

**28th Annual Energy & Mineral Law Institute
May 13-15, 2007**

About the speakers . . .

Maribeth Anderson

Maribeth Anderson has been a senior consultant for Charles Ryan Associates since October of 2006. She came from WSAZ, one of the most dominant NBC affiliates in the country, where she worked for fourteen years. She was a newscast producer, news operations manager, assistant news director, and was named news director in 2003. During that time, the station's 6PM newscast was the highest rated newscast in America's top 100 markets. Maribeth holds degrees in Economics and Journalism from Marshall University. As a Yeager Scholar, Maribeth studied at Oxford University in England and the University of Valencia in Spain.

Jeffrey J. Bresch

Jeff Bresch, Reed Smith LLP, Pittsburgh, PA, has considerable trial and litigation experience and has served as lead trial counsel in numerous jury and non-jury trials. He has handled a wide array of matters involving diverse areas of civil litigation including trade secret law, technology, medical device, pharmaceutical, employment law, product liability, corporate/shareholder disputes, tobacco, personal injury, securities, class action, defamation, civil rights, insurance, aviation, oil and gas, coal, environmental and general commercial litigation. His background also covers commercial arbitrations, as well as appellate work, including arguments before state and federal appellate courts. He is a member of the firm's Record Management and E-Discovery team, and a member of the firm's Complex Litigation E-Discovery group. Jeff serves as national coordination discovery counsel for multidistrict litigation and state court litigation related to mass tort/product liability matters. Jeff has represented numerous employers and employees in litigating and defending covenants not-to-compete and restrictive covenants, and confidentiality agreements in trade secret matters in various state and federal courts. He has also been involved in successful actions to enjoin clients' former employees who had misappropriated manufacturing, technological or corporate trade secrets, from working and/or competing in the applicable industry. In addition, Jeff serves as counsel to several publicly-traded companies and assists in effectively managing their litigation and non-litigation matters, including numerous corporate transactions and employment matters. As a result, he is routinely involved in high-level strategic discussions with executive management on both corporate and litigation issues. His trial experience has taken him into courts across Pennsylvania as well as Florida, New Jersey, Maryland, California, Indiana, Illinois, Missouri, Minnesota, West Virginia, Virginia, Wisconsin, Washington, Delaware, Ohio, Texas, and the District of Columbia.

Christopher Brumley

Christopher Brumley, Flaherty, Sensabaugh & Bonasso, PLLC, Charleston, WV, specializes in the defense of deliberate intent cases, representing employers in the coal, oil and gas, timber, construction, mining and drilling industries. He also counsels these clients in issues related to leases, contract agreements and other matters related to coal/natural resources litigation. Mr. Brumley has successfully represented coal operators, contractors and other employers in defending alleged citations before the federal offices of Mine Safety and Health Administration (MSHA) and the Occupational Safety and Health Administration (OSHA), as well as the West Virginia Office of Miner's Health, Safety and Training (WVMHST). He regularly counsels clients on regulatory practices, preventative measures and proper investigation and documentation of workplace accidents. With an M.B.A. (West Virginia University –1991) and a degree in Petroleum Engineering (Marietta College –1989), Mr. Brumley is uniquely positioned to offer advice and guidance to clients in both business and natural resource matters. He serves as a leader of the firm's Coal, Oil and Gas practice group, and is a member of Friends of Coal, the Energy & Mineral Law Foundation, the West Virginia Defense Trial Counsel and the Defense Research Institute. Mr. Brumley's practice also includes the representation of engineers, architects, accountants and financial brokers in professional liability cases, product manufacturers and maintenance companies in product liability matters and the representation of companies in maritime law issues. He is admitted to practice in West Virginia, before the U.S. District Courts in the Southern and Northern Districts of West Virginia, and before the U.S. Supreme Court.

Sarena D. Burch

Sarena D. Burch is Senior Vice President for Fuel Procurement and Asset Management at SCANA Energy in Columbia, South Carolina. She is a graduate of Converse College and the University of South Carolina School of Law. She is responsible for SCANA's overall procurement, including fuel supply and capacity strategy and ensures that SCANA is responsive to the regulatory requirements in each of the states in which it operates. She was formerly Deputy General Counsel and Assistant Secretary for SCANA and all subsidiaries. Sarena's community contributions include serving on the board of directors of the Killingsworth Home and the Healthy Learners Program. She is a member of the Energy Bar Association, the South Carolina Women's Lawyers Association, the Southern Gas Association, the Institute for Supply Management and the American Coal Council. She is a member of Northside Baptist Church. She is the sponsor of the SCANA Women's Leadership Group.

