

Energy & Mineral Law Foundation
31st Annual Institute
May 9-11, 2010

About the speakers . . .

Donnie L. Adkins, II

Donnie L. Adkins, II is an associate in the Litigation Department of Dinsmore & Shohl LLP, in Charleston, WV, and a member of the Environmental and Natural Resources Practice Groups. His practice includes civil and administrative litigation related to the energy industry, with a particular emphasis on environmental issues and natural resources law.

Mr. Adkins also has significant experience in government relations matters. Since 2007, Donnie has served as Chief of Staff/General Counsel for West Virginia Senate Minority Leader Don Caruth. He also worked as a staff aide in the office of Congresswoman Shelley Moore Capito in Washington, D.C. in 2005 and 2006.

Mr. Adkins earned his LL.M., Law and Government, American University, Washington College of Law (2006). He obtained his J.D. from the West Virginia University College of Law and his M.A. in Political Science and a B.A. in History from West Virginia University. He is admitted to practice in West Virginia and the District of Columbia.

Donnie L. Adkins, Dinsmore & Shohl, LLP, Huntington Square, 900 Lee Street, Suite 600, Charleston, WV 25301. Phone: 304.357.0903. Email: Donnie.adkins@dinslaw.com.

Kathy G. Beckett

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

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

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

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

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

Karen C. Bennett

As Vice President, Environmental Affairs, at the National Mining Association, Karen is responsible for developing regulatory and policy positions on water related issues arising under the Safe Drinking Water Act and the Clean Water Act, including Section 404 permitting. Karen is also responsible for coordinating the association's policy positions on all environmental issues.

Prior to joining NMA in 1999, Karen focused on public lands, and issues arising under the various environmental statutes, as Director of the Public Lands Council, National Cattlemen's Beef Association.

Karen is a graduate of the University of Wisconsin and the University of Denver College of Law.

Karen C. Bennett, National Mining Association, 101 Constitution Ave., NW, Suite 500 East, Washington, DC 2001. Phone: 202.463.2600. Email: KBennett@nma.org.

Wesley B. Boggs

Wesley B. Boggs is an associate in the Bristol, Tennessee office of Penn, Stuart & Eskridge, P.C. His areas of practice include business transactions, corporate law, and the representation of coal and energy companies in acquisitions, contract mining arrangements, mineral leasing and general business matters.

Mr. Boggs is admitted to practice law in Kentucky, Tennessee and Virginia. He obtained his B.A. *summa cum laude* from Emory & Henry College and his J.D. *magna cum laude* from the University of Tennessee College of Law, where he served as editor in chief of the *Tennessee Law Review*.

Wesley B. Boggs, Penn, Stuart & Eskridge, 804 Anderson Street, Bristol, TN 37620. Phone: 423.793.4809. Email: wboggs@pennstuart.com.

John T. Boyd II

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

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

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

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

John T. Boyd II, John T. Boyd Company, 4000 Town Center Blvd., Suite 300, Canonsburg, PA 15317. Phone: 724.873.4400. Email: jtb2@jtboyd.com.

Joseph R. Brendel

Mr. Brendel is a partner with Thorp Reed & Armstrong, LLP who has practiced in the field of environmental law for over 25 years. His experience includes regulatory compliance counseling, administrative enforcement actions, site remediations, brownfield redevelopment, environmental auditing and compliance programs, negotiation of environmental provisions of acquisition and divestiture agreements, and related litigation. He has assisted clients in the development and maintenance of environmental management systems designed to minimize potential environmental liabilities. Mr. Brendel has represented clients in numerous states, and before many state environmental agencies and regional offices of the U.S. Environmental Protection Agency.

In addition to the Energy & Mineral Law Foundation, Mr. Brendel is a member of the Air & Waste Management Association, the Allegheny County Bar Association's Environmental Law Section (Council member since 2006), the Pennsylvania Bar Association's Environmental, Mineral and Natural Resources Law Section, and the American Bar Association's Section of Environment, Energy and Resources. He also is a Voting Member of ASTM's (American Society for Testing and Materials) Committee E50 on Environmental Assessment, Risk Management and Corrective Action, and a participant on the ASTM task group reviewing the E1527 Standard Practice on Phase I Environmental Site Assessments. Mr. Brendel is a frequent speaker and author on such topics as environmental considerations for contractors and developers, the U.S. EPA's rules and related ASTM standards for conducting All Appropriate Inquiries, and regulation of stormwater discharges.

Mr. Brendel has been named a Pennsylvania Super Lawyer, an honor bestowed upon the top five percent of Pennsylvania lawyers. He received his B.A. from Cornell University

and his J.D. from the Marshall-Wythe School of Law at the College of William and Mary where he was on the Law Review.

Joseph R. Brendel, Thorp Reed & Armstrong, One Oxford Centre, 301 Grant Street, Floor 14, Pittsburgh, PA 15219. Phone: 412.394.2373. Email: jbrendel@thorpreed.com.

Stephen Bupp

Stephen Bupp is a landman at EQT Production Company in Charleston, WV, where his work is focused on title issues surrounding oil and gas development.

Mr. Bupp received a B.A. degree in Political Science and History, *magna cum laude*, from West Virginia University in 2006 and a J.D. degree from the West Virginia University College of Law in 2009. During law school, he earned entrance into the Phi Delta Phi International Legal Fraternity, and won the CALI Award for Business Organizations. Mr. Bupp is admitted to the West Virginia State Bar, the Supreme Court of Appeals of West Virginia, and the U.S. District Court for the Southern District of West Virginia. His professional memberships include the West Virginia Bar Association, the Michael Late Benedum Chapter of the American Association of Petroleum Landmen, and the Energy & Mineral Law Foundation.

Stephen Bupp, EQT Production, 1710 Pennsylvania Avenue, Charleston, WV.
Phone: 304.348.7602. Email: sbupp@eqt.com.

Christopher A. Davis

Mr. Davis is Vice President of Business Development for Montauk Energy, an alternative energy company developing, owning and operating landfill methane based processed methane and power projects. His responsibilities encompass identifying and executing on opportunities for new energy projects and services, acquisitions and divestitures, alliance and joint ventures, and growth strategy development and execution. He has over 30 years of experience in the development, construction, operation and management of renewable, alternative and conventional energy projects and transactions. Prior to joining Montauk, he held operational and business development positions with DTE Energy, Consolidated Natural Gas, and Constellation Energy. Mr. Davis obtained his Bachelor of Science degree in Mechanical Engineering from the University of Maryland and a Masters Degree in Management from The Johns Hopkins University. He is a registered Professional Engineer. Mr. Davis can be reached at (412) 747-8719 or cdavis@montaukenergy.com.

Christopher A. Davis, Montauk Energy Capital, LLC, 680 Anderson Drive, Foster Plaza 10, Fifth Floor, Pittsburgh, PA 15220. Phone: 412.747.8719. Email: cdavis@montaukenergy.com.

Nicholas “Corky” DeMarco

Nicholas “Corky” DeMarco is currently the Executive Director of West Virginia Oil and Natural Gas Association, having held this position since 2002. Over the past 35 years, he’s had experience in both the public and private sector. Corky was instrumental in creating the West Virginia Natural Resources Transporters Association to deal with coal trucking issues and served as its first Executive Director. He served on the Senior Staff of Governor Cecil H. Underwood as Director of Operations for the State of West

Virginia. He served as President and Chief Operating Officer of BMW Med. Tec. of West Virginia Inc., a biological and medical waste transport and disposal company. Prior to this, Corky held various positions with the State of West Virginia, including State Medicaid Director.

Corky is a proud lifelong resident of West Virginia. He received a B.S. in Business Administration and Economics from West Virginia State University, and did post graduate work at Marshall University and West Virginia College of Graduate Studies. He is married to Catherine DeMarco, and they have three grown sons.

Nicholas "Corky" DeMarco, West Virginia Oil & Natural Gas Association, P.O. Box 3231, Charleston, WV 25332. Phone: 304.343.1609. Email: demarco@wvonga.com.

J. Kevin Ellis

Kevin Ellis joined Bluestone Energy Partners in 2010, focusing his efforts on business development and serving as in-house counsel. Bluestone Energy Partners is an oil and natural gas exploration and production company headquartered in Ellenboro, WV with operations in West Virginia and Pennsylvania. Previously, Kevin was with the law firm of Steptoe & Johnson PLLC in the firm's Morgantown, West Virginia office, where he was a member of the firm's Energy Practice Group. During his time with Steptoe & Johnson, Kevin's law practice focused on mineral title and real property law, land and mineral transactions, business and asset acquisitions, regulatory and permitting matters, as well as related business litigation for clients in the coal, oil and gas industry.

During and continuing after Kevin's graduation from the Citadel, The Military College of South Carolina in 1992, he served in the United States Army Reserves, both in the enlisted ranks and as a commissioned officer. He was deployed with his reserve unit to Southwest Asia in support of Desert Storm. Before attending law school, Kevin spent nine years in store operations, loss prevention and human resources for a regional retail grocery store chain in the southeast United States.

Kevin obtained his law degree from the West Virginia University College of Law, where he graduated with honors. He is an active member of the bar in the states of West Virginia and South Carolina. Kevin is admitted to practice before the state courts in South Carolina, and the state and federal district courts in West Virginia. Kevin is an active member of the Energy & Mineral Law Foundation, IOGAWV and the Michael Late Benedum Chapter of the AAPL.

J. Kevin Ellis, Bluestone Energy Partners, P.O. Box 249, Ellenboro, WV 26346. Phone: 304.869.3404. Email: kevinellis@bluestoneenergypartners.com.

Sharon O. Flanery

Sharon Flanery is a member of Steptoe & Johnson in Charleston, West Virginia where she leads the firm's Energy and Natural Resources team. She concentrates her practice in energy and mineral law in which her experience includes drafting, negotiating and interpretation of transactional documents, leases, joint venture agreements, contract mining agreements, joint operating agreements, sales and marketing agreements, as well as due diligence in acquisitions and divestitures. She also has general property

experience in land development and dispositions issues, including asset sales, rights of ways, deeds, land use and damage issues. Ms. Flanery has addressed federal mining benefits statutory issues, admiralty issues, hydro issues and pipeline issues, including encroachment policies and Department of Transportation enforcement issues. She has also handled cases addressing operational conflicts between various property estates.

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 a Trustee for the Energy & Mineral Law Foundation and is a past member of the Board of Directors for the Black Diamond Girl Scout Council. Ms. Flanery is also a member of the Advisory Accreditation Committee for the Department of Petroleum Engineering at West Virginia University. She is co-author of "Orphans, Foundlings and Wards of the State: Plugging Liability for Orphaned and Abandoned Wells in the Eastern United States," "The Use of Minirials in Mineral Disputes" and "The Balancing of Coal and Coalbed Methane Interests Within the Coalbed Methane Statutory Schemes of Virginia, West Virginia and Kentucky." She also co-authored the paper "Application of Log-Inject-Log in Granny's Creek Oil Field" for a Society of Petroleum Engineers Regional Conference. 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 she was selected as a guest lecturer by the Dean of the WVU College of Engineering and Minerals for the Distinguished Lecture Series.

Sharon O. Flanery, Steptoe & Johnson PLLC, Chase Tower, Eighth Floor, Charleston, WV 25301. Phone: 304.353.8155. Email: flanerys@steptoe-johnson.com.

Fredric J. George

Fredric J. George is a senior counsel with NiSource Corporate Services, the shared legal service provider within the NiSource family of energy companies. His practice is focused exclusively on representing and advising NiSource Gas Transmission & Storage in Federal Energy Regulatory Commission matters with a focus on construction, abandonment and certain environmental and landowner matters. NiSource Gas Transmission & Storage includes, among others, interstate pipelines Columbia Gas Transmission, LLP and Columbia Gulf Transmission Company. He has represented these interstate pipelines in various certificate and tariff related matters before the FERC

as well as in federal appellate court for over 25 years. He represented Columbia Gas Transmission, LLP before the New York Public Service Commission in a litigated proceeding and on appeal that highlighted FERC's preemption of state efforts to regulate interstate pipeline projects. Before becoming a "pipeline lawyer" he was the managing attorney for a 50-plus attorney government legal office and represented selected state agencies in both state and federal court matters, including state criminal appeals and federal prisoner civil rights and habeas corpus actions. His government and interstate pipeline legal work have included appellate briefing and oral argument in both civil and criminal matters in the WV Supreme Court of Appeals and the US Courts of Appeals for the D.C. and Fourth Circuits. He is admitted to practice in West Virginia and North Carolina.

Fredric J. George, Nisource Corporate Services, 1700 MacCorkle Ave., S.E., Charleston, WV 25314. Email: fgeorge@nisource.com

Timothy J. Hagerty

Tim Hagerty is a Member in the Louisville, Kentucky office of Frost Brown Todd LLC, where he concentrates his practice in environmental, natural resources, and land use law. He has practiced for over fifteen years in the areas of wetland and stream regulation, as well as wastewater permitting, under the Clean Water Act. Mr. Hagerty has assisted clients in obtaining and defending permits under the Clean Water Act for projects ranging from large, master-planned communities to large-scale commercial developments to riverboat casinos. He has provided compliance counseling and represented clients in litigation concerning surface mining, oil and gas operations, major electric generation and transmission projects, petroleum pipeline projects, and major highway and transit projects throughout the country. Mr. Hagerty also has extensive experience assisting public and private clients in complying with the National Environmental Policy Act (NEPA), the Endangered Species Act, the Clean Air Act, the National Historic Preservation Act, and related resource review requirements. Mr. Hagerty is a frequent speaker at regional and national conferences and seminars regarding the Clean Water Act, NEPA, and related environmental laws. Before joining Frost Brown Todd, Mr. Hagerty practiced environmental law with Beveridge & Diamond, P.C., in Washington D.C. He is a graduate of the Yale Law School and the University of Louisville.

Timothy J. Hagerty, Frost Brown Todd LLC, 400 W. Market St., Floor 32, Louisville, KY 40202-3363. Phone: 502.568.0268. Email: thagerty@fbtlaw.com.

Jessica A. Hall

Jessica A. Hall joined Crowell & Moring's Washington, D.C. office as an associate in 2005. Her practice involves environmental and natural resource law, with a special focus on climate change. She litigates tort cases involving greenhouse gases and advises clients on existing and emerging regulatory requirements relating to climate change.

Jessica has experience litigating Clean Air Act and environmental tort cases and in arbitrating disputes arising under the North American Free Trade Agreement. She also has an interest and growing expertise in the emerging area of nanotechnology law. Jessica's active pro bono practice has included testifying before the D.C. Council on proposed legislation and authoring a successful amicus brief filed in the U.S. Supreme Court. Jessica earned her B.S.

from the Massachusetts Institute of Technology, where she graduated Phi Beta Kappa. She is a graduate of the University of Chicago Law School, where she also devoted time to the Mandel Legal Aid Clinic, advocating on behalf of persons experiencing employment discrimination. While in law school, she interned in the appellate office of the U.S. Department of Justice, Environmental and Natural Resources Division. Prior to coming to Crowell & Moring, Jessica worked as an assistant to Judge Abner J. Mikva, former chief judge for the U.S. Court of Appeals for the D.C. Circuit. She is admitted to practice in the District of Columbia and New York.

Jessica A. Hall, Crowell & Moring LLP, 1001 Pennsylvania Avenue, NW, Washington, DC 20004. Phone: 202.624.2926. Email: jhall@crowell.com.

Frank B. Harrington

Frank B. Harrington is currently the Vice President and Deputy General Counsel – Mining for Alpha Natural Resources. Through its affiliates, Alpha is the third largest coal producer in the United States on the basis of tons produced with over 6,000 employees at operations in 5 states. Frank assumed his current position immediately following Alpha’s recent merger with Foundation Coal, where Frank had served as in-house counsel since August 1, 2004. He is a member of the Pennsylvania and New Jersey bars and is admitted as corporate counsel to the Virginia bar.

Frank has been active in the coal industry since commencing his law practice with Buchanan Ingersoll, where he worked as an attorney starting in 1994. He was a member of the firm’s Litigation Section and its Coal Industry Practice Group. His practice focused on complex commercial litigation and he worked on numerous high-profile matters involving coal producers. He has extensive experience with coal supply contracts and disputes arising under them.

Frank grew up in Rochester, New York and graduated from the University of Rochester in 1989. As part of his honors program in the political science department at Rochester, Frank wrote his thesis on “*Strategic Voting By Olympic Figure Skating Judges.*” He remained in the Upstate New York area and attended law school at Syracuse University. He received his Juris Doctor degree in 1992. Upon graduation from law school, Frank served as a law clerk to the Honorable Sue. L. Robinson of the United States District Court for the District of Delaware.

Frank is active in the Energy and Mineral Law Foundation and presently serves on its Board of Trustees. For the EMLF’s 2007 Annual Institute, Frank authored and presented a chapter entitled “*Form Over Substance: Potential Pitfalls in Coal Trading Form Contracts.*”

Frank now resides in Bristol, Tennessee with his wife Kim and their 4-year-old daughter.

Frank B. Harrington, Alpha Natural Resources, Inc., One Alpha Place, P.O. Box 2345, Abingdon, VA 24213. Phone: 276.739.5301. Email: fharrington@alphanr.com.

William M. Herlihy

William M. Herlihy is a member of Spilman Thomas & Battle, PLLC in the Charleston, West Virginia, office where he chairs the Natural Resources Practice Group. Bill's practice specializes in energy and natural resources law, with an emphasis on the coal and natural gas industries. This practice area has been his focus for over 25 years. Bill assists operating companies in contractual transactions, such as the acquisition and sale of assets, service contracts, leases and other property documents, and fuel sales agreements. In addition, Bill represents his energy clients in disputes and negotiations with state and federal regulatory agencies before administrative bodies and in federal and state courts. His practice also includes the representation of operating companies and financial institutions in lending and other financial arrangements that involve the energy sector.

A nationally recognized practitioner in the areas of natural resources and energy law, Bill is honored with listings in the 2010 edition of *Chambers USA America's Leading Lawyers for Business*, the 2010 edition of *The Best Lawyers in America*, and the 2009 edition of *Super Lawyers*. Bill is an active member of the Energy & Mineral Law Foundation and is currently serving on its Board of Trustees. Bill is a member of the Energy Committee of the West Virginia Chamber of Commerce and serves on its Marcellus Shale Subcommittee. He was selected in 2001 as a member of West Virginia Governor Wise's Energy Task Force.

Bill received his undergraduate and law degrees from the University of Virginia. He is admitted to practice before the West Virginia Supreme Court of Appeals, the U.S. District Courts for the Northern and Southern Districts of West Virginia, the U.S. Supreme Court of Appeals for the Fourth Circuit and the United States Supreme Court.

William M. Herlihy, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East, Charleston, WV 25301. Phone: 304.340.3800. Email: wherlihy@spilmanlaw.com.

Natalie N. Jefferis

Natalie N. Jefferis is a Regional Land Director for EQT Gathering, LLC in their Pittsburgh, Pennsylvania office. Mrs. Jefferis is responsible for managing the Pennsylvania midstream land department. Her department supports acquisition of rights of way for new pipeline construction projects in Pennsylvania. Mrs. Jefferis joined EQT in 2006 and was responsible for clearing title to conventional shale wells, coalbed methane wells and horizontal wells in the Big Sandy Field. Prior to joining EQT, Mrs. Jefferis worked as an associate at Bowles Rice McDavid Graff & Love, LLP in the Charleston office. While at Bowles Rice, she was an associate in the Energy Group and her practice focused on coal contracts, oil and gas litigation and arbitration and commercial real estate transactions.

Mrs. Jefferis is an active member of the Energy and Mineral Law Foundation and served on the 2008 planning committee and currently serves on the Board of Trustees for EMLF. She earned her J.D. from West Virginia University College of Law in 2002 and her Bachelor of Science in Finance from Fairmont State College. She is admitted to practice in the state of West Virginia and before the United States District Court for the Southern District of West Virginia.

Natalie N. Jefferis, EQT Gathering LLC, 625 Liberty Ave, Pittsburgh, Pennsylvania 15222. Phone: 412-395-5536. Email: njefferis@eqt.com

Randall C. Light

Randy Light, a Member in Steptoe & Johnson's Clarksburg office, focuses his practice in the areas of commercial, corporate, real estate, and natural resources law. He also serves on Steptoe & Johnson's Ethics Committee and regularly advises firm lawyers about professional responsibility and conflicts of interest issues. Mr. Light advises clients about their choices of business entities and the formation, capitalization, operation, and management of their commercial enterprises. He works with lenders and borrowers in the structuring and collateralization of commercial loans. He is a title insurance agent for two national title insurance companies.

Mr. Light is a member of the Center for Professional Responsibility and the Business Law Section of the American Bar Association and the Real Estate, Zoning & Land Use Committee of the West Virginia State Bar Association. He is on the Board of Directors of the Harrison County Chamber of Commerce, the United Way of Harrison County and the Allohak Council of the Boy Scouts of America. He has been named one of *The Best Lawyers in America*® in the areas of Banking Law and Real Estate Law.

Mr. Light has been a lecturer at numerous seminars on professional responsibility, commercial and real estate law issues.

Randall C. Light, Steptoe & Johnson PLLC , Chase Tower, Sixth Floor, 229 W. Main Street, Clarksburg, WV 26301. Phone: 304.624.8125. Email: randy.light@steptoe-johnson.com

Bridget E. Littlefield

Bridget Littlefield is an attorney in the Washington, D.C. office of Crowell & Moring LLP. She is a member of the firm's Environment & Natural Resources Group and her practice focuses primarily on federal court litigation, federal administrative practice and counseling in matters arising under the Mine Safety and Health Act.

Bridget joined Crowell & Moring LLP's Washington, D.C. office in 2001 after clerking for the Honorable Frederic N. Smalkin in the United States District Court for the District of Maryland. She is a member of the bars of the State of Maryland and the District of Columbia. Bridget graduated, Phi Beta Kappa, *cum laude*, from the University of Maryland Honors Program. She received her J.D. with honors from the University of Maryland School of Law in 2000, where she was a member of the Order of the Coif and was an editor on the *Maryland Law Review*.

Bridget E. Littlefield, Crowell & Moring LLP, 1001 Pennsylvania Avenue, N.W., Washington, DC 20004. Phone: 202.624.2500. Email: blittlefield@crowell.com.

Ann M. Mason

Ann Mason is counsel in the Washington, D.C. office of Crowell & Moring and a member of the White Collar & Regulatory Enforcement Group. Her practice focuses on the representation of corporate and individual clients in criminal litigation, in criminal, regulatory, congressional, and internal investigations, and in related civil matters. She has

defended clients under investigation for or charged with manipulation of commodities prices, violation of antitrust laws, violation of mine safety laws, securities fraud, tax fraud, conspiracy, wire fraud, obstruction of justice, and federal narcotics and firearms offenses. Ann also has represented corporations in civil matters, including civil forfeiture actions, False Claims Act *qui tam* litigation, contract disputes, and copyright infringement litigation.

Ann received her law degree in 2003 from the William and Mary School of Law, where she served as the Senior Notes Editor for the *William and Mary Law Review* and as a member of the *William and Mary Journal of Women and the Law*. She graduated from the University of Virginia in 1999 with a B.A. in American Politics.

Before joining Crowell & Moring in 2004, Ann served as a law clerk to the Honorable G. Kendall Sharp, Senior United States District Judge for the Middle District of Florida. Ann is admitted to practice in Washington, D.C. and New York.

Ann M. Mason, Crowell & Moring LLP, 1001 Pennsylvania Avenue, N.W., Washington, DC 20004. Phone: 202.508.8802. Email: amason@crowell.com.

Joyce E. McConnell

Joyce E. McConnell is the William J. Maier, Jr. Dean of the West Virginia University College of Law and also a professor of law. Dean McConnell joined the WVU College of Law faculty in 1995. She previously served two terms as the Associate Dean for Academic Affairs. She teaches primarily in the area of property law, specifically first-year property, natural resources, and land-use planning. She also teaches gender and law and skills classes, such as interviewing, counseling and negotiating. Dean McConnell is a nationally recognized scholar on domestic violence and her article, *Beyond Metaphor: Battered Women, Involuntary Servitude and the Thirteenth Amendment*, is excerpted in *DOMESTIC VIOLENCE AND THE LAW: THEORY AND PRACTICE*, a textbook on gender and domestic violence.

Dean McConnell earned her LL.M. from Georgetown University Law Center, her J.D. from Antioch College of Law and her B.A. degree at Evergreen State College. Before entering law teaching, she clerked for the Honorable Melvin Welles, Chief Judge of the National Labor Relations Board. She served as a clinical teaching fellow at the Center for Applied Legal Studies at Georgetown University Law Center.

She has been a faculty member at West Virginia University College of Law for twelve years, taught at the City University of New York for eight years, and was a visiting professor at the University of Maryland.

Dean McConnell is on the Executive Committee of the Section on Natural Resources of the Association of American Law Schools and a Committee member on the ABA Committee on Land Trusts. She is a past President of the Section on Women in Legal Education of the Association of American Law Schools. Working in partnership with others at West Virginia University, she has received more than \$1.5 million in grants from the Kellogg Foundation, the US Geological Survey and the USDA to provide service-learning opportunities to law students to assist low-income rural communities and their residents. She is active in land-use planning and conservation in West Virginia and was a founding member and President of the West

Virginia Land Trust.

Dean McConnell has received many awards and recognitions. She was the Featured Alumna in Georgetown University Law Center's Clinical Programs and Graduate Teaching Fellowships for 2007. She received the West Virginia Law Review Outstanding Faculty Contribution in 2003-04 and West Virginia Law Review Outstanding Faculty Contribution in 2006-07. For her service to women, West Virginia University awarded her the Mary Catherine Buswell Award for outstanding service to further equality of opportunity for and achievement of women in 2001-02 and the West Virginia University College of Law awarded her the Women's Law Caucus 1st Annual Women's Award in 1998.

Joyce E. McConnell, West Virginia University College of Law, P.O. Box 6130, Morgantown, WV 26506. Phone: 304.293.6823. Email: joyce.mcconnell@mail.wvu.edu.

David T. McIndoe

David T. McIndoe is a Partner with Hunton & Williams in Washington, DC. Mr. McIndoe is co-head of the Derivatives Team and the Commodities Trading Group. He also is a member of the Asset Securitization Team.

Mr. McIndoe's practice focuses primarily on derivatives and commodities transactions. He also specializes in capital markets transactions with derivatives components and compliance issues under the Commodities Exchange Act. He advises clients on a wide range of transactions, including forward contracts, swaps, options, hybrids and structured securities. His practice also involves disputes and litigation regarding derivative transactions. Mr. McIndoe also advises clients on repurchase agreements and securities lending arrangements. In addition, he has closed numerous structured finance, securities and general business transactions. His clients include energy firms, investment banks, commercial end users, pension funds, life insurance companies, asset managers and pooled investment funds.

Mr. McIndoe is a member of the District of Columbia Bar, the Virginia State Bar, the American Bar Association, the Energy Bar Association and the ISDA North American Committee on Equity Derivatives.

He received his J.D. from Washington and Lee University School of Law, 1998 and his B.A. from Dartmouth College in 1994.

David T. McIndoe, Hunton & Williams LLP, 1900 K Street NW, Washington, DC 20006. Phone: 202.955.1947. Email: dmcindoe@hunton.com.

Michael O. McKown

Michael O. McKown serves as Senior Vice President, General Counsel and Secretary for Murray Energy Corporation, a large, privately held coal company with operations in Ohio, Utah, Illinois and Kentucky. He has been the chief legal officer at Murray for over eleven years. A graduate of the University of Akron School Of Law, Mr. McKown served for four years as a captain in the U.S. Army Judge Advocates General's Corps, including three years as a defense counsel in Frankfurt, West Germany. After leaving the army, he joined the legal department at Peabody Coal Company, where he specialized in

mine safety and health, labor and human resources issues. He joined Arch Mineral Corporation in 1990, and was Vice President of Human Resources. Just prior to joining the Murray organization, Mr. McKown was in private practice in St. Louis, Missouri and also served as a trustee of the UMWA 1993 Benefits Plan.

Michael O. McKown, Murray Energy Corporation, 29325 Chagrin Blvd., Suite 330, Pepper Pike, OH 44122. Phone: 314.854.1351. Email: mmckown@coalsource.com.

Robert G. McLusky, Jackson Kelly PLLC

Robert G. McLusky is a Member in the Firm's Environmental Law Practice Group in Charleston, West Virginia. Mr. McLusky's practice focuses on environmental litigation and client counseling for the chemical and coal industries in West Virginia and surrounding states. He provides advice on permitting, surface mining, water discharge, and other environmental issues. His areas of practice are Coal, Energy and Natural Resources, Environmental, Environmental Litigation, Facility Siting, Litigation, Mining and Reclamation, Superfund/CERCLA, Water Quality and Permitting. For the past decade, most of his time has been spent representing the coal industry in the mountaintop mining controversy: *OVEC v. Aracoma Coal Co.*, 556 F.3d 177 (4th Cir. 2009); *OVEC v. Bulen*, 429 F.3d 493 (4th Cir. 2005); *Kentuckians for the Commonwealth v. Rivenburgh*, 317 F.3d 425 (4th Cir. 2003), and *West Virginia Coal Association v. Bragg*, 248 F.3d 275 (4th Cir. 2001)). He has also represented much of the coal industry in water permitting and compliance issues concerning selenium.

Mr. McLusky has been admitted to the United States Supreme Court; U.S. Circuit Court of Appeals, District of Columbia Circuit; U.S. Circuit Court of Appeals for the Fourth Circuit; U.S. District Court, Northern District of WV; U.S. District Court, Southern District of WV; and the West Virginia Supreme Court.

Robert G. McLusky, Jackson Kelly PLLC, 500 Lee Street East, Suite 1600, Charleston, WV 25301. Phone: 304.340.1381. Email: rmclusky@jacksonkelly.com.

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, Oil and Gas Chair for the 2008 EMLF Annual Institute; West Virginia State Bar; Kanawha County Bar Association; and the American Bar Association. He is listed in *West Virginia Superlawyers*® (Civil Defense Litigation) and in *Woodward & Whyte's Best Lawyers in America*® (Oil & Gas Law).

Mr. Miller earned his J.D. at the West Virginia University College of Law 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.

Timothy M. Miller, Robinson & McElwee PLLC, 400 Fifth Third Center, 700 Virginia Street, East, Charleston, WV 25301. Phone: 304.347.8336. Email: tmm@ramlaw.com.

C. David Morrison

C. David Morrison, Steptoe & Johnson PLLC, is Chair of the firm's Labor and Employment Department. His office is located in Clarksburg, West Virginia. He has 28 years of experience in employment counseling, supervisory training and litigation in state and federal court as well as before federal agencies such as the NLRB. In addition, Mr. Morrison handles "deliberate intent" claims on behalf of employers in West Virginia.

Currently, Mr. Morrison is President of the Energy & Mineral Law Foundation, 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 is also a member of the Board of Directors of 20/10 Consulting, LLC and the Harrison County YMCA. He chaired the Academic Excellence Committee for Harrison County Catholic Schools for a number of years. He is a past member and executive committee member of the Board of Trustees of Alderson-Broadus College, where he served for 12 years. He has also coached youth league sports for 27 different seasons.

Mr. Morrison has been recognized by Chambers USA as a "leading lawyer" for employment law since 2004, has been listed in "Best Lawyers in America" for employment, labor law and mining law since 2005, and has been identified as a West Virginia "Super Lawyer" in employment law since 2006. He has presented over 75 seminars, and has served as an adjunct lecturer on both trial advocacy and pre-trial strategies at West Virginia University College of Law. He also coached the West Virginia College of Law National Moot Court Team for four years.

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

Roger L. Nicholson

Roger L. Nicholson is the Senior Vice President, General Counsel and Secretary of International Coal Group, Inc., a leading Central and Northern Appalachian coal producer with complementary operations in the Illinois Basin. International Coal Group, Inc. is publicly traded on the New York Stock Exchange.

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

Mr. Nicholson is admitted to practice law in Kentucky and West Virginia. He is a Trustee-at-Large of the Energy & Mineral Law Foundation. He earned a B.S. in economics from Georgetown College and a J.D. from the University of Kentucky.

Roger L. Nicholson, International Coal Group, Inc., 300 Corporate Centre Drive, Scott Depot, WV 25569. Phone: 304.760.2616. Email: RNicholson@intlcoal.com.

George A. Patterson III

George Patterson is a partner in the Charleston office of Bowles Rice McDavid Graff & Love and a member of the Coal, Oil & Gas Practice Group. He has a wide variety of legal experience, but now limits his practice to matters involving oil and gas, coal and commercial real estate law.

George is a Past Trustee of the Energy & Mineral Law Foundation and served as chairman of its Oil and Gas Committee (1996 - 1997). He was named to *Best Lawyers in America* in the area of oil and gas law and named a 2010 *West Virginia Super Lawyer* in the Business/Corporate practice area.

He is frequently invited to write and speak for legal and industry publications and meetings. He authored "*Is a Gas Purchase Agreement Subject to UCC Section 2-306 17,*" *E. Min. L. Inst.* Ch. 18 (1997). He co-authored the appendix for "*Conflicting Rights and Interests Among Oil and Gas Lessees, Surface Owners and Other Interest Holders,*" by Russell L. Schetroma, Esq., *West Virginia, 23 Energy & Min. L. Inst.* Ch. 9, page 289 (2002).

His presentations include: "Royalty Litigation After *Tawney*," at the 2006 Appalachian Producers Seminar in Pittsburgh, Pennsylvania.; "Conflicts in Operations: SMCRA and Coal, Oil & Gas, and Timber Operations" for the Oil and Gas Viewpoint; 31st Kentucky Mineral Law Conference in Lexington, Kentucky (2006) with William Herilhy and George Shukis; "A Proper Oil and Gas Loan" at the 2006 West Virginia Bankers Association and Independent Oil and Gas Association seminar in Charleston, West Virginia; "Coal Bed Methane Ownership" at the 2004 Appalachian Producers Seminar, Lexington, Kentucky; "Gas Purchase Contracts After Enron: The Producer View," at the 2003 Appalachian Producers Seminar, Charleston, West Virginia; "Oil and Gas Operations: Areas of Mutual Interest" at the 23rd Annual Institute Energy & Mineral Law Foundation, Baltimore, Maryland (2002).

George graduated, *magna cum laude*, from West Virginia University in 1976, and received his law degree in 1979 from West Virginia University College of Law. During law school, George served as managing editor of the *West Virginia Law Review* and was an instructor of accounting at West Virginia University College of Business.

George is admitted before the West Virginia Supreme Court, the U.S. District Courts for the Northern and Southern Districts of West Virginia and the United States Court of Appeals for the Third Circuit. He is a member of the West Virginia State Bar and the West Virginia Bar Association.

George A. Patterson, Bowles Rice McDavid Graff & Love LLP, 600 Quarrier Street, Charleston, WV 25301. Phone: 304.347.1118. Email: gpatterson@bowlesrice.com.

Christopher B. Power

Christopher B. Power is a Partner in the Litigation Department of Dinsmore & Shohl's Charleston office. Kip's practice encompasses civil and administrative litigation related to

the energy industry, with a particular emphasis on coal mining and related operations. His practice also includes general industry compliance counseling and representation in matters arising under federal environmental statutes and their state counterparts. He conducts civil litigation on behalf of companies engaged in natural resources extraction and other businesses. He also has experience in zoning and land use law. He has served as a mediator and arbitrator in a variety of matters, including natural resources development disputes. He is a member of the firm's Recruiting Committee.

Mr. Power earned his J.D. from the West Virginia University College of Law, his M.B.A. from the West Virginia University College of Business and Economics, and his B.A. in Economics, *cum laud*, from Washington & Lee University.

He is admitted to practice in West Virginia and Kentucky, before the U.S. District Courts for the Northern and Southern Districts of West Virginia and the Eastern District of Kentucky, before the U.S. Courts of Appeal for the Fourth and District of Columbia Circuits, and before the United States Supreme Court.

He is listed in *The Best Lawyers in America*®, 2005 to present, the *West Virginia Super Lawyers*®; and the *Chambers USA Guide to America's Leading Business Lawyers*.

Christopher B. Power, Dinsmore & Shohl, LLP, Huntington Square, 900 Lee Street, Suite 600, Charleston, WV 25301. Phone: 304.357.0902. Email: christopher.power@dinslaw.com.

Seth A. Rice

Seth A. Rice is an attorney in the Pittsburgh, PA office of Babst, Calland, Clements, and Zomnir, P.C. and is a member of the firm's Environmental, Energy and Natural Resources, and Climate Change practice groups. His practice encompasses all aspects of environmental regulatory compliance and enforcement, as well as transaction and litigation support matters.

Seth has extensive experience working with clients in the energy, mining, and manufacturing sectors on issues arising under the federal Clean Air Act and state air regulatory programs. He also has substantial experience in working with industry to anticipate and comply with emerging greenhouse gas regulations, including the U.S. EPA's recently finalized mandatory greenhouse gas reporting rule, as well as the Endangerment Finding and Prevention of Significant Deterioration Tailoring rulemaking. Seth actively tracks numerous climate change policy, legislative, and litigation developments of interest to industry, and frequently writes and speaks on air quality, climate change, and alternative energy issues.

He has assisted both large and small companies in addressing complex regulatory challenges associated with facilities and projects located across the country. Seth has significant experience in working with clients to address the unique challenges associated with the development of alternative energy projects. His extensive work with alternative energy projects includes environmental and transactional matters associated with waste coal-fired power plants, landfill-gas-to-energy projects, and wind farms.

Seth is a member of the Pittsburgh Technology Council's Green Technology Advisory Committee and the Pittsburgh Green Building Alliance's Energy Policy Subcommittee. Seth is also a member of the planning committee for the EMLF's upcoming Climate Change Short Course. He is licensed to practice law in Pennsylvania and the District of Columbia, as well as before the Western District of Pennsylvania. Seth earned his Bachelor of Science in Environmental Science *cum laude* from Westminster College in New Wilmington, PA and his JD with highest honors from the University Of Tulsa College Of Law. He was the Articles Editor for the *Energy Law Journal* and student Executive Editor for the ABA's Section on Energy, Environment, and Natural Resources year-in-review publication.

Seth A. Rice, Babst, Calland, Clements and Zomnir, P.C., Two Gateway Center, 8th Floor, 603 Stanwix Street, Pittsburgh, PA 15222. Phone: 412.394.5490. Email: srice@bccz.com.

David G. Ries

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

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

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.

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

Justin W. Ross

Justin W. Ross is an associate in the Lexington, Kentucky office of Wyatt, Tarrant & Combs, LLP and a member of the firm's Litigation and Dispute Resolution team. His

practice primarily involves commercial disputes in the energy industry, and has focused on coal supply agreement matters. He contributed to the inaugural EMLF News Update and makes his speaking debut at the 2010 EMLF Annual Institute.

Justin grew up in Ashland, Kentucky and received his B.A. in Economics from Wake Forest University, where he was inducted into the Omicron Delta Epsilon Economics Honor Society. He obtained his J.D. from the University of Kentucky College of Law and worked on the *Journal of Natural Resources and Environmental Law*. Justin serves on the Board of Directors of Big Brothers Big Sisters of the Bluegrass and has acted as a volunteer big brother for the past four years.

Justin W. Ross, Wyatt, Tarrant & Combs, LLP, 250 West Main Street, Suite 1600, Lexington, KY 40507. Phone: 859.288.7474. Email: jross@wyattfirm.com.

Jerri A. Ryan

Jerri A. Ryan is a partner in Thorp Reed & Armstrong's Commercial and Corporate Litigation Group, focusing in the areas of contract disputes, natural resources law, public entity liability, technology law and banking litigation. She is a member of Thorp Reed's E-Discovery and Record Management Committee, In-House Training Committee and Recruitment Committee. Ms. Ryan also is a member of the Energy & Mineral Law Foundation, the Pennsylvania Bar Association and the Allegheny County Bar Association in which she serves on the Judiciary Committee.

Ms. Ryan graduated *summa cum laude*, Phi Beta Kappa from the University of Notre Dame in 1994 with a degree in English and Computer Applications and from Notre Dame Law School in 1997 where she was Notes Editor for *The Journal of College and University Law*. Ms. Ryan began her legal career with Thorp Reed in 1997 and was with the firm through 1998. Following several years of practicing in San Diego with the litigation firm of Butz, Dunn & DeSantis, and living abroad in Japan, Ms. Ryan rejoined Thorp Reed in 2005.

Today, Ms. Ryan represents clients in a wide variety of litigation matters in federal and state courts in Pennsylvania and California. She is admitted to practice before the courts of Pennsylvania, California and the United States District Courts for the Western District of Pennsylvania, the Southern District of California and the Central District of California, as well as the United States Court of Appeals for the Third Circuit.

Ms. Ryan also advises clients and gives numerous presentations on issues surrounding electronically-stored information, as well as writes on the subject. Ms. Ryan is a member of the Executive Committee and Board of Directors of Junior Achievement of Western Pennsylvania, Inc.

Jerri A. Ryan, Thorp Reed & Armstrong, LLP, One Oxford Centre, 301 Grant St., 14th Floor, Pittsburgh, PA 15219-1425. Phone: 412.394.7765. Email: jryan@thorpreed.com.

Debra J. Villarreal

Debra J. Villarreal is a partner in Thompson & Knight, LLP and is a member of the firm's Oil and Gas Section. Her practice primarily focuses on acquisitions and

dispositions of exploration and production properties, including offshore (Outer Continental Shelf) interests. She counsels clients and prepares agreements in relation to exploration and production activities. Her work includes the representation of borrowers and lenders in oil and gas secured lending, including title due diligence in connection with such financings. She has represented exploration and production companies in the negotiation and drafting of complex participation agreements and exploration and development agreements.

Debra is a co-founder and currently serves as Secretary of the Women's Energy Network – North Texas. She is the past-Chair of the Dallas Bar Association Energy Section. Debra has been named in *Best Lawyers in America* (Oil and Gas Law) 2010. Debra obtained her B.B.A. from Washburn University in Topeka, Kansas, and her J.D. from Kansas University Law School, where she was on the Law Review and a member of The Order of the Coif and Phi Kappa Phi.

Debra J. Villarreal, Thompson & Knight LLP, One Arts Plaza, 1722 Routh Street, Suite 1500, Dallas, TX 75201. Phone: 214.969.1544. Email: debra.villarreal@tklaw.com.

Greg A. Walker

Greg A. Walker is currently Senior Vice President for Alpha Natural Resources Inc., one of America's leading producers of coal. Prior to the merger of Alpha Natural Resources and Foundation Coal, he served as the Senior Vice President, General Counsel and Secretary of Foundation Coal Holdings, Inc. Through its affiliates, Foundation was the fourth largest coal producer in the United States, with over 2,700 employees at operations in 5 states. In addition to his responsibilities as the chief legal officer, he oversaw the Land, Environmental, and Government and Community Relations functions.

He is a member of the New York, Florida, and Colorado bars, and is admitted to practice before numerous federal courts, including the United States Supreme Court.

Mr. Walker has been active in the extractive minerals industries since commencing his law practice in 1981. This has included work throughout the United States and in many foreign countries, including Indonesia, Thailand, Australia, Venezuela and Colombia. His career has covered environmental, land, and legal matters associated with coal, oil and gas, oil shale, tar sands, uranium, phosphate, precious metals and other commodities. The majority of his work over the years has been related to coal. He has worked with all stakeholders of planned, active, and closing mining projects. These stakeholders include employees, shareholders, bankers, regulators, landowners, environmental groups, customers, local communities and the media.

Greg was raised in central Florida. He attended the Orange County public schools and matriculated to the University of Pennsylvania in Philadelphia, Pennsylvania. At Penn he completed a double major in geology and environmental sciences, graduating in 1978 *With Honors* and *With Distinction* in the major of geology. He returned to Florida to attend law school at the University of Florida in Gainesville, Florida. In law school he was the Chairman of the Moot Court, an Appellate Advocacy Advisor, and an abstractor for the Eastern Water Law Foundation. He also received the American Jurisprudence Award in the course on Oil and Gas Law. He received his Juris Doctor degree in 1981.

Upon graduation from law school, Greg accepted a position with the Office of General Counsel of Mobil Corporation in New York City. There he worked on international exploration, refining, and marketing projects. In 1982 he was transferred to Denver, Colorado to work on mining projects for Mobil Oil. This experience included matters related to coal, uranium, oil shale and tar sands. In 1986 he left Mobil Oil for private practice in Denver. In private practice he maintained his activity in natural resources, but he also handled a broad spectrum of commercial litigation. In 1989 he was hired by Cyprus Amax Minerals Company in Colorado to oversee legal affairs of the coal division. He has maintained this role through several ownership changes.

Greg A. Walker, Alpha Natural Resources, Inc., 999 Corporate Blvd., Suite 300, Linthicum Heights, MD 21090. Phone: 410.689.7602. Email: gwalker@alphanr.com.

Dennis E. Welch

Dennis E. Welch is executive vice president, Environment, Safety & Health and Facilities for American Electric Power. He leads all of AEP's environmental, safety and health activities, including compliance with all federal, state and local regulations, as well as federal and state public policy initiatives and advocacy. In addition, he has responsibility for forestry, real estate transactions, corporate travel and food services, mail print centers, facility management and other business services. Under his leadership, the company's commitment to sustainability advanced significantly, nationally and internationally, and is clearly defined in AEP's annual Corporate Sustainability Report. He is based in Columbus, Ohio. As a senior officer of the company, he serves on the company's Executive Council.

American Electric Power is one of the largest electric utilities in the United States, delivering electricity to more than 5.2 million customers in 11 states. AEP is the nation's largest generator of electricity, owning more than 38,000 megawatts of generating capacity in the U.S. AEP also owns the nation's largest electricity transmission system, a 39,000-mile network that includes more 765-kilovolt extra-high voltage transmission lines than all other U.S. transmission systems combined. The company owns and operates approximately 213,000 miles of overhead and underground distribution lines. AEP controls more than 8,300 rail cars, 2,300 barges and 53 towboats and operates a coal-handling terminal with 20 million tons of capacity annually.

Welch was previously president and chief operating officer of Yankee Gas & Yankee Energy System, an operating subsidiary of Northeast Utilities (NU) in Berlin, CT. He was named president and chief operating officer of Yankee Gas, Connecticut's largest natural gas distribution company, and Yankee Energy System in 2001. During his tenure at Yankee Energy, Welch chaired the Northeast Gas Association for two years, helping the industry trade association navigate through difficult times and a merger with the New York Gas Association. A 20-year veteran of NU, Welch served as vice president of Environmental, Safety & Ethics at NU for four years immediately prior to his position at Yankee Gas & Yankee Energy.

A native of New Albany, Ind., Welch earned a bachelor's degree in environmental, health and safety management from Indiana State University at Terre Haute and a master's

degree in business and human resource management from the Hartford Graduate Center of Rensselaer Polytechnic Institute. He also completed the Executive Environmental Leadership Program at Yale University's School of Forestry and Environmental Studies.

Currently, Welch serves as AEP's policy committee co-chair voting representative to the American Coalition for Clean Coal Electricity (ACCCE) Board of Directors and is AEP's primary representative to its Executive Committee. He also serves on the AEP Foundation Board of Directors and he represents AEP at the World Business Council for Sustainable Development. He is a member of the Ohio Environmental Health Science Advisory Committee. He also serves on the boards of the National Urban League, the Greater Columbus Sports Commission, Franklin Park Conservatory, the Conference Board and the Nationwide Children's Hospital Champions of the Community.

In addition to being past chairman of the Northeast Gas Association (NGA), he also chaired the NGA's Gas Supply Task Force. He also was a member of the Board of Directors of the American Gas Association (AGA), AGA's Leadership Council, and the AGA's Security, Integrity and Reliability Committee. He is a past chairman of the Research and Advisory Committee for the Electric Power Research Institute. He served on the University of Connecticut's Advisory Board for the School of Engineering and the Rensselaer Polytechnic Institute Advisory Board Nuclear & Environmental Engineering. He is a former member of the Board of Trustees for The Nature Conservancy and a former member of the Connecticut Yankee Atomic Power Company Decommissioning Advisory Board, and the National Safety Council Public Utilities Executive Committee.

Welch lives in New Albany, Ohio, with his wife Elizabeth Monahan. He has a daughter, Danielle, who lives in Maryland.

Dennis E. Welch, American Electric Power Service Corporation, 155 W. Nationwide Blvd., Suite 500, Columbus, OH 43215. Email: dewelch@aep.com.

Thomas S. West

Thomas S. West, founder of The West Firm, PLLC, is recognized for his distinguished accomplishments in the oil and gas and environmental fields by the Best Lawyers in America®, Super Lawyers, Who's Who and Strathmore's Who's Who. He was featured in the 2009 Edition of Upstate Super Lawyers magazine.

Mr. West regularly represents clients on a broad range of environmental matters involving permitting, compliance, civil and administrative enforcement, and criminal defense. He also regularly represents clients in civil litigation matters pertaining to environmental issues, oil and gas development, and land and leasing issues associated with the oil and gas industry, and he is in the process of establishing an oil and gas title practice for his firm. His permitting experience includes facilities involved with oil and gas exploration and development, natural gas pipeline siting, manufacturing, hazardous waste treatment, storage, and disposal, lightweight aggregate production, wind power generation, traditional power generation, cement production, mining operations, solid waste disposal, water supply, dam safety and low-level radioactive waste storage. This practice requires him to appear before a variety of state, federal and municipal agencies involved with the permitting and licensing of facilities and projects. He has extensive experience with the New York State Environmental

Quality Review Act and other state and federal environmental programs that apply to project permitting and siting and he is currently involved with a project with the United States Army Corps of Engineers to help streamline the permitting and approval of interstate natural gas pipelines.

Often, he is involved with regulatory issues that require a multidisciplinary approach. For example, in one matter, he represented a major oil and gas exploration company in New York State in regulatory litigation while pursuing legislative and regulatory solutions simultaneously. This resulted in the passage of a major overhaul to New York's oil and gas law less than four weeks after the legislation was first introduced, while appellate litigation was pending concerning the interpretation of the existing law. He also helped spearhead the 2008 amendments to that law to foster the development of Marcellus Shale in New York State and is actively involved with the update to the SGEIS.

He is Member of the Executive Committee of the Environmental Law Section and Co-Chair of the Mining and Oil & Gas Exploration Committee of the New York State Bar Association. He was listed in Best Lawyers in America® in the field of Environmental Law (2006 – 2010) and in Upstate New York Super Lawyers (2007 – 2010).

Mr. West, a 1974 graduate of St. Lawrence University and a 1977 graduate of Albany Law School of Union University, has been admitted to the U.S. Supreme Court, U.S. Court of Appeals for the Second Circuit, and the U.S. District Court for the Northern, