

Energy & Mineral Law Foundation
35th Kentucky Mineral Law Conference
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Speakers' Biographies

Owen L. Anderson

Professor Owen Anderson, who came to Oklahoma University College of Law in 1992, serves as the Eugene Kuntz Chair in Oil, Gas & Natural Resources. He has previously served as the Jack F. Maddox Professor of Law at Texas Tech University; as Distinguished Visitor and Chair of Natural Resources Law at the University of Calgary; as Professor of Law at the University of North Dakota; and as Visiting Professor of Law at the University of Texas. He has also lectured throughout the United States, as well as Canada, Norway, the United Kingdom, and China on domestic and international oil and gas law. He is a Distinguished Lecturer for the Centre for Energy, Petroleum & Mineral Law & Policy at the University of Dundee in Scotland.

Professor Anderson is the co-author of *Kuntz on Oil and Gas* (Anderson), *International Petroleum Transactions* (Rocky Mountain Mineral Law Foundation), *Cases and Material on Oil and Gas Law* (West), and Volume 2 of *Waters and Water Rights* (Michie). He has also written numerous articles on oil and gas law. He serves on the Board of Editors for the *Oil and Gas Reporter* (Southwestern Legal Foundation) and the Texas Title Standards.

He is a member of the Oklahoma, Texas, and North Dakota Bars. He serves as a Commissioner for the National Conference of Commissioners on Uniform State Laws; as trustee of both the Energy & Mineral Law Foundation and the Rocky Mountain Mineral Law Foundation; a member of the International Oil and Gas Educational Center Advisory Board of the Center for American and International Law in Dallas, Texas; and a member of the Association of International Petroleum Negotiators.

Owen L. Anderson, Eugene Kuntz Chair in Oil, Gas & Natural Resources, University of Oklahoma College of Law, 300 Timberdell Road, Norman, OK 73069. Phone: (405)325-5405. Email: oanderson@ou.edu.

Erin L. Beatty

Erin Beatty is an Associate in the Labor and Employment Department of Dinsmore & Shohl's Morgantown, West Virginia office, and a member of the Mine Safety and Health Practice Group. Her practice focuses on federal administrative litigation of matters arising under the Federal Mine Safety and Health Act.

Prior to joining the firm, Erin served as the Attorney Advisor to the Chief Judge for the Federal Mine Safety and Health Review Commission. Erin received her J.D. from Syracuse University College of Law in 2007, where she was Associate Notes Editor of the *Syracuse Law Review* and Senior Articles Editor of *The Labor Lawyer*, and her B.A. from St. Michael's College, *cum laude*, in 2003. She is admitted to practice in New York.

Erin L. Beatty, Dinsmore & Shohl, LLP, 215 Don Knotts Blvd., Suite 310, Morgantown, WV 26501. Phone: (304) 225-1420. Email: erin.beatty@dinslaw.com.

Heather A. Blandford

Heather Blandford is an attorney with Dinsmore & Shohl LLP in Morgantown, WV. She focuses her practice on many aspects of energy and natural resources law, including sales and leases, acquisitions and negotiations, environmental advice and litigation, property rights determinations and disputes, mine safety and health law, and other transactional work. She has represented various natural resource clients, including those from the coal, oil and gas, and generation industries.

She received her J.D. from the University of Richmond School of Law (*cum laude*, 2008) and her B.A., Political Science, Communications, Legal Studies, Economics and Government from American University (*summa cum laude*, University Honors, 2005).

She is admitted to practice in West Virginia and in the U.S. District Court for the Southern District of West Virginia and the West Virginia Supreme Court of Appeals.

She is a member of the West Virginia Oil and Natural Gas Association, Environmental Committee, the Society for Mining, Metallurgy, and Exploration, the West Virginia Chamber of Commerce, Leadership Monongalia, 2009-2010. and the Energy & Mineral Law Foundation.

Heather A. Blandford, Dinsmore & Shohl, LLP, 215 Don Knotts Blvd., Suite 310, Morgantown, WV 26501. Phone: (304) 225-1434. Email: heather.blandford@dinslaw.com.

Maureen D. Carman

Before practicing law in Versailles, Kentucky, Maureen Carman was Counsel at Wyatt, Tarrant & Combs, LLP in the Lexington, Kentucky office and was a member of the Firm's Mineral and Energy Practice Group. She concentrates her practice in the areas of surety, construction, creditor bankruptcy and mineral and energy law. Ms. Carman was formerly in-house General Counsel for Cumberland Surety Insurance Company, Inc. She served as a director on the Board of Directors for the Mediation Center of Kentucky (1992-1997) and was managing attorney in the Office of General Counsel for the Kentucky Natural Resources and Environmental Protection Cabinet (1985-1990).

Ms. Carman is Past President of the Energy & Mineral Law Foundation (President, 2008-2009) and served as Chair of the Strategic Planning Committee for the 2008-2011 Plan. She also served as President of the Kentucky Association of Bonding Institutions (1992-2000). Recent publications include "SMCRA Enforcement in Bankruptcy: Regulatory Powers Revisited," 25 *Energy & Min. L. Inst.* ch. 7 (2005); "Regulatory and Transactional Bonding: A Primer on Surety Bonding for the Mineral Lawyer," 17 *E. Min. L. Inst.* (1996); *The Law of Suretyship*, 2nd Ed., Gallagher, Ed., ABA, 2000. She has participated as a speaker and panelist on the topics of mining reclamation, surety bonding and law office management since 1980.

Ms. Carman received her B.A. with honors in 1975 and her J.D. in 1979 from the University of Kentucky.

Maureen D. Carman, 521 Adena Trace, Versailles, KY 40383. Phone (859) 421-7273. Email: carma3@prodigy.net.

Alan D. Casaday

Alan D. Casaday was named General Manager, Coal Combustion Products in April 2009 for the Tennessee Valley Authority. As General Manager, Mr. Casaday is responsible for the management of daily operations and maintenance of coal combustion products (CCP) at TVA's eleven active fossil plants, as well as one inactive fossil site at Watts Bar. He is also responsible for routine handling of CCPs, schedule integration between CCP groups, and ensuring CCP facilities are constructed per design and meet all applicable state operational requirements.

Mr. Casaday joined TVA in May 2008 as a Senior Manager in Support Services in the Fossil Power Group (FPG). His responsibilities included managing coal combustion products and supporting the flue gas desulfurization effort at Kingston, TN.

Mr. Casaday has over 25 years of experience in the utility, land management and natural resources development in the coal, oil & natural gas, aggregate & timber industry. He has a Bachelor of Science degree in Geology from West Virginia University.

Mr. Casaday lives in Chattanooga, Tennessee, enjoys hunting, fishing, and racing standard breed harness horses. He is married and has one daughter.

Alan Casaday, Tennessee Valley Authority, 1101 Market Street, LP 5E-C, Chattanooga, TN 37402 Phone: (423) 751-6102. Email: adcasaday@tva.gov.

Anna M. Dailey

Anna Dailey is a partner with Dinsmore & Shohl LLP, in their Charleston office. She has practiced law for over 30 years. Her practice involves all facets of labor law issues, including union organizing campaigns, contract negotiations, unfair labor practices, strikes, successorship questions and arbitrations. Her practice also includes advising and defending corporations on employment issues, including discrimination charges, wrongful discharge litigation and advice on handling employment decisions. She has represented clients in both state and federal jury trials. Ms. Dailey drafted drug testing legislation introduced in West Virginia. In her trial practice, Ms. Dailey has obtained two multi-million dollar jury verdicts against the UMWA for violent strike conduct. Ms. Dailey is a frequent speaker on labor and employment issues, including a Labor Law Seminar sponsored by NLRB Region 9 and has spoken before both the EMLF and the former Coal Lawyer's group of the National Coal Association.

Ms. Dailey is admitted to practice before the United States Supreme Court, the Fourth and Sixth Circuits and the West Virginia and D.C. bars. She is a 1975 graduate of Vanderbilt University and received her J.D. from West Virginia University in 1979. Before beginning her labor and employment practice in 1984, she worked with the U.S. Department of Interior, representing the Office of Surface Mining, in regulating surface coal mining. Active in local civic groups, Ms. Dailey is Chairman for the West Virginia Chamber of Commerce's Human Resources Committee and Chairman of the Board of Directors for Leadership West Virginia. She is also serving a six-year term as a Parks Commissioner with the Kanawha County Parks and Recreation Board and is on her firm's Associate Evaluation Committee. Ms. Dailey is on the Energy & Mineral Law Foundation's Board of Trustees and served three years on its Executive Committee.

Anna M. Dailey, Dinsmore & Shohl, LLP, 900 Lee Street, Suite 600, Charleston, WV 25301. Phone: 304-357-0923, Email: anna.dailey@dinslaw.com.

Lesly A. R. Davis

Lesly A. R. Davis serves as counsel in the Lexington office of Wyatt Tarrant & Combs, LLP and is a member of the Firm's Natural Resources and Environmental service team. Ms. Davis has over 20 years of experience representing clients in the coal and non-coal mining industries, as well as in the practice of environmental and administrative law. Ms. Davis assists coal and non-coal mining clients in due diligence, permitting, enforcement and litigation matters under federal, state and local laws, including the Surface Mining Control and Reclamation Act, the Clean Water Act and the Clean Air Act. She also represents clients in environmental matters under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) and the Resource Conservation and Recovery Act (RCRA). She regularly defends clients in enforcement actions and permitting challenges brought before the Kentucky Energy and Environment Cabinet's Office of Administrative Hearings and before the United States Environmental Protection Agency, and assists industry clients in mineral transactional work, including asset and stock acquisitions as well as permit transfers. Ms. Davis is licensed in the Commonwealth of Kentucky and is admitted to practice before the United States District Courts for the Eastern and Western Districts of Kentucky, the Northern District of Alabama, and the U.S. Court of Appeals for the Sixth and Eleventh Circuits.

Ms. Davis regularly makes presentations for professional groups including Kentucky's Professional Engineers in Mining, the National Symposium of Mining, Government Institutes, National Business Institutes and Kentucky Excellence in the Environment (KY EXCEL). Ms. Davis has published numerous articles focusing on coal and environmental law, including articles published by the Energy & Mineral Law Foundation, the American Bar Association's Mining Committee, the American Bar Association's Environmental Committee, *The Kentucky Manufacturer* and *The Coal Leader*.

Ms. Davis is a member of the American and Kentucky Bar Associations, the Franklin and Fayette County Bar Associations, the Kentucky Coal Association, the Lexington Coal Exchange, and the Energy & Mineral Law Foundation. Prior to joining Wyatt, Tarrant & Combs and attending law school, Ms. Davis was employed by the Ohio Environmental Protection Agency where she conducted public hearings of a technical nature regarding Ohio's comprehensive water quality reports.

Ms. Davis received her BA degree, *magna cum laude*, from Morehead State University with a joint major in environmental science and government. She received her J.D. from the University of Cincinnati, College of Law.

Lesly A.R. Davis, Wyatt, Tarrant & Combs, LLP, 250 West Main Street, Suite 1600, Lexington, KY 40507. Phone: (859) 288-7429. Email: lardavis@wyattfirm.com.

Scott D. Deatherage

Scott Deatherage is a Partner with Patton Boggs LLP in Dallas, Texas. He advises clients on a variety of environmental, renewable energy, climate change and greenhouse gas regulation. His practice focuses on permitting, compliance, administrative law and judicial litigation on a variety of environmental issues including air emissions, wastewater discharges, hazardous waste, hazardous substances and toxic substances.

Mr. Deatherage represents clients before local, state and federal environmental agencies, and state and federal courts. He has significant experience representing oil and gas, industry, finance and real estate clients with respect to environmental matters.

Mr. Deatherage is an active member of the Patton Boggs Renewable Energy Team comprised of business, policy and regulatory lawyers representing lenders, developers and service providers in the renewable energy sector. He has advised clients on wind and other renewable energy projects, including siting and environmental permits and other legal issues, and has advised clients regarding government and utility incentives relating to renewable and energy efficiency projects.

He also advises clients in the areas of climate change and greenhouse gas regulation, including greenhouse gas reporting, strategies for preparing for potential climate change legislation at the state and federal level, greenhouse gas offsets and carbon credits, environmental and climate change disclosure and the EPA approach to regulating large sources of greenhouse gas emissions under the existing Clean Air Act.

Mr. Deatherage authors two environmental-related blogs where he publishes articles, commentary and analysis of ever-evolving legal issues, policy and developments in environmental law. "Law and the Environment" covers complex, legal and scientific issues relating to law and the environment. "The New Carbon Cycle" covers the law and policy of, climate change and greenhouse gas regulation, renewable energy and energy efficiency.

Mr. Deatherage earned his J.D., *cum laude*, from Harvard Law School where he was the Staff Editor and Articles Editor for *The Harvard Environmental Law Review*; Staff and Recent Developments Author, Harvard International Law Journal; and Research and Writing Assistant for Professor Laurence H. Tribe for the Second Edition of American Constitutional Law. He received his B.A. in Letters from the University of Oklahoma, with highest honors.

Scott D. Deatherage, Patton Boggs LLP, 2000 McKinney Avenue, Suite 1700, Dallas, TX 75201. Phone: (214) 758-1539. Email: sdeatherage@pattonboggs.com.

David E. Dick

David Dick is a member in the Morgantown, West Virginia office of Steptoe & Johnson PLLC and has a unique background of hands-on executive experience prior to entering the practice of law. For 15 years, Mr. Dick was employed in a number of human resource management positions, both plant site and corporate, at numerous locations by FMC Corporation, a Fortune 150 diversified manufacturer with over \$4 billion in sales. Mr. Dick had long-term assignments with responsibility for as many as 2,300 employees and budgets in excess of \$7 million in FMC's chemical, food, pharmaceutical, defense, materials handling, and international businesses. Mr. Dick chairs the firm's Workplace Safety Team and the Associates Professional Development Committee. He is a member of the Society of Human Resource Managers and is recognized in *Chambers USA America's Leading Lawyers for Business*, *The Best Lawyers in America*® and *Super Lawyers*®. Mr. Dick received his legal education from the West Virginia University College of Law.

David E. Dick, Steptoe & Johnson PLLC, 1085 Van Voorhis Road, Suite 400, Morgantown, WV 26507. Phone: (304) 598-8104. Email: david.dick@steptoe-johnson.com.

Robert J. Ehrler

Bob Ehrler is Senior Counsel and Environmental Policy Manager for E.ON U.S., which is the parent company of Louisville Gas and Electric Company and Kentucky Utilities. Bob is responsible for providing legal counsel on all environmental matters involving the company and managing the company's participation in environmental rulemakings. Bob has 20

years of experience as in-house and outside counsel for electric utilities. He started his career with the Kentucky Natural Resources and Environmental Protection Cabinet where he served in various positions including Director of the Environmental Protection Legal Division. Bob has a J.D. degree from George Washington University and a B.A. in Political Science from the University of Kentucky.

Robert J. Ehrler, E.ON U.S. LLC, 220 West Main Street. Louisville, KY 40202. Phone: 502.627.3547. Email: bob.ehrler@eon-us.com.

Paul E. Frampton

Mr. Frampton is member of the Mass and Toxic Tort Litigation Group of Bowles, Rice, McDavid, Graff & Love, LLP, in the firm's Charleston, West Virginia, office. He has practiced in that field for nearly thirty years and focused on civil and administrative litigation related to exposure to toxic substances and products liability in federal and state courts. He also has extensive business experience and has represented business clients in a variety of business related litigation including antitrust, ERISA, shareholder disputes, and contract issues in trial and appellate courts. Mr. Frampton's administrative law experience includes being the head of the firm's Federal Black Lung litigation group since 1988 during which time he has handled over 6,000 federal black lung cases.

Prior to attending law school, Mr. Frampton was an infantry officer in the U.S. Marines Corps from 1971 to 1978, attaining the rank of major, followed by three years in the U.S. Marines Corps Reserves.

He is a 1971 graduate of Bob Jones University, and holds an M.A. from Purdue University and a J.D. from the Marshall-Wythe School of Law at William & Mary (1981).

Paul E. Frampton, Bowles, Rice, McDavid, Graff & Love LLP, 600 Quarrier Street, Charleston, WV 25301. Phone: (304) 347-1163. Email: pframpton@bowlesrice.com.

Stephanie L. Gill

Stephanie L. Gill is Associate General Counsel for CONSOL Energy Inc., a leading diversified fuel producer in the Appalachian Basin and a company traded on the New York Stock Exchange. Her primary practice at CONSOL Energy focuses on corporate governance, federal securities law compliance, executive compensation and mergers and acquisitions in the energy industry. She also works closely with CONSOL Energy's Board of Directors and its respective committees. Most recently, she assisted CONSOL Energy in the tender offer and ultimate acquisition of the shares of common stock of CNX Gas Corporation.

