

Energy & Mineral Law Foundation
34th Mineral Law Conference
October 28-30, 2009

About the speakers . . .

Kevin C. Abbott

Kevin is a partner in Reed Smith's Pittsburgh office. He has been listed in *Pennsylvania Super Lawyers* in the energy field each year from 2004 through 2009 and is also listed in *Super Lawyers Corporate Counsel Edition* in the area of energy and natural resources. Kevin has represented companies in all facets of the natural gas business for 25 years. He represents exploration and development companies on various issues related to the exploration of the Marcellus Shale, including royalty disputes, lease issues and permitting.

Kevin graduated from Indiana University of Pennsylvania *magna cum laude* in 1978 and the University of Pittsburgh School of Law *magna cum laude* in 1981. He now is an adjunct professor at the School of Law. He is admitted to practice in Pennsylvania and West Virginia and all federal courts in Pennsylvania, West Virginia and Ohio.

Kevin C. Abbott, Reed Smith LLP, 225 Fifth Avenue, Pittsburgh, PA 15222.
Phone: 412.288.3804. Email: kabbott@reedsmith.com

Nicolle R. Snyder Bagnell

Nicolle R. Snyder Bagnell is a Senior Associate at Reed Smith LLP in Pittsburgh. Nicolle has an A.B. from Harvard University, an M.A. from the Nicholas School of the Environment at Duke University, and a J.D. from Duke University School of Law. She has been selected as a "Pennsylvania Rising Star" by Pennsylvania Super Lawyers in 2005, 2006, 2007, and 2008.

Nicolle is a member of Reed Smith's Environmental team within the Global Regulatory Enforcement Group. Her experience includes counseling clients on a variety of environmental matters, such as performing due diligence for large real estate transactions, advising clients on compliance with environmental regulations, and representing energy clients in various matters, particularly pipeline condemnations, encroachment cases, and various contract disputes. She is actively involved in litigation and regulatory issues regarding the Marcellus Shale in Appalachia, counseling clients on permitting and permit disputes, representing industry groups and producers in Minimum Royalty Act litigation, and performing due diligence and providing advice for Marcellus Shale transactions.

Nicolle previously authored "Eastern Shale Plays- A Game Plan for Success," Rocky Mountain Mineral Law Foundation, Chapter 32 (2009) (co-author); *Excavation Technologies v. Columbia Gas of Pennsylvania - Is a Gas Company Liable for Economic Losses When It Marks Its Lines?* and *Penneco v. Dominion Transmission and Dominion Exploration and Production - Who Owns the Right to Drill Under Production and Storage Leases?: Two Important Cases Which Impacted the State of Pennsylvania Oil and Gas Law in 2007*, Energy & Mineral Law Institute (2008) (co-author); "Gas Pipeline Relocation Issues," 26 Energy & Mineral Law Institute, Chapter 8 (2005) and "Protecting Pipelines, Storage Fields, Wells and Other Facilities from Encroachments" (co-author), Society of Petroleum Engineers, SPE 91458 (September 2004).

Nicolle Bagnell, Reed Smith LLP, 225 Fifth Avenue, Pittsburgh, PA 15222. Phone: 412.288.7112. Email: nbagnell@reedsmith.com.

Joseph G. Baran

Joe Baran has over twenty years experience in many aspects of the energy industry. These efforts include the development of risk management strategies for several commodities, financial and operational assessments of investment opportunities, strategic purchasing strategies, process redesign, and market forecasts.

Joe joined John T. Boyd Company (BOYD) in March of 2009. Previously, he worked at PPG Industries, Inc. (PPG) and was responsible for the development of energy and precious metals purchasing and risk management strategies for approximately 50 facilities across North America. Prior to PPG, Joe worked for utilities, consulting firms and The Federal Energy Regulatory Commission. Recent presentations/publications include co-presenter of "The Natural Gas Market From an Industrial Perspective," The Independent Oil and Gas Association of Pennsylvania, (2004), co-presenter of "Natural Gas in A Snapshot," Simmons and Company International Las Vegas Program, (2003).

Joe has an MBA in International Business, University of Pittsburgh and a B.S. in Accounting from The Pennsylvania State University, and is also a Certified Energy Purchaser.

Joseph G. Baran, Senior Market Analyst, John T. Boyd Company, 4000 Town Center Blvd., Suite 300, Canonsburg, PA 15317. Phone: 724.873.4467. Email: j-baran@jtboyd.com.

Kathy G. Beckett

Kathy G. Beckett is a member of the law firm of Jackson Kelly, PLLC, which has offices in Colorado, Kentucky, Pennsylvania, Washington, D.C., and West Virginia. Kathy works out of the Charleston, West Virginia location. Kathy G. Beckett has been practicing in the area of environmental law since graduating from West Virginia University College of Law in 1988. Ms. Beckett holds an undergraduate degree in English from the University of Kentucky.

Ms. Beckett's practice has always focused upon the representation of members of the business community on environmental matters. She has experience in state and federal regulatory advocacy in each of the primary environmental programs. Ms. Beckett has been intimately involved in both statutory and regulatory program developments on both a state and federal level. She has participated in the drafting of numerous regulatory and statutory environmental provisions for the state of West Virginia. Ms. Beckett has experience in federal appellate litigation with an emphasis upon review of federal agency rulemakings.

Kathy is the Chair of the WV Chamber Environmental Committee. She also serves as the Chair of the ABA Section on Energy and Environment, Energy Facility and Infrastructure Siting Committee.

Ms. Beckett is admitted to the Kentucky and West Virginia Bars, the Supreme Courts of Kentucky and West Virginia, U.S. District Court, Southern District of West Virginia and the U.S. Courts of Appeals for the Fourth and D.C. Circuits.

Kathy G. Beckett, Jackson Kelly PLLC, 1600 Laidley Tower, 500 Lee Street, Charleston, WV 25301. Phone: 304.340.1019. Email: kbeckett@jacksonkelly.com.

Professor Mark (Buzz) L. Belleville

Buzz Belleville has been a law professor at the Appalachian School of Law since 2006. Prior to that, he spent 12 years as a business litigator and counselor with the well-respected law firms of Woods Rogers PLC in Blacksburg, Virginia and Calfee Halter & Griswold LLP in Cleveland and Columbus, Ohio. His practice focused on environmental litigation, commercial contract disputes, tort and product liability litigation and counseling businesses clients on ways to minimize liability. On behalf of a utility client, Professor Belleville obtained the first summary judgment in Ohio in defense of a premises liability asbestos claim, and participated in drafting significant asbestos reform legislation. He has also successfully negotiated and avoided multi-million dollar environmental claims on behalf of municipal and industrial clients.

Professor Belleville obtained a B.A. in Philosophy (with Honors) from Miami University, and a J.D. (with Honors) from the Ohio State University College of Law.

He is licensed to practice in Pennsylvania, Ohio and Virginia. Professor Belleville teaches Sustainable Energy Law, Contracts and Appellate Advocacy.

Professor Mark L. Belleville, Appalachian School of Law, P.O. Box 2825, Grundy, Virginia 24614. Phone: 540.449.1139. Email: mbelleville@asl.edu.

John T. Boyd II

John T. Boyd II is President and CEO of John T. Boyd Company (BOYD), an international mining, geological, and energy consulting firm headquartered outside Pittsburgh, Pennsylvania, with additional offices in Denver, Colorado; Brisbane, Australia; and Beijing, China. In addition to being an experienced lawyer on mining, environmental, natural resources, and regulatory matters, Mr. Boyd relies upon his finance background when performing comprehensive strategic, operational, and financial assessments, valuations, economic analyses, market forecasts, and sales agreement evaluations for BOYD's diverse client base.