Stanton D. Ernest

Stanton D. Ernest is a senior partner with the law firm of RhineErnest LLP. His practice is focused in the areas of mineral law, energy related litigation and business succession planning. He holds a Bachelor of Science in accountancy from the University of Illinois, Urbana/Champaign and a J. D., *Cum Laude* from Hamline University School of Law in St. Paul, Minnesota. He is licensed to

practice law in Illinois, Indiana and Kentucky. First admitted in 1977, he has represented coal and oil companies in the Illinois Basin continuously throughout his career. Mr. Ernest's roots are in the energy business, his family having been in the oil and gas exploration and production business for three generations. He has served on the Illinois Bar Association's Mineral Law Section Council for the past ten years. Mr. Ernest is active in the United States Navy Reserve, Judge Advocate General's Corps, holding the rank of Captain. He currently serves in support of the Office of Judge Advocate General, National Security and Intelligence Law at the Washington Navy Yard. For the two years prior to his current assignment, he served as Commanding Officer, Legal Service Office Southeast, Charleston, South Carolina, and prior to that as Commanding Officer, Trial Service Office East in Norfolk, Virginia.

Professor John Freeman

Professor Freeman holds the John Campbell Chair in Business and Professional Ethics at the University of South Carolina College of Law in Columbia, South Carolina. He joined the USC law faculty in 1973 after receiving under-graduate and law degrees at the University of Notre Dame and an LL.M. in 1976 from the University of Pennsylvania Law School where he studied as a Graduate Fellow in the Center for Study of Financial Institutions. Four times, the students at USC Law School have voted him the Outstanding Faculty Member award. He has received various service awards, and serves as one of the four public members on South Carolina's Judicial Merit Selection Commission. Professor Freeman started law practice in 1970 with the Jones Day law firm, and subsequently worked for the Securities and Exchange Commission where he served as special counsel analyzing mutual fund issues. He has taught corporate and securities law, and legal ethics for over 30 years, and has testified as an expert witness or served as trial counsel in various legal mal-practice lawsuits, ethics proceedings, and investment-related cases. Professor Freeman has written and lectured extensively on ethics, malpractice and business-related matters, and writes a regular column on professionalism topics for the *South Carolina Lawyer*. Most recently, Professor Freeman has been addressing as a writer and commentator certain problems with the way mutual fund sponsors conduct their business.

Thomas V. Flaherty

Tom Flaherty is a member of the Charleston, West Virginia firm of Flaherty Sen-sabaugh & Bonasso, PLLC. He was admitted to practice in 1974 in West Virginia and has earned the right to practice before the United States Supreme Court, the United States Courts of Appeals for both the Fourth and Sixth Circuits, the United States District Courts for both the Northern and Southern Districts of West Virginia, the West Virginia Supreme Court of Appeals and the United States Claims Court. Mr. Flaherty's practice expertise lies in the areas of Personal Injury Litigation, Commercial and Insurance Litigation, Products Liability, Governmental Liability, and Medical Negligence. Active in the legal profession Mr. Flaherty served two terms on the West Virginia State Bar Board of Governors, including a term as Chair of the Board. He also served as President of the West

Virginia State Bar. Mr. Flaherty served the West Virginia University College of Law as a member of the Visiting Committee and as a governing council member of the West Virginia Law Institute. Mr. Flaherty was a charter member, officer and a six-year member of the Board of Governors of Defense Trial Counsel of West Virginia and served as a member of the Board of Directors for the Legal Aid Society of Charleston. He serves as Vice President for both the West Virginia Bar Association and the Kanawha Bar Association and is still an active member of both as well as the American Bar Association and the Energy & Mineral Law Foundation.

David M. Flannery

Mr. Flannery is a Member of Jackson Kelly PLLC and heads the Firm's environmental practice group. He is the Chairman of the Board of Directors of the firm's ancillary business subsidiary, Jackson Kelly Solutions LLC. His practice is focused upon the representation of companies and trade organizations in a variety of matters including energy and environmental regulatory issues, facility siting, and the litigation of environmental enforcement and environmental tort cases at both the state and federal level. His practice has involved extensive participation in appeals of regulatory decisions of the United States Environmental Protection Agency. Mr. Flannery serves on a number of state and national industry trade associations and environmental committees. He is the Chairman and Member of the Executive Committee of the Board of Directors of the West Virginia Chamber of Commerce. He was the Chair of the Environmental Committee of the West Virginia Chamber of Commerce from 1982 to 2004. Mr. Flannery is also a member of the Section on Natural Resources and Environmental Law of the American Bar Association. He is also a member of the Air and Waste Management Association and served as the Chairman of its West Virginia Chapter from 2003 to 2005. By virtue of an appointment by the Governor of West Virginia, he serves as a Commissioner to the Ohio River Valley Water Sanitation Commission (ORSANCO). He also serves as a member of the Board of Directors of the West Virginia Youth in Government program. Mr. Flannery has authored several published materials including, "The Water resources Protection Act and its Impact on West Virginia Water Law," 107 *W. Va Law Review* 749 (2005), "Ozone Transport: Will the Midwest and Southeast Utilities Have to Pay to Clean Up Air in the Northeast?" 18 *Eastern Mineral Law Institute* (1997); "Water Quality Standards: Their Development and Application to Natural Resource Activities," 17 *Eastern Mineral Law Institute* (1996). He is a frequent writer and speaker on environmental topics, particularly with respect to issues related to the interstate transportation of air pollutants. Mr. Flannery served as one of the principal industry negotiators of the Water Resources Preservation Act. Mr. Flannery has been admitted to practice in Kentucky and West Virginia, the Supreme Court of the United States of America, the D.C. Circuit and the Third, Fourth, Fifth and Sixth Circuit Courts of Appeal. In addition to his law degree, Mr. Flannery holds a B.S. in Electrical Engineering. Since 1991, he has been listed in Best Lawyers in America.

Robert S. Fleishman

Robert Fleishman, Of Counsel at Covington & Burling LLP, Washington DC, represents and advises investor-owned utilities, financial institutions, private equity firms, natural gas pipelines, local distribution companies, oil and gas producers, customers, and energy companies on regulatory, enforcement, compliance, commercial, legislative, and public policy matters and activities. He has proven leadership and accomplishments on significant legislation, transactions, litigation, and settlements in the energy industry. In addition, Mr. Fleishman is a mediator, a member of the American Arbitration Association's National Roster of Neutrals (Commercial Arbitration), a member of the CPR Institute's Energy, Oil, and Gas Panel of Distinguished Neutrals and Energy ADR Forum Co-Chair and Project Director. Mr. Fleishman is listed in Best Lawyers in America for Energy Law (2007) and received the Center for the Advancement of Energy Markets Service Award (2005). He has served as Editor-in-Chief of *The Energy Law Journal*, the preeminent journal in the field of energy law, with nearly 2,600 sub-scribers in the United States and 14 foreign countries. In addition he was the 1999-2000 President of the Energy Bar Association, a national organization of over 2,500 lawyers and energy professionals.

Blair M. Gardner

Blair Gardner, Jackson Kelly PLLC, is a member of the firm's environmental law group in Charleston, West Virginia. Mr. Gardner's practice focuses on environmental litigation and client counseling in the development of coal, coal bed methane and other natural resources, and responding to administrative agency actions involving water and air pollution, and solid and hazardous waste. He also has practiced before the Public Service Commission in transportation matters. Together with other members of the Firm he has represented the coal industry in *Ohio Valley Environmental Coalition v. Bulen*, 429 F. 3d 493 (4th Cir. 2005); *Kentuckians for the Commonwealth v. Riverburgh*, 317 F.3d 425 (4th Cir. 2003); *West Virginia Coal Association v. Bragg*, 248 F.2d 275 (4th Cir. 2001), three major cases interpreting the Clean Water Act and the Surface Mining Control and Reclamation Act. He has been part of the litigation team in two cases that have established the ownership of coal bed methane, *EDC v. Moss*, 591 S.E.2d 135 (W.Va. 2003) and *U.S. Steel v. Hoge*, 468 A.2d 1380 (Pa. 1980). Prior to joining the firm in 2001 Mr. Gardner served as vice president of external affairs and assistant general counsel for Arch Coal, Inc. where he counseled the company's operations on environmental matters for 15 years. He has also directed the company's legislative strategy in the 1992 congressional enactment of Coal Industry Retiree Health Benefits (Rockefeller) Act. Other significant cases in which he has participated as counsel include *Arch Mineral Corporation v. Babbitt*, 104 F.3d 660 (4th Cir. 1997); *Arch Mineral Corporation v. Lujan*, 911 F.2d 408 (10th Cir. 1990); and *Environmental Defense Fund v. EPA*, 636 F.2d 1264 (D.C. Cir. 1980). Mr. Gardner is a 1974 graduate of Brown University and a 1977 graduate of the University of Virginia Law School. He is on the Board of Directors of the Energy & Mineral Law Foundation and has previously served as the director of national and state trade associations of the