Prior to joining CONSOL Energy in 2005, Ms. Gill was a shareholder at Buchanan Ingersoll & Rooney PC. During her tenure at the firm, she advised clients on a wide range of corporate finance transactions. She represented various public and private companies in the industries of oil and gas, coal, steel, wood processing, real estate development and telecommunications, and also worked with non-profit entities, including the Pittsburgh Public Theater.

Prior to joining Buchanan Ingersoll in 1999, Ms. Gill was an associate with Jones Day Reavis and Pogue, where her areas of concentration included mergers and acquisitions, public offerings of debt securities and Chapter 11 reorganizations. Ms. Gill also served as a law clerk to the Honorable Judith K. Fitzgerald of the United States Bankruptcy Court for the Western District of Pennsylvania.

Ms. Gill is a *magna cum laude* graduate of The Dickinson School of Law, and served as the managing editor of *The Dickinson Law Review*. She was also a member of the Woolsack Honor Society.

Ms. Gill graduated *magna cum laude* from The Wharton School of Business of The University of Pennsylvania with a bachelor of science degree in economics and a concentration in accounting.

Stephanie L. Gill, CONSOL Energy Inc., 1000 CONSOL Energy Drive, Canonsburg, PA 15317. Phone: (724) 485-4234. Email: stephaniegill@consolenergy.com.

Karen J. Greenwell

Karen Greenwell is a partner in the Lexington, KY, office of Wyatt, Tarrant & Combs, LLP. With nearly 25 years of legal experience in the mineral and energy industry, Ms. Greenwell has assisted coal, oil, gas and energy industry clients with all manner of transactions, including leasing matters, asset acquisitions and divestitures, corporate mergers and stock acquisitions, and bankruptcy sales. Ms. Greenwell's experience in litigating property and mineral-related contract and business tort disputes, as well as in other types of commercial litigation, gives her an unusual breadth of experience and perspective in dealing with issues affecting mineral and energy industry clients.

She is a frequent speaker and author for organizations such as the Energy & Mineral Law Foundation, the Rocky Mountain Mineral Law Foundation, the Institute for Energy Law, and the Conference of Government Mining Attorneys. Ms. Greenwell is a Trustee of the Energy & Mineral Law Foundation and a Fellow of the Institute for Mining and Mineral Research. She is also on the Advisory Board of the Institute for Energy Law.

Wyatt is a member of the Kentucky Consortium for Carbon Storage, and Ms. Greenwell is one of the leaders of its task force on legal issues relating to carbon capture and storage.

She earned her B.A. and J.D. degrees from the University of Kentucky with highest honors. She has been selected for Woodward/White's *The Best Lawyers In America*®, and she has been recognized by her peers as one of the Kentucky Super Lawyers for 2009 and 2010.

Karen J. Greenwell, Wyatt, Tarrant & Combs, LLP, 250 West Main Street, Suite 1600, Lexington, KY 40507. Phone: (859) 288-7636. Email: kgreenwell@wyattfirm.com.

Mark E. Heath

Mark E. Heath is a member of Spilman Thomas & Battle, PLLC, in the Charleston, West Virginia office. He concentrates his practice in safety issues, litigation and labor and employment law.

His work involves both federal and state court actions, as well as administrative cases before federal and state agencies. Mr. Heath represents employers on matters pertaining to the Mine Safety and Health Administration, the Occupational Safety and Health Administration, and state safety agencies with respect to interpretations of regulatory requirements, significant citations and orders, accident investigations, special investigations, and employment discrimination issues related to safety. Mr. Heath regularly tries cases before Federal Mine Safety and Health Review Commission ALJs and before state mine safety boards in Kentucky and West Virginia.

Mr. Heath is a member of the Board of Trustees and has served on the Executive Committee as Treasurer and Secretary for the Energy & Mineral Law Foundation. He has been a frequent speaker at Foundation programs on mine safety law, Annual Institutes and Mineral Law Conferences.

From 1987 to 1989, Mr. Heath was a Captain with the United States Army Judge Advocate General's Corps, practicing in the area of criminal justice, administrative law and labor and employment law. Mr. Heath graduated from the University of Kentucky College of Law (J.D. 1986). He did his undergraduate work at Western Kentucky University (B.A. *cum laude*, 1983).

Mr. Heath is a member of the bars of Kentucky and West Virginia. He is admitted to practice before the Supreme Courts of West Virginia and Kentucky, various U.S. District Courts, as well as the United States Courts of Appeal for the Fourth and Sixth Circuits, and the United States Supreme Court.

Mark E. Heath, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East (25301), P.O. Box 273, Charleston, WV 25321-0273. Phone: 304.340.3843. Email: mheath@spilmanlaw.com.

Christopher S. Kulander

Christopher S. Kulander is an attorney in the Energy Section of Haynes and Boone, LLP in Houston, Texas. He received his B.S. in Geology and M.S. in Geophysics from Wright State University in 1993 and 1995, respectively, his Ph.D. in Geophysics (Petroleum Seismology) from Texas A&M in 1999, and his J.D. from the University of Oklahoma in 2005, where he was the recipient of an Energy & Mineral Law Foundation Law Student Scholarship. He has represented oil and gas companies along the Gulf Coast and in the Rocky and Appalachian Mountains with various records and property matters before the Minerals Management Service and the Bureau of Land Management. Prior to joining Haynes and Boone, he was an oil and gas title attorney in Midland, Texas.

Before embarking on his legal career, Dr. Kulander served as a field geologist working with the West Virginia Geologic and Economic Survey and as a geophysicist with the United States Geological Survey in Reston, Virginia and Denver. While receiving his doctorate in Geophysics (Petroleum Seismology) from Texas A&M, he processed and interpreted seismic reflection data from federal lease acreage off the coast of Louisiana. He has past experience working on seismic surveys crews and drilling rigs. Dr. Kulander has been published on a number of geoscience and oil and gas law topics and his current academic interests include oil and gas exploration in the Arctic, surface access issues for oil and gas developers, and development of minerals on Indian lands.

Christopher S. Kulander, Haynes and Boone, LLP, 1 Houston Center, 1221 McKinney, Suite 2100, Houston, TX 77010. Phone: (713) 547-2067. Email: chris.kulander@haynesboone.com.

David J. Laurent

David J. Laurent, a Shareholder with Buchanan Ingersoll & Rooney PC in Pittsburgh, focuses his practice on complex ERISA litigation, traditional labor law, and transactional work involving employee-related issues, with a particular emphasis on the coal industry. His extensive ERISA practice includes defending claims by multiemployer trust funds for delinquent contributions and withdrawal liability, as well as a wide array of matters arising under the Coal Industry Retiree Health Benefit Act.

Dovetailing his ERISA practice with traditional labor law, David provides unique insight in

collective bargaining with regard to benefits matters, as well as unfair labor proceedings, union organizing campaigns, decertification elections, strikes, and corporate campaigns. His knowledge in the ERISA and traditional labor law arenas complements his transactional practice, which encompasses helping clients structure acquisitions and divestitures, minimizing control group, single employer, and other employee-related liabilities, negotiating labor agreements as a condition to closing transactions, conducting due diligence via web-based data rooms, and drafting complex employee and benefits-related provisions.

Prior to joining Buchanan Ingersoll & Rooney, David was a shareholder in the Pittsburgh office of a regional law firm, where he handled a wide range of labor, employment, and employee benefits laws issues for many years.

In 2007 and 2008, David was recognized in the Labor and Employment Law category in *The Best Lawyers in America*, and was also recognized in the Natural Resources Law category in the publication's 2008 edition. In 2007, *Pittsburgh Magazine* listed him as one of the city's top labor and employment lawyers.

Mr. Laurent is a past president of the Energy & Mineral Law Foundation. David has published many papers for the Energy & Mineral Law Foundation dealing with a variety of labor topics.

Mr. Laurent obtained his B.A. from Indiana University of Pennsylvania in 1977, and his J.D. from Duquesne University in 1980.

He is admitted to practice in Pennsylvania, West Virginia, and the District of Columbia. He is admitted to the U.S. District Courts of Pennsylvania, the U.S. Southern District of West Virginia, and the U.S. District Court for the District of Columbia, as well as the Supreme Court of the United States and the Courts of Appeals for the Third, Fourth, Sixth, and Eleventh Circuits.

David J. Laurent, Buchanan Ingersoll & Rooney PC, One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219. Phone: (412) 562-1857. Email: david.laurent@bipc.com.

Alexander Macia

Alexander Macia is a member of Spilman Thomas & Battle, PLLC in Charleston, West Virginia and practices in the Government Relations and Litigation departments. Mr. Macia earned a B.A. degree *summa cum laude* from West Virginia University and a J.D. with honors from the George Washington University. Prior to joining Spilman Thomas & Battle, Mr. Macia served first as General Counsel, then Chief of Staff, to West Virginia Governor Bob Wise. In that capacity, Mr. Macia drafted mine safety and trucking safety and regulation legislation. In his government relations practice, Mr. Macia concentrates on administrative practice before state agencies and lobbying the West Virginia state legislature on a variety of issues, including healthcare, energy, consumer finance, and insurance. Mr. Macia's litigation practice focuses on representing employers in deliberate intent, personal injury, and employment cases, as well as representation of mine operators in special investigations and litigation before the Federal Mine Safety and Health Review Commission. Mr. Macia is licensed in West Virginia and is a member of the Executive Council of the West Virginia Bar Association.

Alexander Macia, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East (25301), P.O. Box 273, Charleston, WV 25321-0273. Phone: 304.340.3835. Email: amacia@spilmanlaw.com.

Erin E. Magee

Erin E. Magee is a Member of the Firm's Labor and Employment and Coal Practice Groups. With Jackson Kelly since 1992, her practice currently focuses on labor and employment litigation and consultation, ERISA matters and coal-related litigation. Ms. Magee regularly represents employers in state and federal court, as well as before the West Virginia Human Rights Commission, the Equal Employment Opportunity Commission and the National Labor Relations Board. In the course of her practice, Ms. Magee has handled age, gender, disability and workers' compensation discrimination, wrongful discharge, sexual harassment, wage and hour, FMLA, employee benefit, breach of contract, deliberate intent, wrongful death and workplace safety lawsuits. Ms. Magee also consults daily with employers about work related issues, including wage and hour problems, employee leave and benefit questions, reductions in force, drug testing, workplace privacy concerns, personnel policy and handbook drafting and employee discharge and discipline issues. In addition, she regularly speaks at seminars, conferences and workshops on these topics, particularly focusing on the issues of privacy and the overlap between Family Medical Leave Act, Americans with Disabilities Act and workers' compensation laws.

Chambers USA has recognized Ms. Magee for her work in the labor and employment field, and she is listed in Woodward & White's *The Best Lawyers in America* in labor and employment law. Co-author of "The National Bituminous Coal Wage Agreement of 1993 and the Memorandum of Understanding Regarding Job Opportunities: Is 'Double-Breasting' Dead?", 15 *E. Min. L. Inst.* ch. 5 (1995), Ms. Magee is a member of the Board of Trustees of the Energy & Mineral Law Foundation and served on its Strategic Planning Committee. She also is a member of the West Virginia Chamber of Commerce's Human Resources and Energy committees and of the West Virginia Defense Trial Counsel.

Active in the community, Ms. Magee is a member of the Board of Directors of the YWCA of Charleston and past-President of the of the Board of Directors of the Kanawha Pastoral Counseling Center and the Children's Therapy Clinic Board. She also is a graduate of the West Virginia Chamber of Commerce's Leadership West Virginia program. Ms. Magee is a former volunteer at the Ronald McDonald House, and served as a committee person on the Kanawha County Democratic Committee. She also served as a member of the West Virginia Symphony League and the Junior League of Charleston.

Ms. Magee is a member of Jackson Kelly's Diversity Committee and chaired the firm's Recruiting Committee for five years. She also served on the Board of Directors of Jackson Kelly Solutions, the Firm's ancillary business, for four years.

Ms. Magee received her undergraduate degree from the College of William and Mary in Virginia in 1989 with a concentration in government and a minor in history. She received her law degree from William and Mary's Marshall Wythe School of Law in 1992. She is admitted to the West Virginia Bar, the United States Court of Appeals for the Fourth Circuit and the United States District Courts for the Northern and Southern Districts of West Virginia.

Erin E. Magee, Jackson Kelly PLLC, 500 Lee Street East, Suite 1600, Charleston, WV 25301. Phone: (304) 340-1360. Email: emagee@jacksonkelly.com.

Sean M. McGovern

Sean McGovern is an associate in the Environmental, Energy and Natural Resources and the Natural Resources Development Groups of Babst, Calland, Clements and Zomnir, P.C.

Mr. McGovern's practice involves counseling clients on a variety of federal and state regulatory issues related to coal mining, as well as conventional, coal bed methane and Marcellus shale well development, including water withdrawal and disposal, erosion and sediment controls, permitting, and other related issues arising from the disposal of produced fluids and other wastes generated by these industries. In addition, he regularly handles industrial wastewater, waste management and storage tank issues, as well as site reclamation and remediation. Mr. McGovern also has experience with environmental transactions, including due diligence activities.

Mr. McGovern graduated *cum laude* from the University of North Carolina at Chapel Hill in 2001, where he earned a Bachelor of Science in Public Health with a focus in mathematical modeling and was selected for membership in Phi Beta Kappa. For the two years prior to attending law school, he was an environmental scientist at a consulting firm located in Chapel Hill, North Carolina, assisting with environmental risk assessments and exposure modeling, as well as drafting federal environmental regulations.

In 2006, Mr. McGovern graduated from the University of North Carolina School of Law at Chapel Hill, earning his J.D. While in law school, Mr. McGovern was a member of the Holderness Moot Court's Environmental Negotiation Team that won the Robert R. Merhige, Jr. National Environmental Negotiation Competition in 2006. In addition, he was an Articles Editor for the law school's *Journal of International Law and Commercial Regulation*, as well as a Dean's Fellow Counselor and the Chair of the Student Body Association Leadership Speaker Series.

Prior to joining Babst, Calland, Clements and Zomnir, P.C., Mr. McGovern worked as an associate for a Harrisburg law firm where his practice included food industry, trademark, international and Internet law.

Mr. McGovern is admitted to practice in Pennsylvania and the United States District Courts for the Western and Middle Districts of Pennsylvania. He is a member of the Allegheny County, Pennsylvania and American Bar Associations. Mr. McGovern is a member of the Allegheny County Bar Association's Environmental Law Section and a member of the American Bar Association's Construction Industry Group (Division 10). He is also a member of the Pennsylvania Independent Oil and Gas Association (PIOGA) and Energy & Mineral Law Foundation, as well as active in the Marcellus Shale Coalition.

Sean M. McGovern, Babst, Calland, Clements and Zomnir, P.C., Two Gateway Center, 8th Floor, 603 Stanwix Street, Pittsburgh, PA 15222. Phone: (412) 394-5439.
Email: smcgovern@bccz.com.

Katerina E. Milenkovski

Kathy Milenkovski is an attorney with the Columbus, Ohio office of Steptoe & Johnson PLLC, where she focuses her attention on energy and environmental matters, in particular, those relating to alternative energy, regulation under the Clean Air Act and state air pollution control requirements. A 1994 *summa cum laude* graduate of Capital University Law School, Ms. Milenkovski draws on her background as a chemical engineer (The Ohio State University, B.S.Ch.E. 1989) in assisting clients in the chemical, petroleum, utility, manufacturing and mining industries with permitting and enforcement matters. Ms. Milenkovski has extensive experience with construction permits, including major new source review for prevention of significant deterioration, as well as Title V operating permits. She has successfully challenged unreasonable permit terms and conditions before

courts and administrative tribunals in both Ohio and West Virginia and has also defended permits from attack by citizens groups.

Ms. Milenkovski has been recognized by Chambers USA as one of *America's Leading Lawyers for Business*, as well as being named to *The Best Lawyers in America*®, *Super Lawyers*®, and *LawDragon 500* for her achievements in the area of environmental law. In addition, she has received numerous awards for her community service, including the Columbus Bar Association Community Service Award, the Ohio State Bar Foundation Community Service Award for Lawyers 40 and Under, and the Columbus Jaycees' Outstanding Young Citizen. Ms. Milenkovski has been named one of Columbus' "Forty Under 40" and has completed the Leadership Columbus program.

Ms. Milenkovski is active in the American Bar Association, where she currently holds a number of leadership positions, including Assistant Editor of the *Litigation News* Magazine, Co-Chair of the Section of Litigation's Content Management Committee, and Co-Chair of the Environmental Litigation Committee's Air Subcommittee. A frequent lecturer, Ms. Milenkovski is also often published in ABA and other trade publications on a variety of environmental law topics.

Katerina Eftimoff Milenkovski, Steptoe & Johnson PLLC, 41 S. High Street, Suite 2200, Columbus, OH 43215. Phone: 614.458.9792. Email: Kathy.Milenkovski@Steptoe-Johnson.com.

Roger L. Nicholson

Roger L. Nicholson is the Senior Vice President, General Counsel and Secretary of International Coal Group, Inc., a publicly-traded Central and Northern Appalachian coal producer that also operates in the Illinois Basin.

Prior to joining ICG in April 2005, Mr. Nicholson was a member of Jackson Kelly, PLLC. His practice focused on energy and natural resource transactions. Before joining Jackson Kelly, PLLC in April 2002, Mr. Nicholson served as Vice President, Secretary and General Counsel of Massey Energy Company, a New York Stock Exchange listed company.

Mr. Nicholson is admitted to practice law in Kentucky and West Virginia. He is a Trustee-at-Large of the Energy & Mineral Law Foundation.

He earned a B.S. in economics from Georgetown College and a J.D. from the University of Kentucky.

Roger L. Nicholson, International Coal Group, Inc., 300 Corporate Centre Drive, Scott Depot, WV 25560. Phone: (304) 760-2616. Email: RNicholson@intlcoal.com.

Amber Nisbet

Amber Nisbet is employed by EQT Gathering in Washington, PA. Her work is focused on the title issues surrounding oil and gas pipeline development in the Marcellus Shale play in Pennsylvania.

Amber received her B.A. degree in English and Political Science from the University of Kentucky in 2006. After graduating from the University of Kentucky, Amber attended the West Virginia University College of Law where she received her J.D. in 2009. She is admitted to practice in West Virginia, and before the Supreme Court of Appeals of West Virginia. Her professional memberships include the West Virginia Bar Association, the

Michael Late Benedum Chapter of the American Association of Petroleum Landmen, and the Energy & Mineral Law Foundation.

Amber Nisbet, EQT Gathering, 455 Racetrack Road, Washington, PA 15301. Phone: (724) 385-3344. Email: ANisbet@eqt.com.

Gregory J. Ossi

Gregory Ossi is a partner at Venable LLP and practices in the firm's Tyson's Corner office. Mr. Ossi focuses on all aspects of labor and employee benefits law. In particular, Mr. Ossi counsels employers in addressing employee benefits in both the non-union and collectively bargained context. Mr. Ossi has significant experience and understanding of multiemployer plan issues, including withdrawal liability. He also has extensive experience in bargaining for and drafting retirement and health care plans. Mr. Ossi has arbitrated issues in both labor and employee benefit matters and has litigated labor and ERISA cases in federal courts in the District of Columbia, Illinois, Kentucky and Virginia. In confronting rising medical costs, Mr. Ossi has worked with medical providers and unions to create drug formularies that reduce prescription drug costs for employers while still providing a valuable benefit to employees. Mr. Ossi has negotiated vendor contracts for a client with more than 50 vendors and more than 300 health and welfare plan designs. Mr. Ossi is familiar with the particular benefit issues arising in the mineral and energy industries. For example, he represented a large coal producer in completely restructuring its health plans, including health and sickness, dental and prescription drug benefits for over 4,000 employees and retirees. He has also designed an internal appeals process for disability, health, and pension claims covering a workforce of more than 90,000 employees.

Mr. Ossi has given speeches and written articles on labor and employee benefits issues. He has written about the provision of lifetime health care benefits in both the union and non-union workplace and co-authored an article on damage awards pursuant to the Workers Adjustment and Retraining Notification Act (WARN Act). Mr. Ossi writes an occasional column for Coal Age Magazine, *Labor Trends*, which focuses on labor and benefits issues.

Mr. Ossi received his law degree in 1997 from Catholic University of America, Columbus School of Law, where he was the Executive Editor for the *Journal of Contemporary Health Law and Policy*. Mr. Ossi received a Masters in Accounting in 1991 from the University of Virginia, and a Bachelor of Science in Business Administration and Accounting in 1990 from Washington and Lee University.

Mr. Ossi is a member of both the Labor Relations and Employee Benefits Committees of the United States Chamber of Commerce. Mr. Ossi is also a Co-Chair of the Multiemployer Withdrawal Liability Subcommittee of the Employee Benefits Committee of the American Bar Association Section of Labor and Employment Law. Mr. Ossi serves on the Board of Trustees of the Energy & Mineral Law Foundation.

Mr. Ossi is listed as one of the leading Labor and Employment lawyers in Virginia in the 2010 edition of *Chambers USA*.

Gregory J. Ossi, Venable LLP, 8010 Towers Crescent Drive, Suite 300, Vienna, VA 22182. Phone: (703) 760-1957. Email: gossi@venable.com.

Amy I. Pandit

Amy I. Pandit is a Shareholder in the Pittsburgh office of Buchanan Ingersoll & Rooney PC. She has represented corporate clients in diverse and complex corporate finance

transactions and matters. These include public offerings of equity and debt securities, private placements, venture financings, mergers and acquisitions, and federal securities law compliance.

Amy's representations include representing publicly-traded corporations in connection with a myriad of corporate and securities matters. Her representations also include assisting them with complex executive compensation matters ranging from drafting and negotiating executive employment agreements to assisting private and public companies in the development of overall executive and employee compensation programs. Amy is vice chair of the firm's Executive Compensation Group and a member of the Steering Committee of the Securities/SEC Group.

Prior to joining Buchanan, Amy was a corporate associate with a major New York City-based law firm. While there, she focused on mergers and acquisitions for public and private companies, initial and secondary public offerings, federal securities law compliance representing companies and executive officers and directors, and private placements on behalf of public companies.

In addition to her law degree from Boston University, she studied at the New York University Law School. In 2005, 2006 and 2007, she was named a Pennsylvania Rising Star in *Philadelphia Magazine*.

Amy received her J.D., *cum laude*, from Boston University School of Law, an M.A.L.D. from Tufts University and a B.A. from Northwestern University. She is admitted to practice in New York and Pennsylvania.

Amy I. Pandit, Buchanan Ingersoll & Rooney PC, One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219. Phone: (412) 562-8453. Email: amy.pandit@bipc.com.

Charles L. Potter

Charles L. Potter, Jr. is a Shareholder in Buchanan Ingersoll & Rooney's Pittsburgh office. He concentrates his practice on federal taxation and state and local taxation. His practice also focuses on matters relating to energy, natural resources, sports, and trusts and estates.

Charles has advised many types of clients, including public utility groups, on state and local tax planning and structuring matters. He helps clients with strategies to minimize state and local tax burdens through a restructuring of their corporate groups. He also has assisted public utility groups and others with state tax return matters, audits, administrative state tax appeals and appeals of state tax matters to the courts. He also does tax planning and compliance work for high-net-worth individuals. In addition, Charles has experience in the oil and gas industry. He has organized oil and gas drilling programs for clients and assisted clients in other aspects of oil and gas production. Charles is a co-author of the "Guidebook to Pennsylvania Taxes," published annually by *CCH Incorporated*. Martindale-Hubbell has given Charles an AV peer review rating.

Charles received his CPA Certificate in 1978 from the State of Pennsylvania. He received his J. D. from the University of Pittsburgh School of Law and his B.A. from Monmouth College.

Charles L. Potter, Buchanan Ingersoll & Rooney PC, One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219. Phone: (412) 562-1561. Email: charles.potter@bipc.com.

William J. Powell

Bill Powell is a member of Jackson Kelly PLLC and manages the firm's Martinsburg, West Virginia office. Mr. Powell's practice focuses on commercial litigation and white collar criminal defense, including internal investigations. He previously spent seventeen years in Jackson Kelly's Charleston, West Virginia office, where his practice included significant time in defense of coal industry clients in civil and criminal matters.

From 1990 – 1992 Mr. Powell served as an Assistant United States Attorney in Charleston, West Virginia, where he prosecuted fraud, violent crimes, tax and regulatory matters.

Mr. Powell serves as Chairman of the White Collar Criminal Defense Committee of the West Virginia State Bar. He is a member of the Defense Research Institute, Association of Trial Attorneys and the American Bar Association, where he serves on the White Collar Criminal Law Committee. He is a frequent speaker and writer on criminal matters in the corporate arena.

Mr. Powell is 1982 graduate of Salem College and 1985 graduate of West Virginia University College of Law. He is admitted to the United States Supreme Court, United States Court of Appeals for the Fourth Circuit, and the United States District Court for the Northern and Southern Districts of West Virginia.

William J. Powell, Jackson Kelly PLLC, 310 West Burke Street, Martinsburg, WV 25401.
Phone: (304) 260-4949. Email: wpowell@jacksonkelly.com.