Mr. Boyd was formerly General Counsel for Sears Home Improvement Products, a manufacturing, sales, and installation subsidiary of Sears, Roebuck and Company, and an associate at Thorp, Reed & Armstrong representing corporate clients litigating commercial transactions, regulatory, environmental, and natural resources disputes.

Recent presentations/publications include co-presenter of "Coal Asset-Based Transactions – A Case Study," Energy and Mineral Law Foundation (2009), "Coal: Perception to Reality," Energy & Mineral Law Foundation (2008), "Energy Policy Act of 2005," Energy & Mineral Law Foundation (2005), "The Policy of Mine Safety in the United States," China Coal Mine Safety Development and Production Symposium (2005), co-author of "Legal Implications of Mine Mapping Errors," 24 *E. Min. L. Inst.* (2003), and co-presenter of "Playing the Cards You're Dealt: How to Keep Producing Coal Despite Mountaintop Removal Permitting Issues," Winter Workshops, Energy & Mineral Law Foundation (2003).

Mr. Boyd earned a B.B.A. degree in Finance, *magna cum laude*, from The George Washington University and a J.D. degree from the University of Richmond.

John T. Boyd, II, John T. Boyd Company, 1500 Corporate Drive, Suite 100, Canonsburg, PA 15317. Phone: 724.873.4400. Email: jtb2@jtboyd.com

Cheryl E. Bruner

Cheryl Bruner has served as Director, Customer Energy Efficiency for E.ON U.S. since August 2008. In this role, Ms. Bruner is responsible for the strategy, planning, implementation, operations and evaluation of all customer energy efficiency programs. Prior to being named to this role, Ms. Bruner worked as Senior Corporate Attorney from the time she joined the company in 2003.

Before joining E.ON U.S., Ms. Bruner practiced law with the firm Dinsmore & Shohl LLP and worked in both the Cincinnati, Ohio and Louisville, Kentucky offices. Ms. Bruner graduated *magna cum laude* with a Bachelor's degree in Business Administration. She earned her *juris doctor* from the Brandeis School of Law at the University of Louisville. She is admitted to practice in both Kentucky and Ohio as well as before the United States Supreme Court.

E.ON U.S. LLC is a diversified energy services company, headquartered in Louisville, Kentucky that serves as the gas and/or electric utility for nearly one million customers in Kentucky under the names Louisville Gas and Electric Company and Kentucky Utilities Company, and 30,000 customers in Virginia as Old Dominion Power.

Cheryl E. Bruner, Director, Customer Energy Efficiency, E.ON U.S. LLC, 220 West Main Street, Louisville, KY 40232. Phone: 502.627.3945. Email: Cheryl.Bruner@eon-us.com

Robert L. Burns

Robert L. Burns is Counsel in the Pittsburgh office of Buchanan Ingersoll & Rooney PC. He is a member of the firm's Real Estate and Environmental Sections and focuses his practice on environmental law and its intersections with real estate development, construction, commercial transactions, litigation, manufacturing, waste and natural resources issues, including coal, natural gas and other energy areas. He has counseled clients regarding the acquisition, sale and/or lease of coal and oil and gas interests, and regarding environmental regulation and permitting for the development and production of coal and oil and gas. Mr. Burns has also advised borrowers and financial institutions regarding secured credit facilities for borrowers in the coal and oil and gas industries. He has counseled real estate clients with regard to the purchase, sale, and remediation of brownfields and other environmentally-impacted and environmentally-sensitive properties, and concerning the purchase, development and construction of "green" buildings.

Mr. Burns has written and lectured on environmental due diligence in commercial and real estate transactions generally and regarding legal developments concerning "green" buildings. He is certified as an accredited professional under the LEED (Leadership in Energy and Environmental Design) Green Building Rating System issued by the United States Green Building Council.

Mr. Burns received his Juris Doctor from West Virginia University in 1994, where he was a student works editor for the *West Virginia Law Review* and a member of the Order of the Coif. Mr. Burns received a Bachelor of Arts in English and a Bachelor of Science in Aerospace Engineering from the Virginia Polytechnic Institute and State University in 1991. He also received a Masters of Science in Environmental Engineering from Marshall University in 2000.

In addition to his bar memberships, Mr. Burns is a member of the Energy & Mineral Foundation, the Engineers' Society of Western Pennsylvania, the Air and Waste Management Association, the Environmental Law Institute, the American Society of Civil Engineers, and the American Institute of Architects.

Prior to entering private practice, he was a law clerk to the Honorable Charles H. Haden, Chief Judge of the United States District Court for the Southern District of West Virginia.

He is licensed to practice in Pennsylvania and West Virginia, and is admitted to practice before the United States Court of Appeals for the Fourth Circuit and the United States District Courts for the Western District of Pennsylvania, the Northern District of West Virginia, and the Southern District of West Virginia.

Robert L. Burns, Buchanan Ingersoll & Rooney PC, One Oxford Centre, 301 Grant St., 20th Floor, Pittsburgh, PA 15219-1410. Phone: 412.562.1312. Email: robert.burns@bipc.com.

Karen K. Caldwell

Karen Caldwell is United States District Judge for the Eastern District of Kentucky. Prior to her appointment to the bench, she was a partner in the law firm of Dinsmore & Shohl, LLP.

From 1991 until 1993, Judge Caldwell was the United States Attorney for the Eastern District of Kentucky and was widely recognized for her role in combating public corruption. Prior to becoming United States Attorney, Judge Caldwell was an Assistant United States Attorney in the Eastern District of Kentucky.

Before taking the bench, Judge Caldwell served as Chair of the Kentucky Bar Association's Publication Committee; the editor of *Bench & Bar* Magazine; a member of the Character and Fitness Committee of the Kentucky Board of Bar Examiners; and a member of the Joint Local Rules Commission for the United States District Court for the Eastern and Western Districts of Kentucky. She has also served as chair of the Kentucky Bar Association Annual Convention and as a member of the Federal Judicial Review Commission.

Judge Caldwell received her law degree from the University of Kentucky, where she served as a member of the Moot Court Board. She holds a baccalaureate degree from Transylvania University and engaged in post graduate work as an English Speaking Union Scholar at the University of Edinburgh in Scotland.

In 1995, Judge Caldwell was named Kentucky's Outstanding Lawyer by the Kentucky Bar Association. In 2005, she was awarded an honorary degree from Transylvania University. In 2007, she received the Outstanding Alumnus of Kentucky Award from the Kentucky Counsel on Post Secondary Education and the Kentucky Advocates for Higher Education. Also, in 2007, Judge Caldwell was inducted into the University of Kentucky College of Law Hall of Fame. Most recently, in October 2009, Chief Justice John Roberts appointed Judge Caldwell to the Judicial Conference Advisory Committee on Bankruptcy Rules.

Karen K. Caldwell, U.S. District Judge, U.S. District Court, Eastern District of Kentucky, 101 Barr Street, Suite 136, Lexington, KY 40507. Phone: 859.233.2828.

