

HIDING THE TRUTH. FACING THE CO₂NSEQUENCES.

Rising Seas, Wildfires, Extreme Weather, and Drought: Communities Are Using Science and the Law to Recover Costs for Climate Change-Related Damages and Fight Back Against the Fossil Fuel Industry's Decades of Deception.

Since July 2017, more than two dozen states and local governments across the country have filed lawsuits, all but one in state courts, against some of the largest oil, gas, and coal companies in the world.

Here's why so many communities are standing up for their taxpayers and taking action to hold fossil fuel companies accountable for what they've done.

The Fossil Fuel Industry's Legacy of Deception and Denial.

Fossil fuel companies have known the truth for more than 50 years: their oil, gas, and coal products create greenhouse gas pollution that warms the oceans and atmosphere and cause sea levels to rise. They've known for decades that the consequences could be "[catastrophic](#)" and were aware that "[once the effects \[of climate change\] are measurable, they might not be reversible](#)". They were so certain that some even took steps to protect their own assets from rising seas and more extreme storms, and they designed infrastructure to better adapt to a warming Arctic.

Nonetheless, these companies and their trade association surrogates engaged for decades in a coordinated, multi-front effort to conceal and contradict their knowledge, discredit the growing body of publicly available science, and persistently create doubt in the minds of customers, consumers, legislators, journalists, teachers, and the public about the reality and consequences of climate change.¹

In 2017, [a peer-reviewed study](#) from Harvard researchers Naomi Oreskes and Geoffrey Supran confirmed that "Exxon Mobil misled the public about the state of climate science and its implications." Their research revealed "a systematic, quantifiable discrepancy between what Exxon Mobil's scientists and executives discussed about climate change in private and in academic circles, and what it presented to the general public."

For example, Exxon Science Adviser [James Black told the company's Management Committee](#) in 1978:

"[T]here is general scientific agreement that the most likely manner in which mankind is influencing the global climate is through carbon dioxide release from the burning of fossil fuels" and "[M]an has a time window of five to ten years before the need for hard decisions regarding changes in energy strategy might become critical."

By the time that 10-year window was closing in 1988, Republicans in Congress were leading the charge for aggressive regulation of greenhouse gas pollutants, and GOP presidential candidate George H.W. Bush was promising to tackle the greenhouse effect with the "White House Effect."

But instead of making the "hard decisions" – doing something to avoid or minimize the threats to others – fossil fuel companies launched multi-million-dollar disinformation campaigns to prevent regulation. They denied the truth and deceived the public and policymakers, while continuing to market their products aggressively and increasing production and profits.

¹ A detailed timeline showing what the fossil fuel industry knew about the role of its greenhouse gas pollution in sea level rise and climate change, when they knew it, and what they did – and didn't – do about it, can be found [here](#).

The Damage is Real. The Science is Clear.

Communities across America are already suffering from a wide range of economic damages tied to rising temperatures and seas, and they are often hitting communities of color and low-income neighborhoods first and worst. Scientists say it is only going to get worse.

Sunny day flooding of streets and neighborhoods is commonplace in many coastal cities and towns. Wildfires are increasing in both frequency and severity across the West. Droughts and extreme weather events are affecting farmers, ranchers, residents, and businesses nearly everywhere. Heat waves are creating public health risks in urban, suburban, and rural areas alike.

For decades, the science has been clear that rising seas, extreme precipitation, and increased wildfires and droughts are a direct consequence of greenhouse gas pollution, primarily carbon dioxide and methane, from burning oil, gas, and coal. In fact, the latest scientific advances make it possible to trace the effects of that pollution on rising temperatures and sea levels directly to specific companies and their facilities. That fossil fuels produced by the defendants' in these lawsuits are responsible for a substantial percentage of all industrial carbon dioxide emissions between 1965 and 2015.

Communities Are Fighting Back.

The 26 states and local governments that have filed climate damage and deception lawsuits are:

Annapolis, MD	Delaware	Massachusetts	Richmond, CA
Anne Arundel Cty, MD	Dist. of Columbia	Maui, HI	San Francisco, CA
Baltimore, MD	Hoboken, NJ	Minnesota	San Mateo County, CA
Boulder, CO	Honolulu, HI	New York City, NY	San Miguel County, CO
Boulder County, CO	Imperial Beach, CA	Oakland, CA	Santa Cruz, CA
Charleston, SC	King County, WA	Rhode Island	Santa Cruz County, CA
Connecticut	Marin County, CA		

These cities, counties, and states have studied the effects of rising seas and other climate change-related impacts in their communities. Their assessments identified the property and infrastructure already at risk, as well as what is threatened under various climate change scenarios, and the impacts are described in considerable detail in their respective complaints.

Ultimately, it is families and businesses who suffer the consequences as they both deal with the physical impacts and then are saddled with higher taxes to pay for planning and adaptation costs. Worse still, the price tag will only continue to grow as state and local governments fulfill their obligation to protect their residents, workers, and businesses.

In 2012, Exxon CEO Rex Tillerson said people will just “adapt” to climate change. But why should taxpaying families and businesses have to pay for all that adaptation?

While most of our homes, offices, factories, and vehicles are powered by coal, oil, and gas, it is the fossil fuel industry that has known for decades that their products were dangerous and would cause the exact kinds of consequences we are all suffering today. It is the fossil fuel industry that took steps to protect their own assets from those consequences. It is the fossil fuel industry that aggressively marketed its products, increased production, and maximized profits. And it is the fossil fuel industry that spent untold millions to convince the public and elected officials that everything was fine and climate change was not happening.

That’s why these cities, counties, and states are standing up for their taxpayers by attempting to shift the costs of surviving climate change back where they belong: on the fossil fuel companies who, through their deception, are responsible for the damage that is occurring now and will continue for decades.

All but one of these cases (NYC) were filed in state court and all alleged only violations of state law, including negligence, failure to warn, and/or consumer fraud. More on their [current status is here](#).