

Energy & Mineral Law Foundation
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Speakers' Biographies

Nicolle R. Snyder Bagnell **Reed Smith LLP**

Nicolle Snyder Bagnell is Vice Chair of the firm's global Energy and Natural Resources Group and team leader of the Oil & Gas Subsector. Nicolle is a graduate of Harvard University and Duke Law School and has a Masters degree from the Nicholas School of the Environment at Duke University. She represents energy clients in various matters and specializes in litigation and regulatory issues regarding natural gas production from Shale formations in Appalachia. Nicolle represents natural gas companies in a variety of litigation including lease disputes, royalty class actions, condemnations, encroachments and contract issues, as well as counsels clients on permitting and permit disputes and performs due diligence and provides advice on Shale transactions. In addition, Nicolle counsels clients in a variety of environmental matters, such as due diligence for real estate transactions, representing clients on environmental claims in bankruptcy and advising clients on compliance with environmental regulations. She is admitted to practice in Pennsylvania, West Virginia and Ohio. Nicolle was recognized by the National Diversity Council as one of the "2011 Most Powerful and Influential Women of Pennsylvania"; she was included on Law360's 2010, 2011 and 2012 lists of energy attorneys under 40 to watch; she was selected by Super Lawyers as a "Pennsylvania Rising Star" (2005-2010 and 2013); and was one of the Pittsburgh Business Times' "2013 Fast Trackers," which honors leaders from Pittsburgh's business and nonprofit community who are under 40. Nicolle served as the Oil and Gas Chair at the 32nd Annual Institute of the Energy and Mineral Law Foundation.

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Jonathan T. Blank **McGuireWoods LLP**

Jonathan is the co-chair of McGuireWoods' Oil and Gas Group and the office managing partner of McGuireWoods' Charlottesville office. His practice focuses on natural gas litigation. He has litigated mineral rights, royalty, transportation, construction, consumer protection, antitrust, fraud and other complex litigation in this arena. He has tried dozens of bench and jury trials, and has appeared in district, circuit and federal courts, as well as in AAA and JAMS arbitrations. Jonathan's most recent oil and gas cases have included royalty class actions in Ohio and Virginia with issues ranging from post production deductions, hedging, forced pooling and cbm ownership-*Lutz v. Chesapeake Appalachia, L.L.C.*, 717 F.3d 459 (6th Cir.) affirming in part *Lutz v. Chesapeake Appalachia, L.L.C.*, 2010 U.S. Dist. LEXIS 60429; *Addison v. CNX Gas Co., LLC*, 2011 U.S. Dist. LEXIS 50276; *Hale v. CNX Gas Co., LLC*, 2011 U.S. Dist. LEXIS 52935; *Healy v. Chesapeake Appalachia, LLC*, 2011 U.S. Dist. LEXIS 759; dual purpose lease litigation in Ohio and Pennsylvania; subsurface trespass and mineral rights litigation in Pennsylvania, *Kennedy et al. v. CONSOL Energy*, Court of Common Pleas, Greene County; and mine void litigation in Virginia, *Sheffield, Jr. Trust v. Consolidation Coal Co.*, 497 Fed. Appx. 318 (4th Cir.). Jonathan also advises on trade secret issues related to hydraulic fracturing and shale development. Jonathan earned his undergraduate and law degrees from

the University of Virginia. He is licensed in Virginia, Maryland, District of Columbia, U.S. Court of Appeals for the 4th Circuit, U.S. District Court for the District of Columbia; U.S. District Court for the District of Maryland; U.S. District Court for the Eastern District of Virginia; U.S. District Court for the Western District of Virginia; U.S. Court of Appeals for the District of Columbia Circuit and has been admitted pro hac in West Virginia, Pennsylvania and Ohio. Jonathan is an active member of the pro bono community and includes in his accomplishments the successful habeas petition of an innocent twenty-one year old, days from being deported from the United States. Jonathan is also the proud father of two sets of twin daughters.

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**Sarah Bordelon
Crowell & Moring LLP**

Sarah Bordelon is a counsel in Crowell & Moring's Environment & Natural Resources Group. She counsels clients in obtaining environmental permits, litigates environmental and natural resource matters, participates in proposed state and federal rulemakings, and advises clients on environmental compliance and enforcement matters. She is experienced in permitting major resource and development projects and defending the permits for those projects when challenged.

Sarah has worked on matters involving a number of environmental statutes, including the National Environmental Policy Act, Clean Air Act, Clean Water Act, Outer Continental Shelf Lands Act, National Historic Preservation Act, Endangered Species Act, Marine Mammal Protection Act, Migratory Bird Treaty Act, and the Federal Land Policy and Management Act.

From 2005 to 2008, Sarah worked as an attorney-adviser on the Department of Interior's Board of Land Appeals where she reviewed a variety of appeals from land use decisions made by the Bureau of Land Management, the Minerals Management Service, and the Office of Surface Mining on topics including mining, grazing, oil and gas development, geothermal development, land allotments, and recreational use. After law school, Sarah clerked for the Honorable Procter Hug, Jr., on the U.S. Court of Appeals for the Ninth Circuit.

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**Steven H. Brose
Stephoe & Johnson LLP**

Steven H. Brose is a partner in the Washington, D.C., office of Steptoe & Johnson, LLP, which has been his professional home for more than 40 years. Throughout that time, Mr. Brose's practice has focused on federal and state regulation of the energy transportation industry, with a particular focus on oil and gas pipelines. He has handled a series of major matters for the Trans Alaska Pipeline System, as well as for numerous pipelines in the lower-48 states. He has also represented the Association of Oil Pipe Lines in several cases of industry-wide importance. In recent years, Mr. Brose has been involved in dozens of projects relating to new pipeline infrastructure serving shale and other emerging producing areas. He is a frequent speaker at bar and industry conferences on issues relating to pipeline regulation.

Mr. Brose is a graduate of Pennsylvania State University. He received his J.D. from Columbia Law School, where he was Articles Editor of the Columbia Law Review. He also holds an M.A.

in history from George Washington University. Immediately following law school, Mr. Brose served as a law clerk to Judge William H. Timbers at the United States Court of Appeals for the Second Circuit.