Christopher L. Callas

Chris Callas, a Member in Jackson Kelly's Business Law department, co-chairs the Firm's public utilities practice group. Mr. Callas' legal focus is utility regulation. He represents investor-owned electric, gas, and water utilities before the Public Service Commission of West Virginia in certificate applications, general rate cases, fuel/purchased power proceedings, purchased gas adjustment filings, and a wide range of regulatory consent cases, including utility acquisitions and divestitures. Of particular note is Mr. Callas' work on the certification of interstate high voltage transmission lines, projects in which he has worked closely with PJM Interconnection on regional transmission reliability issues. He also consults on the regulatory aspects of utility financings, ranging from debt and equity issuances to utility holding company IPOs and ratepayer obligation charge financings.

Mr. Callas' expertise also extends to merchant generation projects. Mr. Callas has been a leader in the siting and development of these facilities in West Virginia, both as regulatory counsel and as coordinator of the Firm's other project development services. Wind energy is a particular area of expertise: Mr. Callas has served as lead counsel on several wind energy projects before the Commission, and has advised both landowners and lenders on others. In addition to siting issues, Mr. Callas frequently advises project developers and owners on project financing concerns and siting certificate transfer questions.

Mr. Callas has considerable legislative experience, having represented governmental and private clients in both legislative drafting and lobbying matters. Mr. Callas was co-author of legislation to streamline the exempt wholesale generator siting process after the Supreme Court of Appeals' *ACT v. PSC* decision, a case in which he was lead counsel for the project developer. Mr. Callas was also the primary author of the environmental securitization legislation enacted by the West Virginia Legislature in 2005; subsequently he helped secure regulatory approvals under that statute for the nation's first issuance of securitization bonds for environmental control facilities

Mr. Callas is a *summa cum laude* graduate of Washington & Lee University and a 1992 graduate of Vanderbilt University School of Law. He has been listed in Best Lawyers in America since 2003. He is a member of the Section of Public Utility, Communications and Transportation Law of the American Bar Association, and has been active in the West Virginia Wind Energy Working Group and the West Virginia Chamber of Commerce's Energy Committee. His community activities include service on the Executive Committee and Board of Directors of the United Way of Central West Virginia.

Christopher L. Callas, Jackson Kelly PLLC, 1600 Laidley Tower, 500 Lee Street, Charleston, WV 25301. Phone: 304.340.1251. Email: ccallas@jacksonkelly.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, Attorney at Law, 521 Adena Trace, Versailles, KY 40383. Phone: 859-879-3919. Email: carma3@prodigy.net.

Cason P. Carter

Cason Carter serves as corporate counsel for Alliance Coal, LLC at its office in Tulsa, Oklahoma. Mr. Carter advises Alliance management on long-term coal supply agreements, contract legal strategies, and the resolution of disputes. In addition to his legal responsibilities, Mr. Carter develops government affairs strategies and counsels on applicable legislation, regulations, and proposed public policies. Prior to joining Alliance in January of 2009, Mr. Carter was an associate with the law firm of GableGotwals in Tulsa, Oklahoma where he practiced in the area of business litigation, focusing particularly on complex civil disputes including antitrust matters, intellectual property litigation, and RICO actions. In addition to practicing law, Mr. Carter served as a City Councilor for the City of Tulsa from 2006 through 2008. Mr. Carter graduated from Duke University in 2000, with a B.A. in Public Policy and Economics and from Georgetown University Law Center in 2003. He is licensed to practice in Oklahoma and admitted to practice in the United States Courts of Appeals for the Fifth and Tenth Circuits, the United States District Courts for the Northern, Eastern and Western Districts of Oklahoma, and the Supreme Court of Oklahoma.

Cason P. Carter, Corporate Counsel, Alliance Coal, LLC., 1717 South Boulder Ave., Ste. 400, Tulsa, OK 74119. Phone: 918.295.7606. Email: cason.carter@arlp.com.

Jim Corbelli

Jim Corbelli is a shareholder in the Litigation Services and Construction Services Groups of Babst, Calland, Clements and Zomnir, P.C. Mr. Corbelli has acted as lead counsel in a wide variety of complex commercial, construction and environmental cases since 1989 in state and federal courts and before arbitration panels. Some of the specific types of cases Mr. Corbelli has prosecuted and defended include contract, fraud, trade secret, covenant not to compete, shareholder dispute, e-commerce, construction, environmental cost recovery, toxic tort, underground storage tank, insurance coverage, securities and real estate. He has frequently been involved in requests to federal and state courts for injunctive relief. Mr. Corbelli has also actively assisted clients to avoid litigation and positioned clients to prepare for litigation. Mr. Corbelli graduated cum laude from the University of Maryland with a B.A. in 1986, where he was a member of Phi Beta Kappa and a member of the Honors Program in the History Department. Mr. Corbelli received his J.D., magna cum laude, from the University of Pittsburgh in 1989 and was elected for membership in the Order of the Coif. He served as Notes Editor of the *University of Pittsburgh Law Review*, where he was also published.

Mr. Corbelli is admitted to practice before all Pennsylvania Courts, the United States District Court for the Western District of Pennsylvania and the United States Court of Appeals for the Third and Fifth Circuits. He has also been admitted pro hac vice in numerous state and federal courts. Mr. Corbelli is a

member of the Allegheny County, Pennsylvania and American Bar Associations. He was recognized as one of Pennsylvania's best lawyers in a 2005 survey published in Philadelphia magazine.

Mr. Corbelli has frequently lectured on issues such as trial strategy, expert witness, discovery, construction litigation, environmental cost recovery litigation, and intellectual property and economic litigation.

James V. Corbelli, Babst, Calland, Clements and Zomnir, P.C., Two Gateway Center, 6th Floor, 603 Stanwix Street, Pittsburgh, PA 15222. Phone: 412.394.5649. Email: jcorbelli@bccz.com.

Kevin K. Douglass

Kevin Douglass is a shareholder in the Litigation Services Group of Babst, Calland, Clements and Zomnir, P.C. He has more than two decades of experience litigating complex commercial matters and regularly represents clients in supply agreement lawsuits, director/officer liability cases, restrictive covenant/trade secret matters, closely-held shareholder disputes, products liability, as well as construction and environmental actions.

Mr. Douglass has served as lead counsel on cases in a wide variety of forums including the state, federal and bankruptcy courts of Pennsylvania, West Virginia and several other states. He also has participated in numerous forms of alternative dispute resolution including mediation, mini-trials and arbitration.

Notable cases litigated by Mr. Douglass include the successful defense of the former chief financial officer of a billion dollar entity in numerous cases, including class actions, in multiple forums. He also obtained a \$3.3 million judgment, plus attorneys' fees, on behalf of a corporate officer in a complex contract action. In addition, Mr. Douglass secured the rare appointment of a corporate custodian after a protracted hearing in federal court exposing the corporate owners' fraudulent activities. He also secured a punitive damage award for a client following a jury trial involving trade secret violations.

Mr. Douglass graduated *magna cum laude* from Mount Union College with honors in History in 1983. He earned his J.D. at Duquesne University School of Law in 1986 where he was a member of the *Duquesne Law Review* and served as an intern with Judge David W. Craig in Pennsylvania's Commonwealth Court.

Mr. Douglass is admitted to practice in both Pennsylvania and West Virginia, as well in the United States District Court for the Western District of Pennsylvania and the United States Court of Appeals for the Third Circuit. He has also been admitted *pro hac vice* in numerous state and federal courts.

Mr. Douglass is an active member of the Allegheny County, Pennsylvania and American Bar Associations. Mr. Douglass is a member of the Allegheny County Bar Association's Judiciary Committee and Court Rules Committee (immediate past chair) and has served on ad-hoc committees responsible for extensive changes to the county's local rules and jury selection system. He also serves on the Energy & Mineral Law Foundation ("EMLF") Board of Trustees. Among his civic activities, Mr. Douglass is chair of the British-American Business Council's Pittsburgh chapter.

Mr. Douglass has presented at conferences sponsored by the Energy & Mineral Law Foundation, the Pittsburgh Young Professionals and the Pennsylvania Academy of Family Physicians.

Kevin K. Douglass, Babst, Calland, Clements & Zomnir, P.C., Two Gateway Center, 8th Floor, 603 Stanwix St., Pittsburgh, PA 15222. Phone: 412.394.6562. Email: kdouglass@bccz.com.

Shawn N. Gallagher

Mr. Gallagher is a member of Thorp Reed & Armstrong's Land Use, Environmental, Energy & Public Law Practice Group. He represents both private and public clients on a variety of matters, with particular emphasis on energy, environmental and land development issues. He has had significant experience in governmental affairs, administrative law, land use, energy and environmental litigation matters.

Mr. Gallagher received his B.A. from Allegheny College, his J.D. degree from the Duquesne University School of Law, and Certificate in Environmental and Natural Resources Law, with honors, from the Northwestern School of Law of Lewis and Clark College. Prior to joining the firm, Mr. Gallagher worked for the Pennsylvania Department of Environmental Protection. He is the Vice Chair of the Allegheny County Bar Association's Environmental & Energy Law Section and a frequent lecturer on energy, environmental and land use matters. Mr. Gallagher was selected for inclusion in *Pennsylvania Super Lawyers - Rising Stars Edition*, 2008.

Shawn N. Gallagher, Thorp Reed & Armstrong, LLP, One Oxford Centre, 301 Grant Street, Floor 14, Pittsburgh, PA 15219. Phone: 412.394.7715. Email: sgallagher@thorpreed.com.

Jim Giattina

Jim Giattina is the Director of the Water Management Division of the U. S. Environmental Protection Agency (EPA), Region 4 Office, in Atlanta, Georgia. He is responsible for planning, coordinating and implementing all Regional EPA water programs related to the Clean Water Act, Safe Drinking Water Act, Marine Protection Research and Sanctuaries Act and other federal laws.

He started his career in 1979, at the U. S. Environmental Research Laboratory in Oregon. In 1984, he accepted a position with the U. S. EPA's Region 5 Water Division in Chicago, Illinois, where he managed a variety of regulatory and non-regulatory programs.

In 1991, Jim became the Deputy Director of the EPA's Great Lakes National Program Office. In 1996, he took on the role of Director of the EPA's Gulf of Mexico Program Office. Both of these offices foster an approach to environmental protection that emphasizes collaboration and consensus, sound scientific information, and strategic partnerships to achieve results. These attributes are the cornerstones of the U.S. EPA's move towards watershed-based environmental protection.

Jim and his wife, Christine, live in Roswell, Georgia. They have three children, Matthew, Mary and Emily.

Jim Giattina, Water Protection Division, EPA Region 4, Sam Nunn Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta, GA 30303. Phone: 404.562.8357. Email: giattina.jim@epamail.epa.gov.

Richard L. Gottlieb

Richard L. Gottlieb primarily represents oil and natural gas producers and other energy businesses in regulatory, litigation and commercial matters. He a former counsel in the Office of Enforcement in the Federal Energy Regulatory Commission and was a senior attorney with Columbia Gas Transmission Corporation.

Mr. Gottlieb is listed in *Best Lawyers in America*® for natural gas law and in *West Virginia SuperLawyers*® for commercial litigation.

Mr. Gottlieb has managed and led complex, high-dollar commercial litigation cases representing energy firms, financial institutions and large corporations. He has represented major natural gas producers in class action royalty disputes, other lease issues, contract cases and environmental and property damage claims; natural gas producers in regulatory and permitting cases before the West Virginia Oil and Gas Conservation Commission, the West Virginia Shallow Well Commission and the Coalbed Methane Review Commission; natural gas local distribution companies, telecommunication companies and other utilities before the Public Service Commission of West Virginia; and natural gas producers and developers investing in the acquisition of natural gas rights and development of the Marcellus Shale. Mr. Gottlieb has also represented brokerage firms, investment advisors, national banks and other lending institutions in federal class actions involving claims of fraud, misrepresentation, and violations of federal and state laws and lessors and lessees in mineral lease and joint operating agreement litigation and arbitrations.

Mr. Gottlieb, after attending Warwick University in Coventry, England, received his bachelor of arts from

Tulane University and his law degree from Washington & Lee University.

He is admitted to the West Virginia and District of Columbia bars and practices before all West Virginia Federal and state courts.

Mr. Gottlieb is a member of the Board of Trustees and former officer of the Energy & Mineral Law Foundation and a member of the Legal Committee for the West Virginia Oil & Natural Gas Association.

Karen J. Greenwell

Karen Greenwell is a partner in the Lexington 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, and gas 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 industry clients. She is a frequent speaker and author for organizations such as the Energy and Mineral Law Foundation, the Rocky Mountain Mineral Law Foundation, 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.

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 is also on the Advisory Board of the Institute for Energy Law.

She earned her BA and JD degrees from the University of Kentucky. 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.

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 serves as Secretary for the Energy & Mineral Law Foundation and has been a frequent speaker at Foundation programs on Mine Safety Law, Annual Institutes and the Kentucky Mineral Law Conference. 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 Appeals for the Fourth and Sixth Circuits, and the U.S. Supreme Court.

Mark E. Heath, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East, Charleston, WV 25301. Phone: 304.340.3843. Email: mheath@spilmanlaw.com.

John H. Henderson

John Henderson is a Member in the firm of Stoll Keenon Ogden PLLC. He is a member of the Mineral and Environmental Law, State and Federal Tax and the Estate Planning and Administration practice groups.

Mr. Henderson attended Carleton College in Northfield, Minnesota and received a Bachelor of Arts in Economics in 1992. Mr. Henderson received a Juris Doctor degree from Vanderbilt University School of Law in 1995 and a Masters of Laws in Taxation degree from New York University in 2001. While attending Vanderbilt University, Mr. Henderson was Articles Editor for the *Vanderbilt Journal of Transnational Law* and authored "The Reintegration of Hong Kong into the People's Republic of China," 28 *V. and J. Transnat'l L.* 503 (1995). While attending New York University, he served as a Graduate Editor of the *Tax Law Review*.

Mr. Henderson was admitted to the Tennessee Bar in 1995, the Kentucky Bar in 1996 and the Illinois Bar in 1999. He is currently a member of the Henderson County, Kentucky, Illinois, Tennessee and American bar associations.

John H. Henderson, Stoll Keenon Ogden PLLC 201 C North Main Street, Henderson, Kentucky 42420. Phone: 270.869.6402. Email: john.henderson@skofirm.com

John R. Leathers

John Leathers, Shareholder of Buchanan Ingersoll & Rooney, P.C., Pittsburgh, PA, is the firm's general counsel. He has more than 35 years of legal experience from the perspective of not only a litigator, but also as an educator and published author of more than 25 articles and papers about contemporary legal developments. Prior to relocating to the firm's Pittsburgh office, John practiced law in Lexington, Kentucky. In his career, John has represented diverse clients in a broad array of matters. These range from representing coal industry clients before the U.S. Supreme Court to representing members of the Kentucky Supreme Court, judicial officials from other state courts, and the Kentucky Bar Association in matters related to the practice of law in Kentucky. His experience extends to litigating complex commercial disputes in federal and state courts and administrative adjudicatory matters, as well as alternative dispute resolution through all forms of mediation and arbitration. In 2005 and 2006, he was selected as a Pennsylvania Super Lawyer. As a law professor at the University of Kentucky Law School, John had (and maintains) broad contacts with the Kentucky Bar and the legal academic community. He is a frequent speaker on legal ethics and professional negligence issues. Mr. Leathers is admitted to practice in Kentucky and remains a member of the KBA. He is also a former Trustee of the Energy & Mineral Law Foundation. Mr. Leathers served as a Special Justice and as a member of the Advisory Committee for revision of appellate sections of the Kentucky Civil Rules, both for the Supreme Court of Kentucky.