Ryan T. Purpura

Ryan Purpura is an Associate with Buchanan Ingersoll & Rooney PC in Pittsburgh, PA. He focuses his practice in a range of corporate finance matters, with expertise in energy and natural resources and a particular emphasis on the oil and gas industry. He has experience in mergers and acquisitions and joint ventures involving publicly traded and privately held companies. Ryan also advises publicly traded companies on federal and state securities law compliance, corporate governance matters and securities transactions.

Within the oil and gas industry, Ryan represents companies involved in exploration and production as well as midstream services. He regularly advises both independent and integrated, publicly traded and private producers in all facets of their operations, including the acquisition, disposition and joint development of oil and gas interests, gas purchase and transportation agreements, regulatory and operational matters.

While at Buchanan, Ryan spent several months as associate general counsel to firm client CNX Gas Corporation, a publicly-traded natural gas exploration, development, production and gathering company and subsidiary of CONSOL Energy Inc. As such, he was responsible for the management and oversight of certain of its legal affairs. This included the company's SEC reporting and disclosure obligations, as well as its corporate governance issues and acquisition-related negotiations and integration. Ryan supported all of CNX Gas' business units and advised on matters relating to gas marketing, real estate transactions, business development and strategic planning, and litigation.

Ryan also served as associate counsel to Linn Energy, LLC, a publicly-traded natural gas and oil exploration and production company. He assisted Linn Energy in completing or entering into more than \$3 billion in oil and gas producing property acquisitions and

offering more than \$2 billion in equity through various PIPE financings. Ryan also advised the company's operating subsidiaries on a wide variety of issues relating to real estate, litigation/disputes and commercial agreements.

Ryan was also previously an associate at an international law firm where he practiced in the corporate finance area. He has experience with public and private equity and debt offerings, including Rule 144A offerings, as well as SEC reporting and disclosure obligations and mergers and acquisitions.

Ryan received a J.D. from the University of Pittsburgh School of Law, an M.B.A. from the University of Pittsburgh with a concentration in finance, and a B.S. in economics from The Pennsylvania State University.

Ryan T. Purpura, Buchanan Ingersoll & Rooney PC, One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219. Phone: (412) 562-1561. Email: ryan.purpura@bipc.com.

Joseph K. Reinhart

Joe Reinhart is a shareholder and chairman of the Natural Resources Development Group of Babst, Calland, Clements and Zomnir, P.C. His environmental practice focuses on areas of environmental law that concern oil and gas well development, Marcellus Shale, coal bed methane, coal mining, non-coal mining, and alternative energy. In addition, Mr. Reinhart's practice includes the application of state and federal laws governing the disposal of produced waters and other wastes generated by gas, coal and electric utility industries. Mr. Reinhart also routinely counsels clients concerning risk-based remediation programs, such as Pennsylvania's Act 2 Program, particularly as they relate to wastes derived from fossil fuels.

Mr. Reinhart has more than 25 years of experience with environmental law. He has represented industrial and commercial clients in many complex permitting and enforcement matters under federal and state laws. Mr. Reinhart has negotiated consent orders with agencies to resolve liabilities associated with reclamation and remediation obligations under SMCRA, CERCLA, RCRA, the Safe Drinking Water Act (SDWA), the Pennsylvania Oil and Gas Act, the Solid Waste Management Act, the Pennsylvania Hazardous Sites Cleanup Act and the Pennsylvania Clean Streams Law. He has negotiated environmental provisions in business transactions involving coal mines, petroleum facilities and industrial properties across the United States. Mr. Reinhart frequently lectures on new developments in environmental law and has provided comments on behalf of industry to agency regulatory initiatives. His articles include the potential application of "brownfield" limited liability principles to the redevelopment of closed mine sites. Beginning in 2003, and annually thereafter, Mr. Reinhart has been appointed by Pennsylvania Department of Environmental Protection Secretary McGinty and Secretary Hanger to the Pennsylvania Solid Waste Advisory Committee (SWAC). He has served as chairman of the Residual Waste Subcommittee of SWAC. In addition, Mr. Reinhart is a Trustee of the Energy & Mineral Law Foundation, where he presently serves on its Law Student Scholarship Committee. Mr. Reinhart has also provided testimony to the Environmental Resources and Energy Committee of the Pennsylvania Senate concerning stream redesignations under the Clean Water Act.

Mr. Reinhart earned his B.A. from the University of Notre Dame in 1981 and his J.D. from the University of Pittsburgh School of Law in 1984. He joined the law firm in 1988 and served as chairman of the Environmental Health and Safety Services Group for 8 years.

Mr. Reinhart is licensed to practice in Pennsylvania and West Virginia. He is a member of the Allegheny County, Pennsylvania, West Virginia and the American Bar Associations. Mr. Reinhart has been listed in the Environmental Section of *The Best Lawyers in America*® since 2003. Since 2005, he has been ranked among Pennsylvania's top environmental lawyers in Chambers USA's *America's Leading Business Lawyers*. Mr. Reinhart has also been recognized as one of Pennsylvania's top lawyers since 2004, according to an annual survey published in *Philadelphia* magazine.

Joseph K. Reinhart, Babst, Calland, Clements and Zomnir, P.C., Two Gateway Center, 8th Floor, 603 Stanwix Street, Pittsburgh, PA 15222. Phone: (412) 394-5452. Email: jreinhart@bccz.com.

John R. Rhorer

John R. Rhorer, Jr. is a Partner in the corporate department of Dinsmore & Shohl LLP. John has provided legal counsel to clients in the mineral industry for more than 29 years. He concentrates his practice on real estate and commercial lending matters but also consults clients on matters relating to titles, leasing, contracting and other transactional matters. He received his undergraduate degree from Centre College in 1978 and his J.D. from the University of Kentucky College of Law in 1981 and was admitted to the Kentucky Bar that same year. John is a member of the Board of Trustees of the Energy & Mineral Law Foundation.

John R. Rhorer, Dinsmore & Shohl, LLP, 250 West Main Street, Suite 1400, Lexington, KY 40507. Phone: (859) 425-1015. Email: john.rhorer@dinslaw.com.

David G. Ries

David G. Ries is a partner in the Pittsburgh, Pennsylvania, office of Thorp Reed & Armstrong, LLP, where he practices in the areas of environmental, commercial and technology litigation. He chairs his firm's E-Discovery and Records Management Group. He is a Past President of the Energy & Mineral Law Foundation and served two terms as a member and chair of a hearing committee for the Disciplinary Board of the Supreme Court of Pennsylvania. Dave received his B.A. from Boston College in 1971 and his J.D. from Boston College Law School in 1974 where he was a member of the *Boston College Industrial and Commercial Law Review*.

His environmental practice over the last 35 years has included a broad range of issues in federal and state courts and before administrative agencies, including CERCLA litigation, Clean Water Act litigation, solid and hazardous waste issues, Clean Air Act litigation, storage tank litigation, court and administrative challenges to regulatory programs and defense of penalty actions. His technology practice has included a variety of litigation matters, including major systems implementations, and advising clients on a number of technology law issues such as hardware and software agreements, domain name disputes, information security, privacy regulations, records management and electronic contracting. He has regularly represented energy companies.

Dave has frequently spoken and written on environmental, technology, and ethics issues for legal, academic and professional groups including the EMLF, the American Bar Association, the Association of Corporate Counsel, the Pennsylvania Bar Institute, Carnegie Mellon University, Duquesne University, the American Academy of Forensic Sciences, and the National Groundwater Association.

Some of his recent ethics presentations for EMLF include an annual *Ethics Update*, *Attorneys and Clients in Conflict*, *E-Discovery Ethics: Staying Out of the Briar Patch*, and *Multijurisdictional Practice: Lawyering Here, There and Everywhere*.

David G. Ries, Thorp Reed & Armstrong, LLP, One Oxford Centre, 301 Grant St., 14th Floor, Pittsburgh, PA 15219-1425. Phone: 412.394.7787. Email: dries@thorpreed.com.

Peter D. Robertson

Peter Robertson is Senior Vice President of Legislative and Regulatory Affairs for the American Natural Gas Alliance. He directs the ANGA's efforts to raise the profile of natural gas with lawmakers and policymakers. A former top official at the U.S. Environmental Protection Agency and a leading government affairs veteran representing some of the world's biggest companies, Peter has a comprehensive understanding of energy and environmental policy and brings with him in-depth experience in both the public and private sector.

Peter most recently served as partner and co-leader of the Public Policy Practice Group at the law firm Crowell & Moring in Washington, D.C. As an attorney in private practice, he has advised Fortune 50 companies and Washington trade groups on climate, energy and environmental issues. He also represented corporations, government entities, and non-profit organizations before Congress and the Executive Branch on a variety of issues.

During the Clinton Administration, Peter served as chief of staff to EPA Administrator Carol Browner and he later became Deputy Administrator. He also has extensive Capitol Hill experience, having worked in the House of Representatives for seven years, including five years with the House Budget Committee.

Peter earned a bachelor's degree with distinction from the University of Oklahoma, where he was a member of Phi Beta Kappa, and a juris doctorate degree *cum laude* from the Georgetown University Law Center.

Peter D. Robertson, American Natural Gas Alliance, 1201 New York Avenue, NW, Suite 1110, Washington, DC 20005. Phone: (202) 789-2642.

George A. Rusk

George A. Rusk, J.D. is a Vice President of Ecology & Environment Inc. (E&E) and has over 25 years' experience in environmental law. He specializes in the review and analysis of federal and state environmental legislation and regulations; obtaining permits and evaluating environmental impacts associated with wind, liquid natural gas, wave energy, geothermal, solar, hardrock and coal mine development; assessing regulatory and legal issues impacting "Clean Coal" energy and sequestration projects; developing sustainable compliance programs to inventory greenhouse gas emissions, maximize energy efficiency in buildings and reduce GHG emissions from mobile and fixed sources; assessing and quantifying natural resource damages and developing restoration and compensatory mitigation programs; directing litigation support services including the development of alternative approaches to minimize impacts on headwater streams in valley fills associated with mountain top removal practices that address U.S. Army Corps of Engineers guidance and court rulings; responding to enforcement actions resulting from the release of hazardous substances; occupational safety and health; and hazardous and solid waste management, generation, storage, transport, and disposal. His wide range of responsibilities include involvement in project work in the United States and overseas.

Mr. Rusk directs Ecology and Environment, Inc.'s (E & E's) litigation support and environmental forensics practice. He works directly with outside counsel and E & E toxicologists, medical doctors, engineers, and other technical staff to provide focused technical support on contested matters. Project work he has directed includes the following:

- Development of proposed recommendations for the upgrade of environmental laws and regulations in foreign countries, including a program to remediate abandoned mine sites in Chile;
- Negotiation of penalties, consent orders, environmental impact assessments and stream restoration and remedial programs relating to spills of hazardous substances or pollutants;
- The development of integrated Geographic Information System (GIS) databases, contaminant dispersion maps, and demonstrative aids on large-scale toxic tort cases;
- Fact-gathering efforts, scientific research studies and literature reviews to identify relevant exposure standards, health effects and alternate causation theories on cases involving alleged chemical exposures and contamination from historic waste disposal practices; and
- Development of allocation models to evaluate relative responsibilities of potentially responsible parties involved in cost recovery litigation.

Other responsibilities include coordination of matters involving regulatory agency proceedings; participation in legislative and adjudicative hearings; implementation and oversight of due diligence site assessments and regulatory compliance audits; negotiation with agencies regarding the scope of remedial programs, fines, penalties, natural resource damage programs, and contaminant cleanup levels; and preparation of claims for environmental damage to international tribunals, including the United Nations Compensation Commission (UNCC). Mr. Rusk received his law degree from the State University of New York at Buffalo and his undergraduate degree in Political Science from Yale University.

George A. Rusk, Ecology and Environment, Inc., 368 Pleasant View Drive, Lancaster, NY 14086. Phone: (716) 684-8060. Email: grusk@ene.com.

Charles F. W. Saffer

Chuck Saffer, Robinson & McElwee PLLC, is a Member of the firm's Business Law Department in Charleston, West Virginia. Mr. Saffer's practice focuses on real estate and business transactions and real property related litigation. He has extensive experience in commercial, mineral and industrial real estate transactions. He has also litigated numerous right-of-way and easement disputes in circuit courts throughout West Virginia.

Mr. Saffer has practiced with Robinson & McElwee PLLC for approximately 12 years. He is a member of the Energy & Mineral Law Foundation as well as the International Council of Shopping Centers. Mr. Saffer received his undergraduate and law degrees from West Virginia University.

Charles F.W. Saffer, Robinson & McElwee PLLC, 400 Fifth Third Center, 700 Virginia Street, East, Charleston, WV. Phone: (304) 347-8331. Email: cfs@ramlaw.com.

Russell L. Schetroma

Russell L. Schetroma, a Member of Steptoe & Johnson PLLC in Meadville, Pennsylvania, focuses his practice in the areas of energy and oil and gas law. From 1972-2010, he was a shareholder and director in Culbertson, Weiss, Schetroma and Schug, P.C.

Mr. Schetroma received his Juris Doctor *cum laude* from the Dickinson School of Law. He is a member of the American, Pennsylvania and Crawford County Bar Associations and is a past president of the Crawford County Bar Association. He currently chairs the Land Title Standards Committee of the Crawford County Bar Association. He serves the Supreme Court of Pennsylvania as a hearing board member in lawyer disciplinary matters. He has directed his firm's work as solicitors for the City of Meadville since 1975. Mr. Schetroma has been recognized by the Pennsylvania Bar Association with its award for "outstanding contributions to the *pro bono* service in Pennsylvania." In 2007, he received the John L. McClaugherty Award for his services to the Energy & Mineral Law Foundation. He has served on its Executive Committee and is a member of the EMLF Board of Trustees. In 2005 he was named a "Pennsylvania Super-Lawyer" by *Law & Politics/Philadelphia* magazine.

Mr. Schetroma has been awarded a certificate in East/West Law and Relations by the McGeorge School of Law of the University of the Pacific after completing a course of study conducted in coordination with the Austro-American Institute of Education in Vienna, Austria and with the law faculty of Eötvös Lorand University in Budapest, Hungary. He has also been awarded a certificate by Edinboro University evidencing his completion of its introductory course in Mandarin Chinese. He holds certificates from the Harvard Law School evidencing completion of its Programs of Instruction for Lawyers in Negotiation and Mediation. Mr. Schetroma has participated in and lectured at many continuing legal education and trade association programs. He publishes and lectures extensively on topics related to oil and gas law, land title law, issues related to forming and counseling small businesses, legal ethics, international trade law, municipal law and negotiation theory. Mr. Schetroma is admitted to practice in Pennsylvania, the United States District Court for the Western District of Pennsylvania, the United States Court of Appeals for the Third Circuit.

Russell L. Schetroma, Steptoe & Johnson PLLC, 201 Chestnut Street, Suite 200, Meadville, PA 26334. Phone: 814.336.6400. Email: Russell.schetroma@steptoe-johnson.com.

George L. Seay

George L. Seay, Jr. is a member of the Natural Resources & Environmental Service Team for Wyatt, Tarrant & Combs, LLP in Lexington, KY. He concentrates his practice in the areas of environmental, mineral, natural resources and administrative law.

Mr. Seay has handled environmental litigation, enforcement, and permitting matters for clients under all major federal, state and local regulatory programs including SMCRA, CERCLA, RCRA, TSCA, Clean Water Act, Clean Air Act and toxic tort litigation. He has particularly been involved in the United States Environmental Protection Agency's dioxin reassessment process on behalf of clients, including research and comments on proposed rules and policies of the United States EPA.

Mr. Seay is a regularly featured speaker at a number of professional and trade organization seminars including the Kentucky Bar Association's Annual Convention, the Energy & Mineral Law Foundation, Government Institutes' Environmental Law Conference and environmental forums sponsored by the Kentucky Chamber of Commerce, NBI sponsored CLE programs, the Kentucky Excel and Wyatt, Tarrant & Combs Environmental Update. He has been listed in *Woodward/White's The Best Lawyers in America*®

Mr. Seay received his J.D from the University of Louisville School of Law and his B.A. from Hanover College.

George L. Seay, Wyatt, Tarrant & Combs, LLP, 250 West Main Street, Suite 1600, Lexington, KY 40507. Phone: (859) 288-7448. Email: gseay@wyattfirm.com.

Robert Singer

Robert Singer earned his Ph.D. from the University of Illinois and started a research and teaching career at Colgate University, with Research Fellowships at Syracuse University and Rensselaer Polytechnic Institute. His teaching focused on aquatic ecology, natural resource management, and invertebrate zoology. He conducted graduate and post-graduate applied research on the use of aquatic macroinvertebrates to measure changes in stream water quality. This research studied the impacts of acidic emissions from power plants on remote lakes and streams in the Adirondack Mountains of New York and the White Mountains of New Hampshire. After ten years, he moved to international work in resource management and fisheries in the Caribbean. Returning to the U.S. after eight years of international work, he moved to full-time consulting in 1996 and worked with engineering groups on evaluating the environmental impacts of large water-related infrastructure projects. He currently leads the technical group at Ecology and Environment, Inc. that is evaluating impacts of surface mining on water quality in Appalachian streams.

