-CHALLIS TRAVEL PLAN 2,827 90 001998 COAL PREP PLANT NSPS 60 12 002002 GULF LONGLINES & SEA TURTLES 2 257 47 002005 HAWAII FEED-IN TARIFFS 142 23 002007 WA TDG WAIVER STANDARD 238 77 002008 OTTER CREEK COAL LEASE 652 96 002009 NEW ENGLAND HERRING FISHERY OB 12,000 00 002016 HMMI INTERVENTION 54 71 002017 PM2 5 NSR GRANDFATHERING INTER 35 03 002019 SHELL CHUKCHI SEA 2010 CLEAN A 1,859 52 002026 CLARK COUNTY AGREED ORDER 23,581 44 002031 CLARK COUNTY ENFORCEMENT ACTIO 351 71 002032 GRID INTERCONNECTION RULE AMEN 56 68 002033 GHG ENDANGERMENT FINDING 233 32 002034 PRINCEVILLE RESORT ESA TAKE 52,579 31 002035 185 FEE GUIDANCE 1,019 72 002038 FISHER WARRANTED BUT PRECLUDED 545 25 002039 METHYL IODIDE DPR 783 56 002042 24EU AIRCRAFT GHG EMISSIONS 1,963 24 002043 EKPC LIEN ACCOMMODATION 1,016 72 002044 FOUR CORNERS PSD 90 40 002046 24NON-ROAD & AIRCRAFT GHGS CAA 387 86 002052 PATH WV & MD 377 84 002057 SJV 8-HOUR OZONE DEADLINE 11,497 00 002065 PIKE SAN ISABEL MOTOR VEHICLE 1,011 11 002067 STANISLAUS TMP 614 36 002068 TEXAS POWER PLANTS 425 13 002072 NA WAI'EHA TREATMENT 350 17 002073 CHLORPYRIFOS UNREASONABLE DELA 745 20 002076 OIL DISPERSANTS 515 67 002077 SALMON PESTICIDE BIOP DEFENS 268 50 002078 SALMON PESTICIDE BIOP ENFORCEM 543 88 002079 WA BUILDING CODE PREEMPTION 1,514 63 002081 HUNTERS POINT SHIPYARD EIR 2,152 78 002084 PATH MD 726 68 002086 TRANSALTA CENTRALIA COAL PLANT 29 47 002087 6TH POWER PLAN 687 91 002088 GALLATIN WINTER USE 671 46 002090 LUMINANT POWER PLANT ENFORCEM 249 75 002097 CAR & TRUCK GREENHOUSE GAS LIM 26 48 002098 STATOIL ARCTIC SEISMIC 2010 500 00 002099 GULF OF MEXICO SEISMIC 41 19 002100 FEMA FOIA 20 93 002101 PSD RULE DEFENSE 2010 28 64 002103 KITTITAS EXEMPT WELL AMICUS 65 39 002110 CWA DISPERSANT CHALLENGE 170 91 002112 SO2 NAAQS 107 54 002115 MTR NMA INTERVENTION 850 43 002116 SMALL ELECTRIC MOTORS AMICUS 78 41 002125 RUSSIAN RIVER GRAVEL MINING 755 94 002126 CEMENT KILNS IV 987 55 002127 SPENCER CREEK BIOP 151 35 002128 LONGVIEW COAL EXPORT 1,002 24 002130 UTAH RMP CHALLENGE #2 584 00 002131 WESTERN ENERGY ALLIANCE PROTES 1,073 70 002138 MARC I 1,999 43 002143 SEAFOOD SAFETY 73 00 002144 TRANSALTA COAL PLANT DEADLINE 6,197 92 002156 ALASKA NPDES DELEGATION 132 21 002157 PM2 5 INCREMENTS 474 00 002168 WASHINGTON REFINERIES' GHG RAC 221 71

SCHEDULE R
(Form 990)

Department of the Treasury
Internal Revenue Service

Related Organizations and Unrelated Partnerships

▶ Complete if the organization answered "Yes" to Form 990, Part IV, line 33, 34, 35, 36, or 37.
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public Inspection

Name of the organization
EARTHJUSTICE

Employer identification number
94-1730465

Part I Identification of Disregarded Entities (Complete if the organization answered "Yes" on Form 990, Part IV, line 33.)