John R. Leathers, Buchanan Ingersoll & Rooney, P.C., One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219-1410. Phone: 412.562.1880. Email: john.leathers@bipc.com

A. George Mason, Jr.

George Mason is the principal of A. George Mason, Jr., PSC, a law firm located in Lexington, KY, specializing in representing companies & individuals who want to develop oil, gas, coal, coalbed methane (CBM) and Marcellus Shale properties. Based on extensive experience negotiating and drafting oil, gas, coal and CBM legislation and regulations, he advises clients of the actual and potential impact on operations from energy, environmental and tax initiatives.

George was involved in negotiating and drafting the 1990 Virginia Gas & Oil Act and its CBM provisions, West Virginia's 1994 CBM legislation and regulations, and Section 1339 of the Energy Policy Act of 1992 (EPACT), entitled "Ownership of Coalbed Methane." He was active in the negotiations in Pennsylvania by coal, oil and gas operators that led to Pennsylvania removing itself from the list of "Affected States" in Section 1339. George was a member of the Kentucky CBM Legal Committee, which negotiated and drafted Kentucky's CBM statute (K.R.S. §349) and regulations (805 K.A.R. 9). George was one of the attorneys who represented the Plaintiffs in Kentucky's first CBM ownership case

in which the U.S. District Court ruled that the gas owners owned the CBM (*Michael F. Geiger, LLC, v. U.S.*, 456 F. Supp. 2d 885 (W.D. Ky. 2006).

Before entering law school, George served active duty tours with the U.S. Army Special Forces (Airborne) and the 101st Airborne Division (“Screaming Eagles”). He retired from the U.S. Army Reserve with the rank of Colonel.

George received his B.A. and J.D. from the University of Kentucky, where he was a member of the Law Journal. He is licensed to practice law in Kentucky, Tennessee, Virginia and West Virginia. He is admitted to practice before the U.S. District Courts of Kentucky, U.S. District Courts of Virginia, Southern District of West Virginia, U.S. Court of Appeals for the Fourth and Sixth Circuits, and the U.S. Supreme Court. Immediately prior to establishing A. George Mason, Jr., PSC, George was the Assistant General Counsel of Massey Energy Company. Before that, he was Vice President and General Counsel of Equitable Production Company (now named EQT Production Co.), a wholly owned subsidiary of EQT Corporation.

George is a Trustee and former member of the Executive Committee of the Energy & Mineral Law Foundation, and has spoken at numerous EMLF seminars and the Kentucky Mineral Law Conference. George has been an Adjunct Professor of Law at the Salmon P. Chase College of Law, Northern Kentucky University, where he taught Oil & Gas Law and Coal Law. George is a member of the American Association of Professional Landmen and the Appalachian Association of Professional Landmen.

George, his wife Donna, their son Griffin, and their dog Skylar reside in Lexington, Kentucky.

A. George Mason, Jr., Attorney at Law, 841 Corporate Drive, Suite 203, Lexington, KY 40503. Phone: 859.224.8277. Fax: 859.296.2998. Email: georgemason@insightbb.com.

Katerina E. Milenkovski

Kathy Milenkovski is an attorney with the Columbus, Ohio office of Steptoe & Johnson PLLC, where she focuses her attention on environmental matters, in particular, those relating to 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

R. Henry Moore

R. Henry ("Hank") Moore is a Member of Jackson Kelly PLLC and is the Manager of the Firm's Pittsburgh, Pennsylvania Office.

Mr. Moore is a member of the Firm's nationwide Occupational Safety and Health Practice Group. His practice is primarily concentrated in the areas of compliance counseling, litigation of civil and criminal enforcement matters, accident investigation and discrimination claims under both state and federal statutory provisions. His career in occupational safety and health law commenced in 1978, and he has counseled clients in a variety of industries including coal mining, metal and nonmetal mining, stone, sand and gravel operations. In addition, his practice extends to labor and employment issues, including representing employers in investigations by the U.S. Department of Labor and in litigation under the various federal whistleblower statutes.

Mr. Moore was a member of the lead defense team and successfully represented several corporate and individual clients in nationwide respirable coal mine dust litigations. He has represented clients subject to criminal investigation and prosecution under the Federal Mine Safety and Health Act including the falsification of training records and tampering with respirable coal mine dust samples. He has represented mine operators in cases involving mine explosions which resulted in multiple fatalities in proceedings up through appeals to the United States Court of Appeals. On a number of occasions, he has been involved at the mine site immediately after an explosion to counsel the operator through the initial phases of rescue and recovery. He has represented mine operators in other cases up through the United States Court of Appeals involving issues of coal mine ventilation, mine safety discrimination and liability for contractor violations. Mr. Moore serves as safety and health counsel to the Pennsylvania Coal Association

Mr. Moore is a 1976 graduate of the Dickinson School of Law and a 1972 graduate of Dartmouth College. He is admitted to practice before the Pennsylvania Supreme Court, the U.S. District Court for the Western District of Pennsylvania, and the U.S. Courts of Appeals for the Third, Fourth, Sixth, Seventh, Ninth and District of Columbia Circuits.

R. Henry Moore, Jackson Kelly PLLC, Three Gateway Center, Suite 1340, 401 Liberty Ave., Pittsburgh, PA 15222. Phone: 412.434.8055. Email: hmoore@jacksonkelly.com.

Suzan E. Moore

Suzan Moore is Vice President and Assistant General Counsel – Human Capital and Regulatory Affairs of Alpha Natural Resources. Alpha is publicly traded on the New York Stock Exchange and is headquartered in Abingdon, Virginia. It is the nation's third largest coal producer, the leading exporter of metallurgical coal and a major supplier of thermal coal. The company's subsidiaries operate 61 mines and 14 coal preparation facilities in Northern and Central Appalachia and the Powder River Basin, with approximately 6,200 employees and 2008 combined revenues of more than \$4 billion.

Prior to joining Alpha in 2003, Suzan served as Associate General Counsel with Pittston Coal Company for seven years and with Westmoreland Coal Company for six years. Before joining Westmoreland, she was associated with the law firm of Penn, Stuart, Eskridge and Jones for four years.

Suzan graduated in 1985 from the University of Virginia School of Law and in 1982 from the University of Tennessee *with highest honors*. She has received Martindale-Hubbell's AV Peer Review Rating and has been named to Who's Who in American Law.