Robert Singer, Ecology and Environment, Inc., 368 Pleasant View Drive, Lancaster, NY 14086. Phone: (716) 684-8060. Email: rsinger@ene.com.

Brooks M. Smith

Brooks Smith is a partner on the environmental team at Hunton & Williams LLP, where he focuses on emerging issues under the Clean Water Act. Brooks represents national and regional trade groups involved in electricity generation, coal mining and other industrial activities, as well as individual mining companies operating in the eastern coalfields. Brooks has participated in a number of groundbreaking proceedings involving water quality standards, water quality trading, TMDLs, use attainability analyses and NPDES permits. Brooks also chairs (or has chaired) national conferences on these issues, including the Water Environment Federation and EPA's Impaired Waters Symposium, which is scheduled for January 2011 in Miami. Brooks serves on the Law360 Environmental Editorial Board, and has been recognized as a leading environmental lawyer by both *Chambers USA* and *Best Lawyers*. Brooks is the author of two books on Richmond history, with a third due out in the fall of 2010.

Brooks received his J.D. from Vermont Law School, *cum laude*, and his B.A. from the University of Richmond.

Brooks M. Smith, Hunton & Williams LLP, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, VA 23219. Phone: (804) 787-8086. Email: bsmith@hunton.com.

Allyn G. Turner

Allyn G. Turner is a member of Spilman Thomas & Battle, PLLC and practices in the Charleston, West Virginia office. Her primary area of practice is environmental law from both the legal and regulatory perspectives.

Ms. Turner's past work with regulatory agencies has contributed to her broad knowledge of environmental issues. As Director of the West Virginia Department of Environmental

Protection's Division of Water and Waste Management, she managed the NPDES permitting, the TMDL/impaired waters program, the Clean Water Act State Revolving Fund, 401 water quality certification, groundwater, and non-point source water programs, solid and hazardous waste programs, and numerous other regulatory and non-regulatory water and waste programs. She was one of two state representatives with the United States Environmental Protection Agency's Office of Water in Washington, D.C. in the development of national water program goals and targets for EPA's national strategic plan. Her work with the Division of Water and Waste Management also resulted in extensive involvement in water quality and quantity issues faced by the coal industry. She also served as the Managing Attorney for the DEP's Office of Legal Services, handling numerous administrative appeals, civil actions, and other legal proceedings.

She has presented at national meetings of Association of State and Interstate Water Pollution Control Administrators (ASIWPCA), Association of State Drinking Water Administrators (ASDWA), and Ground Water Protection Council (2003) and has been a frequent speaker in West Virginia on environmental issues. During legislative interim and session meetings, Ms. Turner is the DEP representative for water issues. Ms. Turner is a member of the Board of Trustees of the Energy & Mineral Law Foundation.

Ms. Turner received her J.D. in 1990 from the Wake Forest University School of Law. She received her B.A. in Environmental Sciences from the University of Virginia.

Ms. Turner is admitted to practice in United States Court of Appeals for the Fourth Circuit, United States District Courts for the Northern and Southern Districts of West Virginia, and the West Virginia Supreme Court of Appeals.

Allyn G. Turner, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East, Charleston, WV 25301. Phone: 304.340.3856. Email: aturner@spilmanlaw.com.

Brian Wheeler

Brian Wheeler is an attorney practicing at the Blacksburg, Virginia office of the Creekmore Law Firm. Brian centers his practice on complex civil litigation matters, mainly business and intellectual property disputes. Since joining the Creekmore Law Firm, Brian has been involved in defending several contract disputes involving coal, oil and gas leases. A 2001 graduate of Washington and Lee University School of Law, Brian is licensed to practice law in Maine, Massachusetts, Tennessee, Virginia and West Virginia and is an active member of Rotary International.

Brian Wheeler, The Creekmore Law Firm PC, 106 Faculty Street, Blacksburg, VA 24060. Phone: (540) 443-9350. Email: brian@creekmorelaw.com.

John M. Williams

John M. Williams is a native of Loyal in Harlan County, Kentucky. John graduated from the University of Kentucky College of Business & Economics with a Bachelors of Business Administration (Finance) in 1984 and received his Juris Doctor from the University of Kentucky College of Law in 1987. He is a member of the Kentucky, Fayette County, American and Federal Bar Associations. He has held several officer positions with the Kentucky Chapter of the Federal Bar Association, including President in 2000. On several occasions, he organized the Federal Bar Association's Introduction to Federal Practice seminar for new attorneys in the Eastern District of Kentucky. In 2005, he formed the law firm of Rajkovich, Williams, Kilpatrick & True, PLLC, with Marco Rajkovich, Melanie Kilpatrick and Noelle True.

John represents numerous coal companies in mine safety matters before the Federal Mine Safety and Health Review Commission. He regularly represents operators in special investigations conducted by the Mine Safety and Health Administration and also advises these clients on compliance matters. He is also a frequent speaker on mine safety matters.

John also has extensive litigation experience in federal and state courts throughout Kentucky. Although his practice is primarily in mineral and energy and commercial litigation, John has experience in personal injury, construction claims, architect and engineer defense and collection matters. His experience in mineral law includes drafting and reviewing lease agreements, contract mining agreements and other transactions, plus litigation of contract disputes, boundary disputes and personal injury matters. In the commercial litigation area, John has represented parties in business torts, lender liability and a wide variety of contract disputes.

John serves on the Board of Directors of Special Olympics Kentucky, Inc., and served as its Board Chair for two years. He was also on the Board of the Lexington Children's Museum, Inc, for almost ten years, during which he served as Board Chair for five years. John is a volunteer counselor for the Kentucky Bar Association Lawyers Assistance Program.

John M. Williams, Rajkovich, Williams, Kilpatrick & True, PLLC, 2333 Alumni Park Plaza, Suite 310, Lexington, KY 40517. Phone (859) 245-1059. Email: Williams@rwkltlaw.com.

Daniel W. Wolff

Dan Wolff is counsel with Crowell & Moring's Environment & Natural Resources Group in Washington, D.C. His practice extends broadly to appellate, trial, and administrative counseling on a number of areas of environmental and natural resources law, including mine safety and health, public lands, and Superfund, as well as general litigation. Dan's mine safety and health practice covers all aspects of regulatory compliance and enforcement defense related to the Mine Act. Dan regularly represents mine operators in enforcement matters before the Federal Mine Safety and Health Review Commission, in special investigations of individual managers facing potential civil or criminal liability, and in petitions to the Mine Safety and Health Administration (MSHA) seeking modifications to the application of safety standards. Dan has argued in multiple federal courts of appeals on behalf of operators and other interested parties in enforcement matters, and on behalf of the industry as a whole in challenges brought under the Mine Act and Administrative Procedure Act to MSHA rulemakings.

Dan graduated from the University of Wisconsin in 1992, where he earned a B.A. from the School of Journalism. He graduated from the University of Dayton School of Law, *summa cum laude*, in 2001. While in law school, Dan served as an editor on the *University of Dayton Law Review*, and was active with the Environmental Law Society. Immediately following law school, he clerked for two years in the Southern District of Ohio for the Honorable Walter H. Rice.

Daniel W. Wolff, Crowell & Moring LLP, 1001 Pennsylvania Avenue, NW, Washington, DC 20004. Phone: (202) 624-2621. Email: dwolff@crowell.com.

Arthur M. Wolfson

Arthur M. Wolfson is an attorney at Jackson Kelly PLLC in Pittsburgh, PA. His practice focuses on representation of mining and industrial operators in federal and state safety and health regulatory matters. Mr. Wolfson has participated in accident investigations and has

successfully negotiated the lifting of a closure order that idled a mine site for approximately one month. A substantial portion of Mr. Wolfson's practice is devoted to assisting clients develop systems to achieve regulatory compliance. A former teacher, Mr. Wolfson conducts training sessions on the rights and responsibilities of operators under safety and health laws. Prior to joining Jackson Kelly, Mr. Wolfson worked for two years for the United States Department of Labor.

Mr. Wolfson earned his B.A. in History from the College of William & Mary and his J.D. from the University of Pittsburgh School of Law.

Arthur M. Wolfson, Jackson Kelly PLLC, Three Gateway Center, Suite 1340, 401 Liberty Avenue, Pittsburgh, PA 15222. Phone: (412) 434-8055.