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Lyle B. Brown
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Lyle B. Brown is a Member in the Columbus, Ohio, office of Steptoe & Johnson PLLC. An attorney in the firm's Energy Litigation Practice Group, Lyle represents energy companies in mineral title and landowner lease dispute litigation in Ohio state and federal courts. He also represents oil and gas lessees in Ohio foreclosure litigation involving lessors' residential and commercial mortgages and delinquent property taxes.

He is licensed to practice before courts and agencies in the State of Ohio, as well as before the United States District Court for the Northern District of Ohio and the United States District Court for the Southern District of Ohio.

Lyle received a J.D., with honors, from The Ohio State University College of Law, and a B.A. in Political Science, with honors, from Haverford College. While at Ohio State, Lyle served as a Managing Editor of the *Ohio State Law Journal*.

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Robert L. Burns, Jr.
Buchanan Ingersoll & Rooney PC

Mr. Burns is a Shareholder in the Pittsburgh office of Buchanan Ingersoll & Rooney PC. He is a member of the firm's Energy Section and Environmental Practice Group and focuses his practice on environmental law and its intersections with natural resources, including coal, oil, natural gas and other energy areas, real estate development, construction, commercial transactions, and regulatory counseling and litigation. He counsels clients regarding the acquisition, leasing, sale and financing of coal and oil and gas interests, and regarding environmental regulation and permitting for the development and production of coal and oil and gas, as well as related infrastructure, including natural gas midstream and upstream facilities. He counsels clients with regard to the purchase, sale, and remediation of brownfields and other environmentally-impacted or environmentally-sensitive properties or facilities, and concerning the purchase, development, design and construction of sustainable or "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. 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 Master of Science in Environmental Engineering from Marshall University in 2000.

He is a member of the Board of the Pittsburgh Botanic Garden and is Chair of its Building Committee. The Botanic Garden is currently developing and constructing its garden and

related facilities in a historically-mined area outside the City of Pittsburgh and is re-mining and remediating the area as part of its development. Mr. Burns is licensed to practice in Pennsylvania and West Virginia.

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Sean Cassidy
Sean Cassidy and Associates, P.C.

Sean Cassidy is an attorney in Greensburg, Pennsylvania. He received his Bachelor of Science degree in Mathematics from Carnegie Mellon University, and his Juris Doctorate degree from the University of Pittsburgh School of Law, where he served as Note Editor for the University of Pittsburgh *Law Review*.

Mr. Cassidy is the author of "Title Defects and Their Cure", *Eastern Min. L. Inst.* ch. 2 (1981), "Preparation and Use of Title Opinions", *Eastern Min. L. Inst.* ch. 6 (1985), "Title Failure", *Eastern Min. L. Inst.* ch. 11 (1990), and "Horizontal Division of Oil and Gas Leaseholds", *Eastern Min. L. Inst.* ch. 20 (1994), and "Division of Royalties - Who Gets What?", *Energy & Mineral Law Institute*, ch. 12 (2009), *Old Right of Way, New Pipe: The Right to Enlarge Pipelines and Related Equipment*, Energy & Mineral Law Institute (Energy & Mineral Law Institute, Ch. 14 - [2013]). He is the author of *Oil and Gas Lease Negotiations*, published as part of the Audioline Series of the Pennsylvania Bar Institute and has presented seminars on oil and gas leasing and oil and gas titles for the Pennsylvania Bar Institute. Mr. Cassidy is a contributing author for *The American Law of Mining*, Second Edition, published by Matthew Bender & Co., Inc., and is also a contributing author for the treatise, *Oil and Gas Law*, to be published by the Pennsylvania Bar Institute.

Mr. Cassidy is a Trustee of the Energy & Mineral Law Foundation, formerly known as the Eastern Mineral Law Foundation, and previously served as President of the Eastern Mineral Law Foundation from 1990 to 1991.

Mr. Cassidy's practice is concentrated primarily on all title aspects of coal, oil and gas and minerals. Mr. Cassidy currently renders over 1,000 title certificates per year on coal, oil and gas and mineral properties.

Mr. Cassidy is a member of the Pennsylvania Bar Association and the Westmoreland County Bar Association. Mr. Cassidy has been the recipient of a Pro Bono Award from the Pennsylvania Bar Association and in 2003 was named the Westmoreland County Bar Association "Pro Bono Lawyer of the Year".

Mr. Cassidy is also active civically in the Westmoreland County community. For three years, he served as President of the Laurel Ballet Performing Company. He currently serves on the board of the Westmoreland Symphony Orchestra and is a board member and Secretary of the Westmoreland Cultural Trust. In addition, Mr. Cassidy also serves on the boards of the Pittsburgh Ballet Theatre and the Westmoreland Museum of American Art.

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Kevin L. Colosimo
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Mr. Colosimo is managing partner of Burleson's Pittsburgh office and concentrates his practice in oil and gas law. He is an author, lecturer and commentator on oil and gas topics including pooling and unitization and lease avoidance. Kevin frequently addresses state and federal legislators on issues pertaining to the oil and gas industry and served as a member of the University of Pittsburgh Institute of Politics Marcellus Roundtable. He also has provided counsel to clients on a range of other legal matters including risk management alternatives, claims assessment and litigation strategy. He has tried numerous cases to verdict in federal and state courts, and he has argued before the Pennsylvania Superior, Commonwealth and Supreme Courts and the United States District Court for the Third Circuit. He is admitted to practice in Ohio. He is admitted to the U.S. Supreme Court and the United States Court of International Trade. He is rated AV by Martindale Hubbell. Kevin is a Western Pennsylvania native and a graduate of Duquesne Law School, where he served on the *Duquesne Law Review*.

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Anna M. Dailey
Dinsmore & Shohl LLP

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

Ms. Dailey is admitted to practice before the U.S. Supreme Court, the Fourth and Sixth Circuits and the West Virginia and D.C. bars. She is a 1975 graduate of Vanderbilt University and received her J.D. from West Virginia University in 1979. Before beginning her labor and employment practice in 1984, she worked with the U.S. Department of Interior, representing the Office of Surface Mining, in regulating surface coal mining. Active in local civic groups, Ms. Dailey is on the Executive Committee and Board of Directors for the West Virginia Chamber of Commerce and past-chairman of the Board of Directors for Leadership West Virginia. She has served for 6+ years as President of the Kanawha County Parks and Recreation Commission and on the Board of Directors for Dinsmore & Shohl. Ms. Dailey is also on the EMLF's Board of Trustees.

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Mark D. Feczko
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Mr. Feczko joined K&L Gates in 1994 and is a partner in the Commercial Litigation and Energy, Infrastructure and Resources practice groups. His practice is concentrated in complex litigation in a number of different areas, including oil and gas disputes. He has represented natural gas producers and pipeline companies in litigation involving lease disputes, development obligations, royalty and bonus payment class actions, contamination claims and land use. He has extensive litigation experience in all aspects of discovery, trial preparation and trial, and he has handled numerous arguments, hearings, mediations, arbitrations, non-jury and jury trials and appeals in federal and state courts throughout the country.

Mr. Feczko received his J.D., *summa cum laude*, from The Notre Dame Law School in 1994 where he was the recipient of the Colonel William J. Hoynes Award for graduating first in his class and was a Lead Note Editor for The Notre Dame Law Review. He received his B.A., *magna cum laude*, from The University of Notre Dame in 1991.

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Sharon O. Flanery, *Foundation President*
Steptoe & Johnson PLLC

Sharon Flanery concentrates her practice in the areas of energy and natural resources law and Chairs the firm's Energy & Natural Resources Department. As a petroleum engineer with both an operating and legal background in the industry, she brings real world experience to her practice. This experience includes acquisitions and divestitures, mineral leases, joint ventures, contract mining agreements, joint operating agreements, and sales and marketing agreements, as well as gathering, transportation, and processing agreements. In addition, she has substantial experience in land and legal due diligence associated with mineral transactions, as well as in the legislative and regulatory arenas. Her general property background includes leases, rights of way, deeds, land use, and damage issues.

Ms. Flanery is recognized in *The Best Lawyers in America*® in the fields of energy, natural resources and oil and gas law. She received a Bachelor of Science degree in petroleum engineering from West Virginia University in 1978, graduating *cum laude*, and a Juris Doctor degree from Duquesne University in 1991, where she was a member of the Law Review. Prior to joining Steptoe & Johnson, Ms. Flanery served as Vice President of Exploration for Columbia Natural Resources Inc., where she was responsible for the Geoscience, Reservoir Engineering, Gas Supply, Marketing and Land Departments. Previously, she was Assistant General Counsel at Columbia Gas Transmission Corp. and NiSource Corporate Services Company and was a member of the Law Department of CONSOL, Inc. in Pittsburgh. Before obtaining her law degree, she worked as a reservoir engineer including working at Aramco in Saudi Arabia in the early 1980s. Ms. Flanery is a member of the West Virginia, Pennsylvania and District of Columbia bars and holds a United States Patent and Trademark License.

Ms. Flanery is President of the Energy & Mineral Law Foundation (2013-2014). In the past, Ms. Flanery served on the Board of the West Virginia Chamber of Commerce and was President of the Alumni Association for WVU Minerals and Energy Resources

Department. She is a past named Outstanding Alumni of the Year for the WVU Minerals and Energy Resources Department and was selected as a guest lecturer by the Dean of the WVU College of Engineering and Minerals for the Distinguished Lecture Series. Ms. Flanery was also a past member of the Board of Directors for the Black Diamond Girl Scout Council

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Paul N. Garinger
Lewis Glasser Casey & Rollins, PLLC

Paul Garinger is an attorney in the Oil and Natural Gas practice of Lewis Glasser Casey & Rollins PLCC. LGCR is one of the premier oil and natural gas law firms in the Marcellus/Utica region. Mr. Garinger represents clients in civil litigation and before regulatory agencies, primarily in the state of Ohio.

He joined Lewis Glasser in December 2012, and opened Lewis Glasser's Columbus, Ohio, office in March 2013. Prior to joining Lewis Glasser, Mr. Garinger worked at another Columbus law firm in its oil and practice group, where his practice included the representation of a multinational company in a large-scale federally regulated pipeline project across the state of Ohio.

Mr. Garinger is an active member of the Ohio Oil and Gas Association, including the Midstream Sub-Committee. He is also active in the Ohio State Bar Association's Natural Resources Law Committee and the Energy & Mineral Law Foundation.

Mr. Garinger received his J.D. from the Ohio State University Mortiz College of Law and his B.A. from Capital University in Columbus, Ohio. He also completed three years of graduate work towards his Economics Ph.D. from Cornell University before transferring to law school.

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Cleve J. Glenn
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Cleve J. Glenn is an associate in the Energy practice group of K&L Gates LLP. Mr. Glenn has significant experience representing E&P companies and oilfield service companies in corporate and litigation matters. He also has significant experience representing working interest owners and operators involved in financial disputes related to the exploration of oil and gas producing properties. Mr. Glenn was recently recognized as a "Texas Rising Star" by Texas Monthly magazine.

Mr. Glenn is a graduate of Lamar University with a B.B.A. in Accounting, holds a law degree from the University of Miami School of Law and is a licensed Certified Public Accountant in the State of Texas.

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Karen J. Greenwell
Wyatt, Tarrant & Combs LLP

With over 25 years of legal experience in the mineral and energy industry, Ms. Greenwell has assisted coal, oil, gas and energy industry clients with all manner of transactions, including leasing matters, asset acquisitions and divestitures, corporate mergers and stock acquisitions, and bankruptcy sales. Her experience in litigating property and mineral-related contract and business tort disputes, as well as in other types of commercial litigation, gives her an unusual breadth of experience and perspective in dealing with issues affecting mineral and energy industry clients. She is a Trustee of the Energy & Mineral Law Foundation, is a member of the Board of Directors of the Kentucky Oil and Gas Association and is on the Advisory Board of the Institute for Energy Law. She is an adjunct professor at the University of Kentucky College of Law, teaching courses in mineral and energy law and policy. She has been included in Woodward/White's 2007-2014 editions of *The Best Lawyers in America*® in Mining and Natural Resources Law and was recognized by her peers in *Kentucky Super Lawyers* 2009-2014.® She was Best Lawyers' 2012 Lexington Natural Resources Law Lawyer of the Year and Best Lawyer's 2013 Lexington Mining Law Lawyer of the Year. She has been identified as one of the "Leaders in Their Field" by Chambers USA-Americas Leading Lawyers for Business.