Suzan E. Moore, Associate General Counsel, Alpha Natural Resources, Inc., P.O. Box 2345, Abingdon, VA 24212. Phone: 276.619.4421. Email: smoore@alphanr.com

C. David Morrison

David Morrison is a Member of Steptoe & Johnson PLLC, and practices in Clarksburg, West Virginia. Since 1981, he has focused his practice in the area of labor and employment. He has significant experience in giving day-to-day employment counseling to employers, has tried over thirty jury and non-jury cases and has argued over twenty appeals before the West Virginia Supreme Court and the United States Court of Appeals for the Fourth Circuit. David represents employers in age, race, sex (including sexual harassment and pregnancy), disability, religious, and national origin discrimination issues; wrongful discharge; FLSA Wrongful Discharge and FLSA Work; Labor-Management relations; and International law. David is a member of the Section on Employment Law of the ABA, a member of the Continuing Legal Education and the Employment Law Committees of the West Virginia State Bar, a member of the Advisory Group for the Civil Justice Reform Act (U.S. District Court for the Northern District of West Virginia), a member of the Supreme Court of the United States. David is President of the Energy & Mineral Law Foundation, serves on its Board of Trustees and Executive Committee, and Program Chairman for the 28th Annual Institute in Charleston, SC. He has served on the Harrison County Bar Association Board of Directors, was an Adjunct Lecturer on Trial Advocacy and an Adjunct Lecturer on pretrial strategies at the West Virginia University College of Law, and has served as the Coach of the West Virginia University College of Law National Moot Court Competition Team. David is also recognized in "The Best Lawyers in America" in the field of labor and employment law and in the 2005 Chambers USA 3rd Edition. He received his legal degree from the University of Kentucky and his undergraduate degree from Transylvania University.

C. David Morrison, Steptoe & Johnson PLLC, Chase Tower, Sixth Floor, 229 Main Street, Clarksburg, West Virginia 26301. Phone: 304.624.8113. Email: david.morrison@steptoe-johnson.com.

Mary Elisabeth Naumann

Mary Elisabeth Naumann is a Member in the Lexington, Kentucky, office of Jackson Kelly PLLC. Mary Beth's practice is focused on business and commercial law in both state and federal courts, with a primary concentration in bankruptcy law and creditor's rights, business law, and commercial transactions. She has represented various creditors in several large Chapter 11 reorganizations, as well as Chapter 7 and Chapter 13 proceedings. Mary Beth also has a background in the coal industry and represents various coal companies and related businesses in civil litigation matters, transactions, and bankruptcy proceedings. Due to her experience working in the federal appellate court system, Mary Beth also enjoys prosecuting and defending all types of appeals.

Prior to joining Jackson Kelly, she served as a judicial clerk to the Honorable H. Emory Widener, Jr. in the United States Court of Appeals for the Fourth Circuit. While clerking for Judge Widener in Abingdon and Richmond, Virginia, Mary Beth indulged her penchant for criminal and constitutional law.

Mary Beth graduated from Centre College in Danville, Kentucky, in 1995 with a B.A. in History and received her J.D. in 1999, magna cum laude and Order of the Coif, from Washington & Lee University School of Law in Lexington, Virginia. At W&L, Mary Beth served both as a staff writer and as an articles editor on the Law Review. In 1999, she also published an article on the community caretaker doctrine in the *American Journal of Criminal Law*.

Mary Beth is licensed in the state of Kentucky and is admitted to practice before the Fourth and Sixth Circuit Courts of Appeals and in the Eastern and Western Districts of Kentucky.

Mary Elisabeth Naumann, Jackson Kelly PLLC, 175 East Main Street, Lexington, KY 40507. Phone: 859.288.2819. Email: mnaumann@jacksonkelly.com.

James R. Nicas

Jim Nicas, Title Supervisor for Dominion Exploration & Production, Inc., is responsible for the review and approval of all drilling and recompletion titles throughout the Appalachian Basin. He established the standards and procedures for title reviews and personally trained all members of Dominion's title staff. Jim is responsible for the review and analysis of all documents affecting title, all associated exploration

agreements and miscellaneous agreements and all proposed curative. In addition, he drafted the original versions of Dominion's primary oil and gas lease form, farmout form and free gas forms and advises the Land Department on matters pertaining to the preparation and analysis of various exploration agreements. Jim joined CNG Producing Company in 1987 where he was responsible for all Land activities in the Gulf of Mexico for five years and then was responsible for all Land work in the Rockies, southwest U.S. and southeast U.S. before moving to the Appalachian Basin in 1995. He was in charge of all Land work in the Appalachian Basin prior to the merger with Dominion in 2000.

Prior to joining Dominion Jim served with ARCO where he covered west Texas and Oklahoma and Exxon where he served in the Offshore Alaska Division focusing on the North Slope and the Beaufort Sea.

Jim is a 1974 graduate of the University of Nebraska – Omaha and a 1979 graduate of the Creighton University School of Law. Jim is a member of the Nebraska Bar Association.

James R. Nicas, Title Supervisor Dominion Exploration & Production, Inc., One Dominion Drive, Jane Lew, WV 26378, Phone: 304.884.2162, Email: James.R.Nicas@dom.com.

Troy N. Nichols

Troy N. Nichols is an attorney with Wyatt, Tarrant & Combs, LLP in its Lexington, Kentucky office. He is a member of the firm's Natural Resources and Environmental service team. Mr. Nichols concentrates his practice in the areas of mineral, energy, environmental, and mine safety law, and commercial litigation. He also has experience in residential, commercial, and mineral real estate law, including acquisitions, financing, and title examinations. Prior to joining Wyatt, Tarrant & Combs, he served as a law clerk to the Honorable Elizabeth A. McClanahan, Court of Appeals of Virginia.

Mr. Nichols is admitted to practice law in Kentucky, Tennessee, Virginia, and the United States District Courts for the Eastern and Western Districts of Kentucky and Virginia. He graduated from the University of Virginia with a Bachelor of Arts degree. After completing his undergraduate degree, he graduated from the Appalachian School of Law in 2004 where he received a merit-based scholarship, earned Dean's List honors every semester, and served on the Law Review.

Mr. Nichols is a member of various professional organizations, including the Energy and Mineral Law Foundation, Kentucky Coal Association, Kentucky EXCEL program, Kentucky Oil and Gas Association, Lexington Coal Exchange, American Bar Association (Section of Environment, Energy and Resources Law), Kentucky Bar Association, and Fayette County Bar Association.

Troy N. Nichols, Wyatt, Tarrant & Combs, LLP, 250 West Main Street, Suite 1600, Lexington, KY 40507. Phone: 859.288.7421. Email: tnichols@wyattfirm.com.

M. Howard Petricoff

Mr. Petricoff is a partner in the Vorys Columbus office and a member of the energy and environmental group. He advises and represents clients on energy, utility and environmental matters, including litigation in federal and state court as well as state public service commissions, the Federal Energy Regulatory Commission and various permitting boards and commissions.

Mr. Petricoff is currently serving as a Commissioner on the Ohio Oil and Gas Commission. The Commission serves as the review board which hears complaints on drilling, pooling, and other permits issued by the State for oil and gas exploration and production. He served as Assistant Ohio Attorney General from 1977 to 1982 and is currently serving as a special counsel on energy/environmental cases. Mr. Petricoff is also teaching Energy Law courses as an Adjunct Professor at the Capital University Law School. He is a member and past chairman of the Natural Resources Committee of the Ohio State Bar Association, the Ohio Bar Foundation, and the Eastern Energy Law Foundation and currently serves on the Board of Trustees for the Leukemia and Lymphoma Society and the Energy Industries of Ohio.

Mr. Petricoff has presented seminars on topics involving electric deregulation, utility pricing, cogeneration, alternative energy and contracting for power and fossil fuels. Mr. Petricoff's publications include "Underground Gas Storage: Condemnation Problems Under the Natural Gas Act," *Eastern Mineral Law Institute*, 1988 (Vol. 9 Pg. 16-1); "The Effect of Price on the Ohio Gas Market," *Energy Review*, 1982 (Vol. 1 Pg. 12); and "Safe Drinking Water Act & Disposal of Wastes in Gas & Oil Wells," *Eastern Mineral Law Institute*, 1982 (Vol. 3 Pg. 20-1).