coal industry. Mr. Gardner has been admitted to the United States Courts of Appeal for the Third, Fourth, and District of Columbia Circuits and the United States District Courts for the Western District of Pennsylvania and the Southern District of West Virginia. He is licensed to practice in Pennsylvania and West Virginia.

Joe W. Gollehon

Mr. Gollehon is President of Public Relations at Charles Ryan Associates in Charleston, West Virginia. He has more than 31 years experience in public relations, media relations, government affairs and crisis communications management. His responsibilities include business development for all offices of the Charles Ryan agency, both in public and government relations. His extensive experience includes public relations/public affairs/labor relations strategic consultation in the chemical, nuclear, oil and gas, health care, financial and manufacturing industries, as well as in association issues. He has represented clients as a registered lobbyist in Ohio, New York, North Carolina and West Virginia and is an accredited member of the Public Relations Society of America and a member of the prestigious Counselor's Academy. He is a member of the Board of Directors of the West Virginia Manufacturers Association, Advantage Valley and the East Central District of the Public Relations Society of America.

Frank B. Harrington

Frank B. Harrington is the Deputy General Counsel of Foundation Coal Corporation. Frank has primary responsibility for legal issues associated with coal supply agreements entered into by the coal-producing affiliates of Foundation Coal Holdings, Inc., an NYSE publicly-traded corporation that is one of the largest coal producers in the United States. Through its operating subsidiaries, Foundation Coal has operations in several of North America's major coal basins, including the Emerald and Cumberland mines in Northern Appalachia, the Belle Ayr and Eagle Butte mines in the Powder River Basin, and several operations in Central Appalachia. As in-house counsel to Foundation Coal, Frank handles a wide range of legal responsibilities for the company and its affiliates, including litigation and regulatory matters, land transactions, legal issues associated with former operations and "legacy" liabilities, as well as procurement and construction contracts. He is a member of Foundation Coal's Risk Management Committee and has responsibility for the legal and contractual aspects of the trading activities of Foundation Energy Sales, Inc. and hedging transactions of Foundation Coal affiliates. Frank began his legal career as a law clerk to the Honorable Sue L. Robinson, who is now Chief Judge of the United States District Court for the District of Delaware. Following his clerkship, Frank spent 10 years in private practice working for Buchanan Ingersoll. His practice at Buchanan focused on complex commercial litigation, including the representation of coal producers and other commodity suppliers. In 2004 Frank made the transition to an in-house position and became Assistant General Counsel to Foundation Coal Corporation. Frank graduated from the University of Rochester in 1989. He attended law school at Syracuse University and received his Juris

Doctor degree in 1992. He is a member of the bar in Pennsylvania and New Jersey.

M. Shane Harvey

M. Shane Harvey is Vice President and Assistant General Counsel for Massey Energy. With operations in West Virginia, Kentucky and Virginia, Massey Energy is the fourth largest coal company in the United States based on produced coal revenue. Harvey joined Massey in April 2000. He works closely with Massey's group operations and holds primary responsibility for legal matters involving environmental compliance, health and safety compliance, personal injury litigation and public affairs. Harvey graduated *summa cum laude* at Virginia Polytechnic Institute and State University (Virginia Tech) in 1991, when he was recognized as the University's "Finance Student of the Year." After receiving his B.S. in Finance, Harvey received his law degree in 1994 from the West Virginia University School of Law, where he was an editor of the *National Coal Issue* of the law review. Before entering law school, Harvey worked as an analyst for Goldman Sachs International in London, England. Harvey has been representing clients in the coal industry, including Massey Energy, since 1994.