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Marc A. Halbritter
General Counsel and Chief Marketing Officer
Blue Racer Midstream

Marc joined Blue Racer in March 2013 and serves as the company's chief legal officer as well as overseeing the marketing of natural gas liquids for the company and its customers.

An attorney by training, Marc has nearly 30 years' experience in the gas industry. He has worked for several Dominion companies in a number of different capacities including VP of Operations and General Counsel. Most recently he served as Managing Director, Commercial Activities for Dominion's mid-stream business.

A cum laude graduate of West Virginia University with a law degree and a bachelor's degree in accounting, Marc is also a certified public accountant. Prior to joining Dominion, he served for three years as an administrative law judge for the West Virginia Public Service Commission and one year as General Counsel and Vice President, Finance for Strategic Ventures, Inc.

Active in a variety of industry trade associations, and civic and charitable causes, he has served terms as president of the Granville South Homeowners Association and the West Virginia Oil and Natural Gas Association (WVONGA); Senior Warden for the Christ Church Episcopal vestry; and, is currently Chair of the Board of Trustees for West Virginia Wesleyan College. He also serves as a director for Energize West Virginia, the WVONGA and Medbrook Children's Charity.

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John H. Henderson
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John H. Henderson, is a Member in the Evansville office of Stoll Keenon Ogden PLLC. He is the chair of the Mineral and Environmental Law Practice Group, and he is a

member of the State and Federal Tax Practice Group and the Trusts & Estates Practice Group.

Mr. Henderson is a graduate of Carleton College (B. A., Economics, 1992), Vanderbilt University School of Law (J. D., 1995) and New York University School of Law (LL.M., Taxation, 2001). At Vanderbilt, he served as an Articles Editor for the *Vanderbilt Journal of Transactional Law*. He also served as a Graduate Editor for the *Tax Law Review*.

Mr. Henderson is admitted to practice in Illinois, Indiana, Kentucky, Pennsylvania, Tennessee and West Virginia. He is a Trustee of the Energy & Mineral Law Foundation, a director for the Kentucky Oil and Gas Association, a member of the West Kentucky Coal Association and a member of the Tax Committee of the Kentucky Coal Association. He serves on the boards of directors for the Young Men's Christian Association of Henderson, Kentucky, St. Anthony's Hospice and the Henderson Water Utility. He has previously served as a director for Habitat for Humanity of Henderson. Mr. Henderson is married with four children.

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Clay K. Keller
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Clay Keller is a shareholder in the Litigation and Energy & Natural Resources Groups with Babst Calland. Mr. Keller has a broad array of experience in counseling and representing individuals and businesses as trial counsel in commercial disputes and business tort matters. For the past few years, Mr. Keller's practice has focused on representing upstream and midstream companies operating in Ohio for the exploration and development of the Utica-Point Pleasant Shale Play.

Mr. Keller graduated from the University of Wisconsin – LaCrosse and obtained his law degree from the University of Notre Dame. He is admitted to practice in Ohio, the United States District Court for the Northern and Southern Districts of Ohio, and the United States Court of Appeals for the Sixth Circuit.

Mr. Keller regularly speaks on litigation and oil and gas law topics and has most recently served as a speaker at the Energy & Mineral Law Foundation's Title and Development Issues in the Utica Shale program (April 2013) and at the Kentucky Mineral Law Conference (October 2012).

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**Kurt L. Krieger – Annual Institute Midstream Chair
Step toe & Johnson PLLC**

Kurt Krieger focuses his practice in the areas of utility regulation and energy law. He has experience representing interstate natural gas pipeline companies, midstream companies, and gas and electric utilities before the Federal Energy Regulatory Commission (FERC), and state and commonwealth public service (or utility) commissions. His experience includes counseling gas and electric companies on economic, safety and facility siting regulation, and counseling and drafting commercial agreements pertaining to energy-related transactions.

Mr. Krieger has experience with all types of state and federal rate-related, rate-making, tariff, facility expansion, certificate, complaint, and rule-making matters, and federal enforcement proceedings before the FERC. He developed, implemented, and managed a FERC compliance program for interstate natural gas pipeline companies and gas and electric utilities, counseled extensively on rate, tariff, and certificate matters, standards of conduct and code of conduct issues; and developed training on numerous energy related and regulated utility topics. He previously counseled clients on coal mine health and safety matters, and on federal tax and general business aspects of corporate acquisitions, mergers, reorganizations, and executive compensation.

Mr. Krieger received his J.D. from West Virginia University School of Law where he was Executive Editor of the *West Virginia Law Review*.

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**Ryan M. Lance
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Ryan M. Lance is counsel in Crowell & Moring's Environment, Energy & Resources Group and works out of the firm's Cheyenne, Wyoming office. He advises clients facing complex natural resource and environmental issues.

Prior to joining Crowell & Moring, Ryan served as the director of the Wyoming Office of State Lands and Investments for Wyoming Governor Matthew H. Mead. In that capacity, he administered 3.5 million surface acres and 3.9 million mineral acres of state trust lands on behalf of the Wyoming Board of Land Commissioners. Ryan also served as acting chairman of the Wyoming Oil and Gas Conservation Commission. As director, he was responsible for surface and mineral leasing, mineral royalty compliance, easement siting, field inspection, timber management and appraisal operations related to state trust lands in Wyoming.

Before his work with Governor Mead, Ryan served as state planning coordinator, deputy chief of staff, policy advisor and Endangered Species Act policy coordinator in the administration of Governor Dave Freudenthal. In these capacities, he directed policy development and implementation related to natural resource matters with Wyoming state agencies. Ryan also served as the Governor's policy liaison to federal agencies, including the U.S. Department of the Interior (Bureau of Land Management, National Park Service and Fish and Wildlife Service) and U.S. Department of Agriculture (Forest Service, Animal and Plant Health Inspection Service and Farm Services).