Mr. Petricoff received his M.P.A. from Harvard University, his J.D. from the University of Cincinnati College of Law and his B.S. from American University.

M. Howard Petricoff, Vorys, Sater, Seymour & Pease LLP, 52 East Gay Street, Columbus, OH 43215. Phone: 614.464.5414. Email: mhpetricoff@vorys.com.

Jeffrey K. Phillips

Jeff Phillips is a Member of Steptoe & Johnson PLLC. He has concentrated his practice in complex litigation for more than fifteen years focusing in the defense of energy companies on issues such as deliberate intent, personal injury, and MSHA regulations. He has tried 45 cases to verdict in both federal and state courts and has been involved in appellate proceedings. He is the Managing Member of the firm's Lexington, Kentucky office.

Jeff received his B.S. degree from Point Park College and J.D. from the University of Pittsburgh. He is admitted to the bars of Kentucky, Pennsylvania, and West Virginia. He has been with Steptoe & Johnson since 1991 and holds memberships with the Energy & Mineral Law Foundation, the West Virginia Coal Association, and the Kentucky Coal Association. Jeff has been named in *The Best Lawyers in America*®, *Super Lawyers*®, and *Chambers USA America's Leading Lawyers for Business*.

Jeffrey K. Phillips, Steptoe & Johnson PLLC, 1010 Monarch St., Suite 250, Lexington, KY 40513. Phone: 859.219.8210. Email: jeff.phillips@steptoe-johnson.com

Ross H. Pifer

Ross H. Pifer is Director of the Agricultural Law Resource and Reference Center at The Dickinson School of Law of the Pennsylvania State University. The Agricultural Law Center is a collaboration between Penn State Law, the Penn State College of Agricultural Sciences, and the Pennsylvania Department of Agriculture. The legal issues surrounding the development of the Marcellus Shale formation are having a tremendous impact on the agricultural community in Pennsylvania. As such, Prof. Pifer has conducted legal research, writing, and given presentations on a range of legal topics to and for landowner and governmental audiences.

Professor Pifer received his B.S. in agricultural business management from Penn State University, his J.D. from The Dickinson School of Law, and his LL.M. in agricultural law from the University of Arkansas School of Law. Prior to accepting his position with the Agricultural Law Center, he was an attorney-advisor for the U.S. Department of Agriculture's Office of General Counsel. He also has professional work experience as an associate attorney with a private law firm in Gettysburg, Pennsylvania, and as a territory manager for the Nutrena Feeds Division of Cargill, Inc. Additionally, he served on active duty with the U.S. Army Judge Advocate General's Corps in support of the NATO Regional Headquarters, Allied Forces Central Europe (AFCENT) where he provided advice and representation to military personnel and commands in the Netherlands, Belgium, Luxembourg, Great Britain, and Germany.

Ross H. Pifer, Agricultural Law Resource & Reference Center, Penn State Dickinson School of Law, 207C Lewis Katz Building, University Park, PA 16802. Phone: 814.865.3723. Email: rhp102@dsl.psu.edu.

Christopher Plybon

Christopher Plybon is a partner in the Huntington office of Huddleston Bolen LLP. Mr. Plybon's practice is concentrated in the areas of real estate, commercial transactions, banking and bankruptcy.

Mr. Plybon graduated, with honors, in the top five percent of his class at The Ohio State University College of Law where he was an associate justice on The Ohio State University Court. He received his undergraduate degree from Vanderbilt University, where he graduated magna cum laude with a dual major in mathematics and psychology.

Mr. Plybon aided in the creation of a new, revised system for the sale of delinquent tax property in West Virginia. He has written and lectured on various topics in the areas of real estate, collection, corporate and bankruptcy law. Mr. Plybon has served as an adjunct faculty member at Marshall University's Community College.

Mr. Plybon has recently represented public and private entities in economic development projects throughout the tri-state area. He has also worked extensively to help clients establish efficient, affordable programs for addressing bankruptcy and collection problems.

Mr. Plybon is recognized as by West Virginia Super Lawyers and in the publication "Chambers USA" for his work in corporate and commercial law. He is licensed to practice in West Virginia and Ohio.

Christopher J. Plybon, Huddleston Bolen LLP, 611 Third Avenue, P.O. Box 2185 (Zip 25722-2185), Huntington, WV 25701. Phone: 304.691.8324. Fax: 304.522.4312. Email: cplybon@huddlestonbolen.com.

Erin E. Rich

Ms. Rich is an attorney with Huddleston Bolen LLP, where she has a varied litigation practice, but concentrates primarily on personal injury litigation, medical malpractice defense, commercial litigation, natural resource litigation, and insurance bad faith defense. Ms. Rich has been with the firm since 2002 and spent a summer in the firm's clerk program prior to coming on as an associate.

Ms. Rich is a native of Huntington, West Virginia, where she currently resides with her husband David and their son Judson. Ms. Rich graduated summa cum laude from Marshall University with a bachelor's degree in Broadcast Journalism in May of 1999. Ms. Rich then attended the University of Toledo College of Law on a full academic scholarship where she graduated cum laude in May of 2002.

While in law school, Ms. Rich served as the Note & Comment Editor for the *University of Toledo Law Review*, and served as a teaching assistant for property courses. Ms. Rich currently serves on the Board of Directors for the non-profit organization Dress for Success River Cities. Additionally, she serves as a community volunteer for the Huntington Museum of Art.

Ms. Rich is admitted to practice in West Virginia, Kentucky and Ohio. She is also admitted to the U.S. District Courts of the Southern and Northern Districts of West Virginia and to the U.S. Court of Appeals for the Fourth Circuit.

Erin E. Rich, Huddleston Bolen LLP, 611 Third Avenue, P.O. Box 2185 (Zip 25722-2185), Huntington, WV 25701. Phone: 304.691.8416. Fax: 304.522.4312. Email: erich@huddlestonbolen.com.

David G. Ries

Mr. Ries is a partner in the Pittsburgh firm of Thorp Reed & Armstrong, LLP. He focuses his practice in the areas of environmental, commercial and technology litigation. He chairs the firm's Technology Committee and has used computers in his practice since the early 1980s. Mr. Ries has more than 30 years of experience in these areas of litigation and has frequently lectured and written in this specialized area. He has recently addressed in his practice and teaching such current issues as admissibility of expert opinions, discovery of electronic evidence, environmental forensics, courtroom technology, information security and records management requirements.

Professionally he is active with many organizations, including: The Energy & Mineral Law Foundation

(President); International Society of Environmental Forensics; National Ground Water Association; ASTM Committee E50 and Subcommittee E50.05 (developing standards for environmental forensics investigations); Air and Waste Management Association; International Technology Law Association; Information Systems Security Association; and Disciplinary Board of the Supreme Court of Pennsylvania (Hearing Committee Chair and Member 1997-2003).

Mr. Ries attended Boston College, graduating *Magna Cum Laude* in 1971 and later obtained his J.D. from Boston College as well. While there he was a member of the *Boston College Industrial and Commercial Law Review*.

Mr. Ries is admitted to practice in the Commonwealth of Pennsylvania, the U.S. District Court for the Western District of Pennsylvania, the U.S. Court of Appeals for the Third Circuit, the U.S. District Court for the Western District of Michigan, the U.S. Court of Appeals for the Sixth Circuit, and the U.S. District Court for the Eastern District of Michigan. He is a member of the Pennsylvania Bar Association (Environmental, Mineral and Natural Resources Law and Civil Litigation Sections); the Allegheny County Bar Association (Chair, Technology Utilization Committee, past Chair, Environmental Law Section; Member, Civil Litigation and Federal Court Sections); American Bar Association (TECHSHOW Board; Section of Environment, Energy and Resources, Litigation Section, Law Practice Management Section, Science and Technology Law Section, and Information Security Committee).

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.

Russell L. Schetroma

Russell L. Schetroma is a shareholder and director in Culbertson, Weiss, Schetroma and Schug, P.C., a regional Pennsylvania law firm with offices and facilities in Meadville, Erie, Titusville and Pittsburgh. Mr. Schetroma chairs the firm's Business, Real Estate and General Practice Group and focuses his attention upon small business formation, operation and transfer; municipal law, real estate, oil and gas law and international trade.

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. McClagherty 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, Culbertson Weiss Schetroma & Schug, 201 Chestnut Street, Suite 200, Meadville, PA 26334. Phone: 814.336.6400. Email: russ@cwss.com.

David L. Seamon

Davin Seamon joined Steptoe & Johnson PLLC in 2000 as an associate in the firm's Clarksburg office. Mr. Seamon concentrates his practice primarily in real estate transactions, mineral law, commercial transactions, business formation and governance, and intellectual property. Mr. Seamon works in many aspects of real estate law, including title insurance, mineral ownership and development, commercial real estate closings, complex multi-tract transactions, and commercial leasing. His experience runs the gamut from assisting single families in purchasing their first home to helping large developers acquire thousands of acres comprised of hundreds of individual parcels; from helping local businesses sell their assets to assisting large publishing clients in acquiring additional mastheads and other assets.

Mr. Seamon is, or has been, a member of the American Bar Association, the American Bar Association's Sections on Intellectual Property, Entertainment & Sports, Business and Commercial Transactions, and Technology, the Maryland State Bar, the Young Lawyers Section of the Maryland State Bar, the West Virginia State Bar, the Young Lawyers Section of the West Virginia State Bar, the Harrison County Bar Association, and the National Italian American Foundation Youth Advisory Board. Mr. Seamon has taught professionally for Stewart Title Guaranty Company, Lorman Seminars, and Professional Education Services International, and has presented at numerous Energy & Mineral Law Foundation events. Mr. Seamon received his law degree from The George Washington University Law School in Washington, DC. During his law school tenure, Mr. Seamon sharpened his knowledge of intellectual property law through internships at Washington Area Lawyers for the Arts and the Recording Industry Association of America. Mr. Seamon represented G.W. Law School in the 1999 Nathan Burkham Memorial Legal Writing Competition sponsored by the American Society of Composers, Authors, and Publishers with a paper on emerging music licensing legislation. Mr. Seamon also served as the Vice-President of the G.W. Entertainment & Sports Law Association and was honored with a Washington Area Lawyers for the Arts Rising Star Award in 1998.

Mr. Seamon is a professional pianist and keyboardist. He has played on numerous studio recordings and is currently performing live with A Rare Blend, a jazz quartet based in Harrison County, West Virginia.

Davin L. Seamon, Steptoe & Johnson PLLC, Chase Tower, Sixth Floor, 229 Main Street, Clarksburg, WV 26301. Phone: 304.624.8112. Email: davin.seamon@steptoe-johnson.com.

Michael D. Short

Michael D. Short is a consultant with Hildebrandt, a company with expertise in every aspect of professional services firm management. Mr. Short counsels law firms and other types of professional service firms around the world on financial, management, and strategic issues. He is a regular presenter and writer on these topics and has a monthly column in the Canadian law firm magazine *Lexpert*. Over the course of his career he has worked with well over 500 law firms.

He started his career as a law firm consultant in 1988 as a member of the law firm consulting group at a major accounting firm. He joined Hildebrandt International in 1999 and is based in the firm's Washington, D.C. office.

Mr. Short earned a B.S. from the University of Maryland.

Michael D. Short, Hildebrandt, 1100 13th Street, N.W., Suite 200, Washington, DC 20005. Phone: 202.471.4004. Email: mdshort@hildebrandt.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 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 Blvd., East (25301), P.O. Box 273, Charleston, WV 25321-0273. Phone: 304.340.3856. Email: aturner@spilmanlaw.com.

Thomas S. West

Thomas S. West is recognized for his distinguished accomplishments in the oil and gas and environmental fields by the Best Lawyers in America®, Super Lawyers, and Strathmore's Who's Who. Super Lawyers recently ran a feature article on Tom West (http://www.westfirmlaw.com/pdf/West_NUSL09_e-print.pdf). Since founding The West Firm in 2006, Tom and his firm have established a reputation as the premier firm representing the oil and gas industry in New York State. Tom is a graduate of Albany Law School and St. Lawrence University.

Tom West regularly represents clients on a broad range of environmental matters involving permitting, compliance, civil and administrative enforcement, and criminal defense. His permitting experience includes facilities involved with manufacturing, hazardous waste treatment, storage, and disposal, lightweight aggregate production, wind power generation, traditional power generation, cement production, mining operations, oil and gas exploration and development, gas pipeline siting, solid waste disposal, water supply and low-level radioactive waste storage. Tom also represents pesticide manufacturers, distributors, and applicators on a variety of regulatory and legislative issues. This practice requires him to appear before a variety of state, federal and municipal agencies involved with the permitting and licensing of facilities and projects. He has extensive experience with the New York State Environmental Quality Review Act and other state and federal environmental programs that apply to project permitting and siting. Often, he is involved with regulatory issues that require a multidisciplinary approach.

Thomas S. West, The West Firm, PLLC, 677 Broadway, 8th Floor, Albany, NY 12207. Phone: 518.641.0501. Email: twest@westfirmlaw.com. Website: www.westfirmlaw.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 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 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. In 2006, John worked with the Kentucky Coal Association's Health & Safety Committee reviewing and making recommendations regarding proposed changes to Kentucky's mine safety laws.

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@rwkttlaw.com.

Barry K. Worthington

Barry K. Worthington serves as the Executive Director of the United States Energy Association (USEA) where he directs the Association's domestic and international activities. He has served in this capacity since September 1988. Previously, he served as a Vice President of the Thomas Alva Edison Foundation and prior to that served in several capacities with Houston Lighting & Power Company, now known as Center Point. Mr. Worthington has written extensively on energy and environmental matters, and addresses many conferences on national and international energy issues.

Mr. Worthington is a member of the Boards of the National Energy Foundation Board, the U.S.-China Energy Environment Center, and the Energy & Mineral Law Foundation. He is a member of the Advisory boards of the Electric Power Research Institute and the National Council of Minorities in Energy. Previous board or committee memberships include the following: World Environment Center, the Columbia University Global Roundtable on Climate Change, the U.S. Export-Import Bank Sub-Saharan Advisory Committee and the National Academy Committee Regarding USAID Science & Technology Capability.

Mr. Worthington earned his M.S. degree from the University of Houston in Studies of the Future Program and his B.S. degree from Pennsylvania State University in Man & Environmental Relations.

Barry K. Worthington, United States Energy Association, 1300 Pennsylvania Ave., NW, Suite 550, Mailbox 142, Washington, DC 20004. Phone: 202.312.1230. Email: bworthington@usea.org.