(a) Name, address, and EIN of disregarded entity	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Total income	(e) End-of-year assets	(f) Direct controlling entity

Part II Identification of Related Tax-Exempt Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related tax-exempt organizations during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Exempt Code section	(e) Public charity status (if section 501(c)(3))	(f) Direct controlling entity	(g) Section 512(b)(13) controlled organization	
						Yes	No
(1) WASHINGTON FOREST LAW CENTER 615 SECOND STREET SUITE 360 SEATTLE, WA 98104 91-1803140	PUBLIC INTEREST LAW FIRM	CA	501(C)(3)	11-I	EARTHJUSTICE	Yes	

Part III

Identification of Related Organizations Taxable as a Partnership (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a partnership during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Predominant income (related, unrelated, excluded from tax under sections 512- 514)	(f) Share of total income	(g) Share of end-of-year assets	(h) Disproporionate allocations?		(i) Code V—UBI amount in box 20 of Schedule K-1 (Form 1065)	(j) General or managing partner?		(k) Percentage ownership
							Yes	No		Yes	No	

Part IV

Identification of Related Organizations Taxable as a Corporation or Trust (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a corporation or trust during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Type of entity (C corp, S corp, or trust)	(f) Share of total income	(g) Share of end-of-year assets	(h) Percentage ownership

Part V

Transactions With Related Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34, 35, 35A, or 36.)

Note. Complete line 1 if any entity is listed in Parts II, III or IV

1

During the tax year, did the organization engage in any of the following transactions with one or more related organizations listed in Parts II-IV?

a

Receipt of (i) interest (ii) annuities (iii) royalties (iv) rent from a controlled entity

b

Gift, grant, or capital contribution to other organization(s)

c

Gift, grant, or capital contribution from other organization(s)

d

Loans or loan guarantees to or for other organization(s)

e

Loans or loan guarantees by other organization(s)

f

Sale of assets to other organization(s)

g

Purchase of assets from other organization(s)

h

Exchange of assets

i

Lease of facilities, equipment, or other assets to other organization(s)

j

Lease of facilities, equipment, or other assets from other organization(s)

k

Performance of services or membership or fundraising solicitations for other organization(s)

l

Performance of services or membership or fundraising solicitations by other organization(s)

m

Sharing of facilities, equipment, mailing lists, or other assets

n

Sharing of paid employees

o

Reimbursement paid to other organization for expenses

p

Reimbursement paid by other organization for expenses

q

Other transfer of cash or property to other organization(s)

r

Other transfer of cash or property from other organization(s)

Yes

No

1a

1b

1c

1d

1e

1f

1g

1h

1i

1j

1k

1l

1m

1n

1o

1p

1q

1r

No

No

No

No

No

No

No

No

No

No

No

No

No

No

No

No

No

No

2 If the answer to any of the above is "Yes," see the instructions for information on who must complete this line, including covered relationships and transaction thresholds

(a) Name of other organization	(b) Transaction type(a-r)	(c) Amount involved	(d) Method of determining amount involved
(1)			
(2)			
(3)			
(4)			
(5)			
(6)			

Schedule R (Form 990) 2010

Provide the following information for each entity taxed as a partnership through which the organization conducted more than five percent of its activities (measured by total assets or gross revenue) that was not a related organization. See instructions regarding exclusion for certain investment partnerships.

[illegible]

Part VII **Supplemental Information**

Complete this part to provide additional information for responses to questions on Schedule R (see instructions)

Identifier	Return Reference	Explanation
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Form

4562

Depreciation and Amortization
(Including Information on Listed Property)

OMB No 1545-0172

2010

Attachment
Sequence No 67

Department of the Treasury
Internal Revenue Service (99)

See separate instructions.

Attach to your tax return.

Name(s) shown on return
EARTHJUSTICE

Business or activity to which this form relates
FORM 990 PAGE 10

Identifying number
94-1730465

Part I Election To Expense Certain Property Under Section 179

Note: If you have any listed property, complete Part V before you complete Part I.

1	Maximum amount See the instructions for a higher limit for certain businesses	1	500,000
2	Total cost of section 179 property placed in service (see instructions)	2	
3	Threshold cost of section 179 property before reduction in limitation (see instructions)	3	2,000,000
4	Reduction in limitation Subtract line 3 from line 2 If zero or less, enter -0-	4	
5	Dollar limitation for tax year Subtract line 4 from line 1 If zero or less, enter -0- If married filing separately, see instructions	5	
6	(a) Description of property	(b) Cost (business use only)	(c) Elected cost
7	Listed property Enter the amount from line 29	7	
8	Total elected cost of section 179 property Add amounts in column (c), lines 6 and 7	8	
9	Tentative deduction Enter the smaller of line 5 or line 8	9	
10	Carryover of disallowed deduction from line 13 of your 2009 Form 4562	10	
11	Business income limitation Enter the smaller of business income (not less than zero) or line 5 (see instructions)	11	
12	Section 179 expense deduction Add lines 9 and 10, but do not enter more than line 11	12	
13	Carryover of disallowed deduction to 2011 Add lines 9 and 10, less line 12 .	13	

Note: Do not use Part II or Part III below for listed property. Instead, use Part V.

Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property) (See instructions)

14	Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions)	14	
15	Property subject to section 168(f)(1) election	15	
16	Other depreciation (including ACRS)	16	613,884

Part III MACRS Depreciation (Do not include listed property.) (See instructions.)

Section A

17	MACRS deductions for assets placed in service in tax years beginning before 2010	17	
18	If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here		

Section B—Assets Placed in Service During 2010 Tax Year Using the General Depreciation System						
(a) Classification of property	(b) Month and year placed in service	(c) Basis for depreciation (business/investment use only—see instructions)	(d) Recovery period	(e) Convention	(f) Method	(g) Depreciation deduction
19a 3-year property						
b 5-year property						
c 7-year property						
d 10-year property						
e 15-year property						
f 20-year property						
g 25-year property			25 yrs		S/L	
h Residential rental property			27 5 yrs	MM	S/L	
			27 5 yrs	MM	S/L	
i Nonresidential real property			39 yrs	MM	S/L	
				MM	S/L	

Section C—Assets Placed in Service During 2010 Tax Year Using the Alternative Depreciation System						
20a Class life					S/L	
b 12-year			12 yrs		S/L	
c 40-year			40 yrs	MM	S/L	

Part IV Summary (see instructions)

21	Listed property Enter amount from line 28	21	
22	Total. Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21 Enter here and on the appropriate lines of your return Partnerships and S corporations—see instructions	22	613,884
23	For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs	23	

Part V

Listed Property (Include automobiles, certain other vehicles, certain computers, and property used for entertainment, recreation, or amusement.)
Note: For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete **only** 24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C if applicable.

Section A—Depreciation and Other Information (Caution: See the instructions for limits for passenger automobiles.)

24a Do you have evidence to support the business/investment use claimed? ☐ Yes ☐ No						24b If "Yes," is the evidence written? ☐ Yes ☐ No		
(a) Type of property (list vehicles first)	(b) Date placed in service	(c) Business/ investment use percentage	(d) Cost or other basis	(e) Basis for depreciation (business/investment use only)	(f) Recovery period	(g) Method/ Convention	(h) Depreciation/ deduction	(i) Elected section 179 cost
25Special depreciation allowance for qualified listed property placed in service during the tax year and used more than 50% in a qualified business use (see instructions)						25		
26 Property used more than 50% in a qualified business use								
		%						
		%						
		%						
27 Property used 50% or less in a qualified business use								
		%				S/L -		
		%				S/L -		
		%				S/L -		
28 Add amounts in column (h), lines 25 through 27 Enter here and on line 21, page 1						28		
29 Add amounts in column (i), line 26 Enter here and on line 7, page 1							29	

Section B—Information on Use of Vehicles

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person
If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles

30 Total business/investment miles driven during the year (do not include commuting miles)	(a) Vehicle 1		(b) Vehicle 2		(c) Vehicle 3		(d) Vehicle 4		(e) Vehicle 5		(f) Vehicle 6	
31 Total commuting miles driven during the year												
32 Total other personal(noncommuting) miles driven												
33 Total miles driven during the year Add lines 30 through 32												
34 Was the vehicle available for personal use during off-duty hours?	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No	Yes	No
35 Was the vehicle used primarily by a more than 5% owner or related person?												
36 Is another vehicle available for personal use?												

Section C—Questions for Employers Who Provide Vehicles for Use by Their Employees

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who **are not** more than 5% owners or related persons (see instructions)

37 Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees?	Yes	No
38 Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners		
39 Do you treat all use of vehicles by employees as personal use?		
40 Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received?		
41 Do you meet the requirements concerning qualified automobile demonstration use? (See instructions)		
Note: If your answer to 37, 38, 39, 40, or 41 is "Yes," do not complete Section B for the covered vehicles		

Part VI Amortization

(a) Description of costs	(b) Date amortization begins	(c) Amortizable amount	(d) Code section	(e) A mortization period or percentage	(f) A mortization for this year
42 A mortization of costs that begins during your 2010 tax year (see instructions)					
43 A mortization of costs that began before your 2010 tax year				43	
44 Total. Add amounts in column (f) See the instructions for where to report				44	

Additional Data

Software ID:

Software Version:

EIN: 94-1730465

Name: EARTHJUSTICE

Form 990, Part VII - Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)							(D) Reportable compensation from the organization (W- 2/1099-MISC)	(E) Reportable compensation from related organizations (W- 2/1099- MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former				
SUSAN BRITTON TRUSTEE	1 00	X						0	0	0	
PETER CARSON TRUSTEE, SECRETARY	1 00	X		X				0	0	0	
RUSSELL DAGGATT TRUSTEE	1 00	X						0	0	0	
TONY DEFALCO TRUSTEE	1 00	X						0	0	0	
SUSAN FISHER TRUSTEE	1 00	X						0	0	0	
LOUISE GUND TRUSTEE	1 00	X						0	0	0	
BARBARA HAAS TRUSTEE	1 00	X						0	0	0	
M CHRIS KILLINGSWORTH TRUSTEE	1 00	X						0	0	0	
DAVID KLIPSTEIN TRUSTEE	1 00	X						0	0	0	
ED LEWIS TRUSTEE, CHAIR	1 00	X		X				0	0	0	
LISA LITVIN TRUSTEE	1 00	X						0	0	0	
GEORGE MARTIN TRUSTEE	1 00	X						0	0	0	
WILLIAM NEWSOM TRUSTEE	1 00	X						0	0	0	
DAN OLINCY TRUSTEE	1 00	X						0	0	0	
BRADLEY PARKER TRUSTEE	1 00	X						0	0	0	
LISA RENSTROM TRUSTEE	1 00	X						0	0	0	
MARCIA RIKLIS TRUSTEE	1 00	X						0	0	0	
BETTY SCHAFER TRUSTEE	1 00	X						0	0	0	
FERN SHEPARD TRUSTEE	1 00	X						0	0	0	
THEODORE SMITH TRUSTEE	1 00	X						0	0	0	
MICHAEL SONNENFELDT TRUSTEE	1 00	X						0	0	0	
DIANNE STERN TRUSTEE	1 00	X						0	0	0	
KEVIN TONER TRUSTEE	1 00	X						0	0	0	
STEPHEN UNFRIED TRUSTEE	1 00	X						0	0	0	
ALBERT ANDREWS TRUSTEE	1 00	X						0	0	0	

Form 990, Part VII - Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W- 2/1099-MISC)	(E) Reportable compensation from related organizations (W- 2/1099- MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
REGINALD BRACK JR TRUSTEE	1 00	X						0	0	0
FRED MEYER TRUSTEE	1 00	X						0	0	0
BILL POPE TRUSTEE	1 00	X						0	0	0
LIZ SUTHERLAND TRUSTEE	1 00	X						0	0	0
DAVID COX TRUSTEE & TREASURER	1 00	X		X				0	0	0
DONNELL VAN NOPPEN PRESIDENT	40 00			X				322,092	0	40,031
BRUCE NEIGHBOR VP FINANCE	40 00			X				158,500	0	43,291
MELINDA CARMACK VICE PRESIDENT	40 00				X			192,125	0	37,539
MARTIN HAYDEN VICE PRESIDENT	40 00				X			176,300	0	43,547
WILLIAM CURTISS GENERAL COUNSEL	40 00				X			168,590	0	43,778
BARBARA DRAGO VICE PRESIDENT	40 00				X			159,100	0	26,070
PATTI GOLDMAN VICE PRESIDENT	40 00				X			204,550	0	47,250
GEORGIA MCINTOSH VICE PRESIDENT	40 00				X			173,000	0	44,710
KRISTINE STRATTON SENIOR VICE PRESIDENT	40 00				X			0	0	0
DAVID BARON MANAGING ATTORNEY	40 00					X		147,201	0	41,289
TODD TRUE MANAGING ATTORNEY	40 00					X		145,278	0	33,127
DAVID GUEST MANAGING ATTORNEY	40 00					X		143,885	0	16,137
ERIC JORGENSEN MANAGING ATTORNEY	40 00					X		143,137	0	40,949
PAUL ACHITOFF MANAGING ATTORNEY	40 00					X		143,137	0	27,140
VAWTER PARKER STRATEGIC ADVISOR/FORMER ED	24 00						X	126,778	0	38,168