In terms of particular project-level work, Ryan participated in the drafting and adoption of Wyoming's first-of-its-kind hydraulic fracturing rulemaking. He also helped devise the core area strategy for managing greater sage grouse and its habitat in Wyoming to conserve over 80 percent of the state's sage grouse population while allowing traditional land uses to continue and preclude the listing of the species under the Endangered Species Act. Ryan advised industry and state agencies regarding compliance with the Bald and Golden Eagle Protection Act and Migratory Bird Treaty Act. He also facilitated state cooperating agencies in the development of seven Bureau of Land Management Resource Management Plans and numerous project-level Environmental Impact Statements (EIS), including the Jonah EIS and Pinedale Anticline Supplemental EIS. Further, he crafted the delisting petition for the Preble's meadow jumping mouse to remove the species from the list of endangered and threatened wildlife under the Endangered Species Act and supported state efforts to achieve recovery and final delisting of the grizzly bear and bald eagle in Wyoming.

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**Juan Carlos Machorro
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Juan Carlos Machorro is a Partner with Santamarina y Steta in Mexico City. He joined Santamarina y Steta in 1990 and became a partner in 2002. His professional practice is focused in the general corporate and financial areas, including mergers and acquisitions, project finance and infrastructure projects. He worked as an associate with Brown & Wood LLP (now Sidley LLP) in New York City (from 1997 to 1998).

Juan Carlos received his Law degree from Universidad Iberoamericana in Mexico City (1994) with postgraduate studies in International Business and Finance at New York University (1997).

He is a member of the International Bar Association, the U.S.- Mexico Bar Association and of legal and financial committees of several industrial and commercial chambers. He is a professor of Commercial Law at Universidad Anáhuac del Norte and Instituto Tecnológico Autónomo de México (ITAM), Mexico City. He is a frequent speaker at conferences and seminars related to his practice areas.

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Drew is Assistant General Counsel with Patriot Coal Corporation based in Charleston, West Virginia. He graduated from West Virginia University with a B.A. in History in 1999. Drew obtained a M.A. in History from the University of Georgia in 2002, writing his thesis on the convergence of energy development and tourism in the mountains of north Georgia. After earning his law degree from Washington and Lee in 2005, Drew went to work for Spilman Thomas & Battle, PLLC.

Drew's practice at Spilman encompassed all areas of environmental law, with a particular focus on water issues. Many of his clients were in the energy field, including coal operators, oil and

gas producers and utilities and ranged from Fortune 500 companies to small businesses. In May 2011, Drew joined Patriot Coal, a leading producer of coal in the eastern United States, where he works on issues related to environmental compliance, contracts and transactions.

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Beth R. Minear
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Beth Minear is Senior Counsel for NiSource Inc., in the Commercial Group's Charleston Office. The bulk of her practice is for NiSource subsidiary, Columbia Gas Transmission, LLC, focusing on multistate Capital Projects as well as Natural Gas Production and Storage, Asset Protection and general Real Property and Commercial negotiations.

Ms. Minear's practice throughout her career has included capital infrastructure improvement projects including public financing for local and state projects (i.e. water and sewer) and private development of large commercial complexes and resorts. In addition, she has experience in Real Property representation and litigation including both prosecution and defense of Eminent Domain matters. At the forefront of her legal practice have always been matters with the natural resources of coal, oil, timber and natural gas and related acquisition, divestment and development.

Ms. Minear earned her J.D. at Capital University Law School and studied law at St. Anne's College, University of Oxford, between her second and third year at Capital where her fields of study were the European Sale of Goods and U.S./European Comparative Law.

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Kevin Moffatt is an associate attorney with the law firm Lewis Glasser Casey & Rollins, PLLC in Charleston, West Virginia, with additional offices in Morgantown, West Virginia, and Columbus, Ohio. His practice focuses on real property law and energy law, with an emphasis on oil and gas, and rendering mineral title and drilling opinions. He is experienced in residential and commercial real estate transactions, title insurance, title issues, conveyancing, lending, foreclosures, creditor default services, rights of way acquisitions, mineral leasing issues, and business transactions. He has practiced real property law almost exclusively for nearly two decades, mostly while managing his own law firm for over a decade. Prior to attending law school, he worked for a major pipe, valve and fitting distributor serving the chemical, oil and gas, and coal industries.

Mr. Moffatt graduated from West Virginia University with a Bachelor of Arts degree in 1987 (*magna cum laude*), and he also earned a Doctor of Jurisprudence degree from West Virginia University College of Law in 1994. Mr. Moffatt is admitted to practice law before the Supreme Court of Appeals of West Virginia, U. S. District Courts for the Southern and Northern Districts of West Virginia, and the Supreme Court of Ohio. He also has a pending bar application before the Pennsylvania Board of Law Examiners.

Mr. Moffatt is a member of the Energy & Mineral Law Foundation, and serves on the Energy Law Committee for the West Virginia State Bar. He is also a licensed title agent and an approved attorney for First American Title Insurance Company and Old Republic National Title Insurance Company.

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Elizabeth Howard More, an associate in the Houston office of Latham & Watkins LLP, focuses her practice on domestic and international energy transactions, with an emphasis on mergers and acquisitions. Ms. More has experience in acquisitions and divestitures of onshore and offshore upstream and midstream assets and businesses; joint ventures and other strategic combinations in connection with the development of upstream and midstream assets; drafting and negotiating development agreements, joint operating agreements, services agreements and other contracts relevant to the energy industry ; and line of equity investments in offshore exploration companies.

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**C. David Morrison – Annual Institute Program Chairman
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C. David Morrison, Steptoe & Johnson PLLC, was Chair of the firm's Labor and Employment Department from 1994 to 2010. His office is located in Bridgeport, West Virginia. He has 32 years of experience in employment counseling, supervisory training and litigation in state and federal courts as well as before federal agencies.

Currently, David is a past President of the Energy & Mineral Law Foundation (EMLF), a permanent member of the Fourth Circuit Judicial Conference, a member of the Employment Law Committee of the West Virginia State Bar, and a member of the Employment Law Section of the American Bar Association. He recently received the prestigious McClaugherty Award from the EMLF.

David is a Fellow in the College of Labor & Employment Lawyers and a Fellow of the West Virginia Bar Foundation. He has presented over 75 seminars, and has served as an adjunct lecturer on both trial advocacy and pre-trial strategies at the West Virginia University College of Law.

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Mr. Muñoz is a frequent speaker at presentations for various organizations related to his practice. He is locally and nationally recognized in legal publications every year, including the “500 Leading Lawyers in America” in *LawDragon* and “Dealmaker of the Week” in *The Am Law Daily*.

Mr. Muñoz received his J.D. from Stanford University Law School, where he was also Business Manager and Editor of the *Stanford Law and Policy Journal*. He received his Bachelor of Business Administration and graduated with honors from the University of Texas.

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Barclay R. Nicholson is a partner in the Houston office of Fulbright & Jaworski L.L.P. (Norton Rose Fulbright), where he focuses his practice on business disputes and energy disputes. He has represented a broad range of clients from *Fortune 500* Companies to entrepreneurial individual business owners. He has significant experience in handling energy related litigation and has represented some of the world’s major oil and gas producing and refining companies. *Chambers USA* noted Barclay is, “intelligent, good natured and more than capable of handling a large-scale case.” Barclay serves on the firm’s Shale and Hydraulic Fracturing Task Force and has authored numerous articles and given multiple speeches across the nation and internationally on this topic. Barclay also serves as the Editor of www.frackingblog.com, a blog devoted to hydraulic fracturing.

Barclay’s energy related representations include litigation arising from various lease contracts and oil and gas related contracts, advice regarding the disclosure of hydraulic fracturing fluids, a dispute regarding a Joint Operating Agreement between oil and gas operators, lawsuits involving claims of groundwater contamination due to hydraulic fracturing operations, a major oil and gas drilling company in a dispute regarding drilling operations, a major multinational producer and refiner in \$500 million dispute with government over offshore oil rights, an international gas company in multiple take-or-pay contract disputes, and a Russian multinational oil producer and refiner over government related claims in ICC arbitration.

Barclay is an active member of the American Bar Association, currently serving as vice-chair of the International Energy & Natural Resources Committee and participating in several sections including the Environment, Energy and Resources Section, the Tort and Insurance Practice Section, and the Litigation Section. In addition to the ABA, Barclay serves as Chair of the Houston Bar Association’s Litigation Section and participates in the Oil, Gas & Energy

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Jesse is an attorney in the Lexington, Kentucky, office of Bingham Greenebaum Doll LLP. He is a member of the Environmental and Natural Resources Practice Group and focuses his practice on the representation of energy and natural resource industry clients regarding environmental compliance and permitting and transactional matters. Specifically, his transactional practice concerns mergers and acquisitions, leasing and contract issues, real estate matters, and financing, with an emphasis on the coal industry. Jesse is originally from Pikeville, Kentucky, and is a graduate of the University of Kentucky College of Law and the University of Kentucky Gatton School of Business and Economics. He is a member of the Kentucky Coal Association, Energy & Mineral Law Foundation, Lexington Coal Exchange and Coal Operators and Associates.

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Charles R. Patton
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Charles Patton is president and chief operating officer for Appalachian Power, serving approximately 1 million customers in West Virginia, Virginia and Tennessee. He has authority for distribution operations and a wide range of customer and regulatory relationships. Patton has approximately 26 years in the electric utility business and has served in numerous capacities throughout AEP.

Previously, Patton served in Columbus in the parent company's headquarters of American Electric Power as executive vice president - AEP Utilities West and senior vice president - Regulatory and Public Policy. A significant amount of Mr. Patton's career was in Texas where he served as president and chief operating officer of AEP Texas, serving approximately 901,000 customers and in varying executive roles responsible for external affairs in Texas and in the Southwestern region of AEP--Texas, Louisiana, Oklahoma and Arkansas.

Prior to joining AEP, Patton spent nearly 11 years in the energy and telecommunications business with Houston Industries/Houston Lighting & Power. While there, he worked in regulatory affairs assisting in the litigation and management of regulatory proceedings. He later became a policy specialist in government affairs and a lobbyist in Texas and Washington, D.C.

Patton has been active in state energy policy matters. He was appointed by former Texas Gov. George Bush to serve on the Texas Energy Coordination Council and the Interstate Oil and Gas Compact Commission. Later, Gov. Rick Perry appointed Patton to the Texas Energy Planning Council, which was established to advise the governor on energy matters.

Patton received a bachelor's degree (*cum laude*) from Bowdoin College in Brunswick, Maine, and a master's degree from the LBJ School of Public Policy at the University of Texas in Austin. He completed, with honors, undergraduate programs at Boston University, Harvard and American University.

He has served and chaired numerous professional civic organizations in the communities in which he has lived. Charles and his family reside in Charleston, West Virginia, where he currently serves on the Boards of the University of Charleston, the West Virginia Education Alliance, the West Virginia Regional Technology Park, the Clay Center for the Arts and Sciences of West Virginia and the Buckskin Council of the Boy Scouts of America. He has received numerous awards, most notably the NAACP's President's Award for his support in Texas. Mr. Patton also serves on the Advisory Board for the School of Natural Sciences at the University of Texas.

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John E. Rhine is a partner at Rhine Ernest LLP and practices from the firm's Evansville, Indiana location. His practice focuses on coal, oil and gas law and commercial transactions. He has represented many of the nation's largest mineral producers and lenders in transactions and litigation. Mr. Rhine is a trustee of the Energy & Mineral Law Foundation and past chairman of the Mineral Law Section Council and also the Law Office Economics Section Council of the Illinois State Bar Association. He currently serves on the board of directors of an Illinois Basin coal company operating mines in Indiana and Illinois.

Mr. Rhine is a graduate of the University of Illinois (J.D., magna cum laude, 1977) and served as law clerk to Justice Robert C. Underwood, Illinois Supreme Court, 1977-78, Special Assistant Attorney General, 1980-83, Chairman of Voices for Illinois Children, 1993-96, and Visiting Professor of Law, Moscow State Institute for International Relations (MGIMO), 1993, 1995.

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David G. Ries is a member of Clark Hill Thorp Reed in Pittsburgh, Pennsylvania, where he practices in the areas of environmental, commercial and technology law and litigation. He is a Past President of the Energy & Mineral Law Foundation (EMLF) and served two terms as a member and chair of a hearing committee for the Disciplinary Board of the Supreme Court of Pennsylvania. Dave received his B.A. from Boston College in 1971 and his J.D. from Boston College Law School in 1974 where he was a member of the *Boston College Industrial and Commercial Law Review*.

His environmental practice over the last 39 years has included a broad range of issues in federal and state courts and before administrative agencies, including CERCLA litigation, Clean Water Act litigation, solid and hazardous waste issues, Clean Air Act litigation, storage tank litigation, court and administrative challenges to regulatory programs and

defense of penalty actions. His technology practice has included a variety of litigation matters, including major systems implementations, and advising clients on a number of technology law issues such as hardware and software agreements, information security, privacy regulations, records management, e-discovery, and electronic contracting. He has regularly represented energy companies.

Dave has frequently spoken and written on environmental, technology, and ethics issues for legal, academic and professional groups including the EMLF, the American Bar Association, the Association of Corporate Counsel, the Pennsylvania Bar Institute, Carnegie Mellon University, Duquesne University, the American Academy of Forensic Sciences, and the National Groundwater Association. He serves on the Editorial Board of *Environmental Forensics* (a peer reviewed journal).

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Mr. Sebok has co-authored three law review articles in mining-related areas entitled "Legal Issues Surrounding Pre-Employment Physical Examinations in the Coal Industry," "Professional Liability of Non-Legal Consultants to the Minerals Industry," and "Defending Against Punitive Damages From the Answer Through the End of Trial."

Mr. Sebok is admitted to practice in West Virginia. He graduated *Order of the Coif* from Washington and Lee University School of Law in 1985. He was Note and Comment Editor for the *Law Review* and published an article while a staff member on union representation elections. He received his undergraduate degree in History/Religious studies from Albion College in Albion, Michigan.

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Eric L. Silkwood, a member of Charleston, West Virginia, based Hardy Pence PLLC, has over 7.5 years of experience in mine health and safety, workplace injury and premises liability. His area of focus is representing coal operators and individual members of management before the Federal Mine Safety & Health Review Commission and the West Virginia Coal Mine Safety Board of Appeals. He has extensive experience with MSHA investigations, handled the investigation of the largest mine explosion in recent years and frequently investigates and defends serious violations, claims of wrongful termination and issues related to regulatory compliance. Together with the other members of his Firm, Mr. Silkwood maintains a general litigation practice where the Firm represents operators, individuals and various companies in a broad range of matters pending before West Virginia's state and federal courts.

Mr. Silkwood is a 2006 graduate from the West Virginia University College of Law. He has spoken on mine safety topics at meetings of the West Virginia Coal Association and provided safety and health training for various operators. He earned the designation as a West Virginia 2013 Rising Star by Super Lawyers and is a member of the West Virginia Coal Association, the Energy & Mineral Law Foundation and the Virginia Transportation Construction Alliance (VTCA).

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A firm director and chair of the firm's Energy + Environment practice area, Andrew has more than 35 years of experience representing energy companies in civil litigation and in state public utility commission proceedings and contract negotiations. He counsels a variety of clients in energy-related businesses, including producers, pipeline companies and mid-stream marketers of oil, natural gas and natural gas liquids. He also advises utility clients and competitive electric retail suppliers on a variety of matters. Andrew received his J.D., *summa cum laude*, from The Ohio State University Moritz College of Law and is an author for the Ohio Energy + Environment resource blog. He is a member of the Ohio and Kentucky Bar Associations.

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John F. Sullivan III handles complex commercial disputes, whether in state or federal courts or in arbitration. Although he focuses his practice on energy-related disputes, including oil and gas matters, his deep experience includes litigating commercial agreements, trade secrets and other intellectual property, officer and director responsibilities, professional liability, unfair competition, shareholder oppression, indemnity rights and fiduciary duty matters. John also has significant experience in tort litigation, including cases arising from catastrophic accidents such as plant explosions, products liability, aviation and pharmaceuticals.

John is a passionate advocate and has not only tried many lawsuits to judge and jury, but has also handled high stakes arbitrations. He has also represented clients successfully in class certification proceedings and in numerous injunction hearings. John has appellate experience too, briefing and arguing cases to the higher state and federal courts, and has represented clients in countless alternative dispute resolution proceedings. He is certified as a specialist in the separate legal fields of civil trial law and personal injury trial law by the Texas Board of Legal Specialization.

Notwithstanding his zeal for advocacy, his overarching goal in each representation is to provide great service and wise and trustworthy counsel in order to obtain the result the client needs and desires—whether that result occurs after a trial or arbitration or pre-trial,

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John received his J.D., *cum laude*, from the University of Houston Law Center where he was editor of the *Houston Law Review*. He earned his B.B.A., *magna cum laude*, from the University of Oklahoma. He is admitted to practice in Texas.

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Joseph A. Tarantelli is an attorney with Chesapeake Energy Corporation in Oklahoma City, Oklahoma, where he focuses his practice in the areas of litigation and oil and gas. He received his B.S. from Xavier University and his J.D. from The George Washington University. Mr. Tarantelli is admitted to practice before the United States District Court for the Eastern and Western Districts of Kentucky and the Northern and Southern Districts of West Virginia and the United States Court of Appeals for the Sixth Circuit. He is a member of the Kentucky, West Virginia and American Bar Associations and a Trustee of the Energy & Mineral Law Foundation.

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Ms. Turner is a member of the law firm of Spilman Thomas & Battle, PLLC in Charleston, West Virginia, and heads the firm's Environmental Practice Group. She has broad legal and regulatory experience in environmental issues. Ms. Turner has over twenty years of experience in environmental matters, including work on the Clean Water Act (CWA), the National Environmental Policy Act (NEPA), the Safe Drinking Water Act (SDWA), the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Resource Conservation and Recovery Act (RCRA) and the Emergency Planning and Community Right-To-Know Act (EPCRA) and state environmental matters.

Ms. Turner previously served as Director of the West Virginia Department of Environmental Protection's Division of Water and Waste Management (formerly the Office of Water) from 2000 to 2005. She also served as counsel to the agency as Manager of its Office of Legal Services from 1998 to 2000.

Ms. Turner represents clients in federal and state courts, and state administrative boards, and focuses on litigation, permitting, compliance, enforcement, and regulatory issues. She is a frequent speaker on water issues and other environmental topics.

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James M. (Jamie) Van Nostrand
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Jamie Van Nostrand is an Associate Professor and Director of the Center for Energy and Sustainable Development at WVU College of Law. Before coming to WVU in July 2011, Mr. Van Nostrand spent three years as a member of the adjunct faculty at Pace Law School in White Plains, New York, and Executive Director of the Pace Energy and Climate Center, which is an environmental policy and advocacy organization active on energy and environmental issues in New York and the Northeast. Before entering into law school teaching, Mr. Van Nostrand had a successful career in private law practice as a partner in the Environmental and Natural Resources practice group of large law firms based in the Pacific Northwest. In his 22-year career in private practice, Mr. Van Nostrand represented energy clients in state regulatory proceedings in eight western states, as well as proceedings before the Federal Energy Regulatory Commission. Mr. Van Nostrand was recognized by the Energy Bar Association as its 2007 State Regulatory Practitioner of the Year. Before going into private practice, he spent five years with the New York Public Service Commission as an Assistant to the Commission for Opinions and Review and as Assistant to the Chairman.

Mr. Van Nostrand has taught courses in energy and regulated industries, environmental law, emissions trading, administrative law and business associations in various capacities at Lewis & Clark Law School, the University of Tennessee College of Law, the University of Iowa College of Law, and Pace Law School. He has published and lectured widely on emissions trading and strategies for reducing greenhouse gas (GHG) emissions, climate change, energy policy, renewable energy, utility rates and electric restructuring plans, and utility mergers and acquisitions. At the WVU College of Law, Mr. Van Nostrand teaches Energy Regulation, Markets and the Environment; Environmental Protection Law; Siting and Permitting of Energy Facilities; the Science and Technology of Energy; and Renewable Energy & Alternative Fuels. In his role as Director of the Center for Energy and Sustainable Development, Mr. Van Nostrand is involved in various energy and environmental efforts in West Virginia and the Appalachian region, offering objective, unbiased research and policy analyses and promoting policies that strike a proper balance between the development of energy resources and protection of environment.

Mr. Van Nostrand received his LL.M. in Environmental Law from Pace Law School in May 2011, his J.D. from the University of Iowa College of Law, his masters degree in economics from SUNY at Albany, and an undergraduate degree in economics from the University of Northern Iowa.

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In his role, Eric provides legal support for a variety of legal issues that affect Patriot and its subsidiaries, including domestic and international coal sales transactions, commercial litigation, mine safety & health legal matters, and other regulatory issues. Prior to joining Patriot in 2007, Eric was an associate attorney at Steptoe & Johnson PLLC, where he practiced in the firm's litigation and business departments.

A native of Williams Mountain in rural Boone County, West Virginia, Eric graduated with a B.S. in finance from the West Virginia University College of Business and Economics in 2001. Eric obtained his J.D. from the WVU College of Law in 2004, where he graduated as a member of the Order of the Coif.

In addition to his membership in the Energy & Mineral Law Foundation, Eric is also a member of the West Virginia Symphony Orchestra Board of Directors, WV Chamber of Commerce Environmental Committee, the WV Coal Association's Friends of Coal, and the Kanawha Valley Corvette Club. Eric currently resides in Charleston, West Virginia.

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John Kevin West
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John Kevin West is Managing Member of the Columbus, Ohio, office of Steptoe & Johnson PLLC. Mr. West's practice is primarily devoted to oil and gas litigation, lease and easement transactions, and legal due diligence for acquisitions. Prior to becoming a Member at Steptoe & Johnson PLLC, Mr. West was Managing Director of External Affairs with EQT Corporation and also served as EQT's Vice President of Legislative & Regulatory Affairs and Vice President and General Counsel of EQT Production. Mr. West was a partner with McCoy & West in Lexington, Kentucky, before his employment with EQT.

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**John D. Wilburn
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John Wilburn is a Partner with McGuireWoods LLP in Tysons Corner, Virginia. He has extensive courtroom experience and concentrates his practice in construction, commercial and products liability litigation. John has represented clients in all aspects of the construction industry, including owners, project lenders, contractors, specialty subcontractors, design professionals and sureties on all types of claims, including bid protests, design defects, and acceleration and delay claims. Representative projects include industrial facilities such as the Maersk APM Terminal in Portsmouth, Va.; the Richmond Conference Center; Home Depot facilities; and the Alexandria Sanitation Authority Water and Wastewater Treatment Facility.

In addition to his construction industry practice, John frequently litigates complex commercial matters for financial services industry clients. He leads the McGuireWoods team selected to defend the firm's largest financial services industry client against multiple UCC claims filed throughout the United States. His financial services industry experience involves all aspects of the bank/customer relationship, including Truth In Lending Act (TILA), Consumer Leasing Act, Real Estate Settlement Procedures Act (RESPA), Equal Credit Opportunity Act, Fair Debt Collection Practices Act (FDCP), Fair Credit Reporting Act (FCRA), RICO, and state consumer protection and unfair trade practices laws.

John also has extensive experience with representing energy clients on public utility and energy issues, including federal and state regulation of electrical and natural gas utilities and non-utility generation project litigation. His representation on behalf of energy industry clients includes litigating an extensive array of matters involving condemnation, quiet title, lease, government procurement and other issues.

He was named to "Legal Elite," *Virginia Business*, 2010, 2011 and named to "Virginia Rising Stars," Construction Litigation, Business Litigation, Super Lawyers, Thomson Reuters, 2009, 2010.

John received his J.D. in 1996 from Ohio Northern University Laude W. Pettit College of Law and his B.A. from East Carolina University in 1993. He is licensed to practice in the District of Columbia, Maryland and Virginia.

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The professional career of Guillermo Zúñiga has been developed for more than 13 years in the public sector, including several positions at the Energy Ministry, Mexican Petroleum (Pemex), Federal Commission of Electricity (CFE), and the Federal Competition Commission (CFC). He has been a part-time professor at the ITAM for almost 5 years in subjects related to economic law and energy.

Currently, Guillermo is Commissioner at the Energy Regulatory Commission (CRE), a Presidential appointee with Senate confirmation for a term of five years, until December 31, 2017.

His specialties include regulatory policy, hydrocarbons and electricity law, including public bidding processes, energy contracts and infrastructure projects.

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