Thomas F. Hoffman

Tom Hoffman is Senior Vice President of External Affairs for CONSOL Energy Inc., Charleston, WV, where he is responsible for investor, public, and community relations. Hoffman is the company's chief communications officer to all external audiences and assists other department heads with internal communication. Hoffman also shares responsibility for developing and communicating CONSOL's strategic objectives in government and business policy. Hoffman is a native of Steelton, Pa. He holds a bachelor of science degree in geology from Dickinson College (Carlisle, PA) and a master of science degree in geology from the University of Wisconsin, where he was awarded the Stanley Tyler Award for outstanding teaching. He attended the Darden School of Business Executive Program at the University of Virginia in 1984. Hoffman joined CONSOL in 1974 as a manager of public relations for its Western Region. In 1977, he was promoted to coordinator – government affairs and transferred to Pittsburgh. In September 1982, Hoffman was promoted to director – federal government affairs and transferred to Washington, DC. In early 1987, he was named director – federal government affairs for DuPont, CONSOL Energy's former parent company. Later that year, in May, he was promoted to vice president – public relations for CONSOL Energy and returned to Pittsburgh. In 1988, he assumed the additional duties of chief public affairs officer for DuPont's Remington Arms Company. In 1999, he was named vice president – investor and public relations. Prior to joining CONSOL Energy, Hoffman was assistant professor of earth science at Minot State College (Minot, North Dakota). He is a chairman of the Public Relations Committee for the Pennsylvania Coal Association and a member West Virginia Coal Association Public Relations Committee as well as the National Mining Association Communications Committee. He is a member of the Board of Trustees of the Pittsburgh Symphony Orchestra. He is a member of

the President's Leadership Council at Fairmont State University in Fairmont, West Virginia. He also serves on the Board of the Regional Environmental Education Center in southwestern Pennsylvania. Hoffman is a past chairman of the North Dakota Lignite Council, a past board member of the Lignite Council and the Montana Coal Council, and a past chairman of the Government Relations Committee of the National Coal Association. He is past president of the Pittsburgh Chapter of the National Investor Relations Institute. In addition, he served for nine years as a trustee of Waynesburg College. He served on the board of directors of the Upper St. Clair Chamber of Commerce. He also served as a member of the Recycling Task Force for Upper St. Clair Township. He is a past member of the Board of Greene County School-to-Work and a former member of the Green County Industrial Development, Inc. Hoffman is a member of the American Association for the Advancement of Science, the Public Relations Society of America, and the National Investor Relations Institute.

Ann R. Klee

Ann Klee is a partner in Crowell & Moring's Environment & Natural Resources Group, where she provides counseling, litigation and legislative representation to a wide range of companies, trade associations, and state and local governments. Ann is the former General Counsel of the U.S. Environmental Protection Agency (EPA), a position she held for two years following her appointment by President George W. Bush in May 2004 and confirmation by the U.S. Senate. She is also the former Chief Counsel of the U.S. Senate Committee on the Environment and Public Works and served as the Counselor to the Secretary of the Department of the Interior (DOI). As General Counsel of the EPA, Ann led nearly 350 lawyers and support staff in the D.C. headquarters and 10 regional offices across the country in providing legal advice to the administrator and the EPA's program offices. Her work included serving as the agency lead on numerous Supreme Court and federal court briefs, including two landmark decisions concerning wetland protection under the Clean Water Act as well as developing immediate guidance on novel legal issues to facilitate post-Hurricane Katrina and Rita clean-up. Her work also included supervising the legal implementation of the Clean Air Mercury Rule and the Clean Air Interstate Rule; developing agency legal opinions regarding water transfers and application of pesticides to U.S. waters; and review of legal issues relating to permitting of energy development projects, including oil and gas leases, liquid natural gas facilities, and power plant licensing. From 2001-2004, Ann served as Counselor to the Secretary of DOI under Secretary Gale Norton. She was responsible for advising the Secretary and developing policy options on major issues pending before the Department on matters such as the Endangered Species Act, Indian water rights settlements, oil leasing, mining, and the Everglades. While serving as Chief Counsel to the Senate Environment and Public Works Committee, Ann was responsible, among other things, for developing legislative strategies for the Chairman on the Clean Water Act, hazardous waste issues, NEPA, the Endangered Species Act, general oversight and enforcement issues. She previously served as Counsel to Senator Dirk Kempthorne's Subcommittee on Drinking Water, Fisheries and

Wildlife. She joined Senator Kempthorne's staff in 1995 and, as his environmental counsel, worked on his legislation to reauthorize the Safe Drinking Water Act. In the 105th Congress, she was one of the principal staff responsible for drafting and negotiating the Endangered Species Recovery Act of 1997. Prior to her work in government, Ann was a partner and chair of the Environmental Group in the D.C. office of a major law firm. Having begun her career with Crowell & Moring, Ann rejoined the firm in 2006. Her practice covers all aspects of environmental law and policy, including legislation, regulatory developments, general counseling and litigation under the Endangered Species Act, the Clean Water Act, Superfund, and the Resource Conservation and Recovery Act (RCRA). She has represented transportation, mining and timber trade associations, as well as individual companies in the mining, timber, engineering, high tech, and waste management industries. Ann is admitted to practice in the District of Columbia. She received her J.D. from the University of Pennsylvania in 1986, and her B.A. with High Honors from Swarthmore College in 1983.

J. Thomas Lane

Tom Lane is a Partner in the Charleston, West Virginia firm of Bowles Rice McDavid Graff & Love LLP. He earned his J.D. at the West Virginia University College of Law after graduating from Washington and Jefferson College. Mr. Lane is admitted to practice before the West Virginia Supreme Court of Appeals, U.S. 4th Circuit Court of Appeals, and the U.S. District Court for the Southern District of West Virginia. He is a well-respected member of the energy and natural resources bar, having received the Annual McClaugherty Award from the Energy & Mineral Law Foundation and having been named to *Best Lawyers in America* (Natural Resources Law, 1989 to Present). He maintains the rating of AV in *Martindale-Hubbell* and is listed in *Chambers USA, America's Leading Business Lawyers*. Mr. Lane is a Trustee and Past President of the Energy & Mineral Law Foundation, Past President and Executive Council Chairman of the West Virginia Bar Association and as served as an adjunct professor of law at West Virginia University College of Law (1986-present). He has published numerous articles in the area of energy and mineral law, including: *Rights-of-way and Easements in Mineral Development*; *Maintaining Oil and Gas Lease in Distressed Markets*; *West Virginia Ad Valorem Property Taxes*; and *Fire in the Hole to Longwell Shears: Old Law Applied to New Technology*. Before entering private practice Mr. Lane served as Law Clerk to the Honorable John A. Field, Jr., United States Court of Appeals, 4th Circuit. He is also a member of the Independent Oil and Gas Association and the West Virginia Coal Association.

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.

Patrick W. Mattingly

Pat Mattingly is a member the Louisville, Kentucky firm of Wyatt, Tarrant & Combs, LLP. He is a member of the Firm's General Business Practice and Mineral and Energy Practice Groups. He concentrates his practice in the areas of mergers and acquisitions, corporate governance, raising debt and equity capital and contracts. Mr. Mattingly served as Chairman of the Firm's General Business group for six years (1990-96) and is listed in Chambers USA America's Leading Lawyers for Business in Kentucky in the mergers and acquisitions category. Mr. Mattingly is also listed in Best Lawyers in America in corporate law category. He is a member of the Louisville (Corporate Practice Section) and American (Business, Banking & Corporate Law Section) Bar Associations. Representative clients include venture capital firms and private equity investors in connection with their investments in various operating companies. Mr. Mattingly also represents a number of privately held businesses in connection with organizational and capital structure issues, executive compensation and strategic partnerships. Mr. Mattingly received his B.A. degree in 1974 from Miami University (of Ohio) and his J.D. degree *cum laude* in 1980 from the University of Louisville.

Andrew B. McCallister

Drew is an associate at Spilman Thomas & Battle's Charleston office. His primary areas of practice are environmental law and general litigation. Drew graduated from West Virginia University with a B.A. in History, *summa cum laude*, in 1999. He received his M.A. in History from the University of Georgia in 2002. He received his J.D., *cum laude*, from Washington and Lee University in 2005. He is a member of the West Virginia State Bar and is licensed to practice for the United States District Court for the Southern District of West Virginia.

Ronald P. McGlade

Ron McGlade is Manager of Business Development—Appalachia, for CDX Gas LLC, in Canonsburg, PA. Ron joined CDX in November 2004 and has been involved in the energy industry for 25 years. He has held positions at the level of vice president of exploration and production, exploration manager, marketing manager and managing director of business development for such companies as Keystone Resources, Meridian Exploration and MarkWest Hydrocarbon Energy Partners. His responsibilities have included the creation and management of an oil and gas division for a mining company, oversight and development of a gas marketing division for MarkWest, business development and commercial asset and land acquisition. Ron has extensive experience in the Gulf Coast, Denver Julesburg Basin and the Appalachian Basin. Ron earned a Bachelor of Science Degree in Petroleum Geology from the University of Colorado.

Steven P. McGowan

Steve McGowan, partner at Steptoe & Johnson PLLC, in Charleston WV, is an experienced trial attorney who has tried a variety of cases in the state and federal courts throughout West Virginia. His investigative experience as a former Military Police Investigator and as a WV State Trooper complements his skills in the litigation of complex cases. He has appeared on behalf of West Virginia clients in the courts of Michigan, Pennsylvania, Virginia and Kentucky. He has also argued appeals before the West Virginia Supreme Court and the United States Court of Appeals. In the legal profession, Mr. McGowan is a former President of the Energy & Mineral Law Foundation and is a permanent member of the Board of Trustees. He is a member of the West Virginia' State Bar's Natural Resources, Energy & Environmental Law committee. Mr. McGowan is also a member of the West Virginia Coal Association's Mine Law and Safety Committee. Mr. McGowan is recognized in *The Best Lawyers in America* in the field of energy law. Mr. McGowan received his legal education at West Virginia University College of Law where he was Senior Editor of the *West Virginia Law Review's National Coal Issue* and was inducted into the Order of the Coif.

Beth L. Minear

Beth Minear is an attorney with NiSource Corporate Services in Charleston, WV. Prior to joining NiSource, Beth was in private practice in Charleston, where her practice areas included Real Property, Labor and Employment, OSHA, Personal Injury, Insurance Defense, and Divorce. Beth graduated from Ohio University with a B.A. in English in 1995, and received her J.D. degree from Capital University in Columbus, Ohio in 1998. She was admitted to the West Virginia bar and the U.S. District Court, Southern District of West Virginia in 1998. She was a member of Delta Theta Phi (Vice President, 1997-1998); Order of the Curia; Assistant Editor, *Adelphia Law Journal*, 1996-1997. Beth has been involved with the Center for Aging and Healthcare in West Virginia; and a member of the Kanawha County Bar Association and West Virginia State Bar. Beth spoke at the 2005 Annual Institute and wrote a chapter on "Trespass on Easements," published volume 26 of the *Energy & Mineral Law Institute*.

Timothy M. Miller

Tim Miller practices with Robinson & McElwee in its Charleston, WV office. He is primarily involved in general civil litigation in federal and state courts at both the trial and appellate levels. He is involved in numerous professional affiliations, including Defense Research Institute; Defense Trial Counsel of West Virginia; American Arbitration Association; Energy & Mineral Law Foundation, Member, Board of Trustees; West Virginia State Bar; Kanawha County Bar Association; and the American Bar Association. He is listed in *The Best Lawyers in America 2007*, Oil & Gas Law. Mr. Miller earned his J.D. at West Virginia University after graduating from WVU with a B.S. in Management. He is admitted to practice before the United States Court of Appeals for the Fourth Circuit; the United States District Courts for the Northern and Southern Districts of West Virginia, and the West Virginia Supreme Court of Appeals

Michael J. Pattwell

Mike Pattwell is an associate in Jackson Kelly's Environmental Law Department and Climate Change Practice Group. His practice focuses on environmental litigation at the state and federal level, typically involving the Clean Air Act, Clean Water Act, National Environmental Policy Act, Comprehensive Environmental Response, Compensation, and Liability Act, and Surface Mining Control and Reclamation Act. Mr. Pattwell received his J.D. from Washington and Lee University School of Law in May of 2006 and has been admitted to the West Virginia Bar and the United States District Court for the Southern District of West Virginia. Recently, during the 2007 Legislative Session, Mr. Pattwell served as Minority Counsel to the West Virginia House of Delegates.

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-Elect and Trustee); 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 obtaining 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).

Davin 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, intellectual property, and e-commerce and technology law. Mr. Seamon works in many aspects of real estate law including commercial real estate closings, commercial leasing, complex multi-tract transactions, title insurance, and mineral ownership and development. 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 Lorman Seminars and Professional Education Services International and recently presented at the 31st Mineral Law Conference for the Energy & Mineral Law Foundation. 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 Burkhams 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.

G. Brian Wells

Brian Wells is an associate in the Lexington, Kentucky office of Wyatt, Tarrant & Combs, LLP. He concentrates his practice in the area of corporate mergers and acquisitions, with an emphasis in mineral and energy transactions. Mr. Wells is admitted to practice in the United States District Court, Eastern and Western Districts of Kentucky and the United States Tax Court. He received his B.A. degree in 2001 from the University of Kentucky, his J.D. degree in 2004 from the University of Louisville and his LL.M. in 2005 from Georgetown University.

Daniel W. Wolff

Dan Wolff is an Associate at Crowell & Moring, LLP in Washington, DC. He is in the firm's Litigation and Environment & Natural Resources Groups. Since joining the firm in 2003, Dan has represented clients in the federal courts on matters arising under a variety of federal statutes and concerning diverse substantive areas of law, including administrative procedure, federal land policy and management, racketeering and fraud, and admiralty. In addition, Dan has developed an administrative law practice, with a focus on mine safety and mineral rights, and in that capacity has appeared on behalf of the firm's mining clients before the Department of Labor's Office of Administrative Law Judges, the Federal Mine Safety and Health Review Commission, and the Department of Interior's Board of Land Appeals. Dan is also committed to pro bono work and has appeared on behalf of clients in the courts of Maryland and the District of Columbia. Dan graduated from the University of Wisconsin in 1992, where he earned a B.A. from the School of Journalism. He earned his law degree at the University of Dayton School of Law, from which he graduated *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. Dan is a member of the District of Columbia and Ohio Bars, as well as the bars of several federal courts.

John R. Woodrum

Prior to joining Ogletree Deakins, Mr. Woodrum was a partner in the Washington, D.C. office of Heenan, Althen & Roles. He concentrates in pension and employee benefits litigation. He also works extensively on issues arising under federal labor laws and collective bargaining agreements. Mr. Woodrum's practice emphasizes preventive law and maintaining compliance with state and federal laws which govern employee rights and entitlements. He represents employers in arbitration and federal court litigation, defending claims brought by multi-employer pension and welfare plans, government agencies, and employees under ERISA and other employee benefit statutes. He routinely counsels and defends employers in disputes with employees, retirees and other claimants involving pension benefits, severance pay, health care benefits, and other entitlements claims. Immediately prior to joining Heenan, Althen & Roles, Mr. Woodrum served as the Field Solicitor for the Department of the Interior in Charleston, West Virginia (1979-

1983). In that position he was responsible for all administrative and federal court litigation in West Virginia, Pennsylvania, Virginia and Maryland related to the regulatory initiatives assigned to him. During the 1970s he served as a labor union counsel and in that capacity was responsible for collective bargaining and legal issues related to pensions, health care and employee benefits. Mr. Woodrum is a frequent speaker at seminars and national conferences on pension, employee benefits and labor topics. He contributes regularly to professional publications such as law review journals and the BNA Pension Reporter, and serves as Trustee of the Energy & Mineral Law Foundation. He is a member of the California and District of Columbia bars, and is admitted to practice before various federal district and circuit courts, including the United States Supreme Court.

Arthur J. Wright

Mr. Wright serves as Senior Vice President and General Counsel for CDX Gas, LLC, in Dallas. Prior to accepting this position he practiced at the Dallas firm of Thompson & Knight, counseling clients in acquisitions and dispositions of E&P, midstream properties, and natural resources companies. He provided advice and prepared agreements in relation to exploration and production activities; gas plant operations; and marketing of gas, LNG, and electricity production in all relevant matters. He also prepared title opinions and is involved in regulatory and oil and gas litigation matters. Mr. Wright is listed in *The Best Lawyers in America* (Natural Resources Law); 2003-present and as a Texas Super Lawyer in *Texas Monthly*; 2004, 2006. He served as an Adjunct Professor at Southern Methodist University School of Law teaching Oil and Gas Law, 1992-1995. In addition, Mr. Wright served as an Instructor for Maguire Oil and Gas Institute, Cox Business School, Southern Methodist University, 1998. He has also participated in the education of legal assistants as an adjunct professor teaching Contracts, Administrative Law, and Oil and Gas Law at Southern Methodist University, 1985-1992. Other positions held include: Associate General Counsel, Commercial & Operations, USX-Delhi; Assistant General Counsel, Texas Oil & Gas Corp.; and Advisory Board Member, Institute For Energy Law of The Center for American and International Law, 2004. Mr. Wright is a member of the American Bar Association (Natural Resources, Energy, and Environmental Law Section, Natural Gas Marketing and Transportation Committee, 1984-present; Vice Chair, 1996-1998; Committee Chair, 1998-2000; Editor of Year-in-Review, 1996-2000, for Natural Gas and Electric Marketing; Litigation Committee, Committee Chair, 1992-1994; Vice-Chair, 1991-1992). He is a member of the Board of Trustees of the Energy & Mineral Law Foundation.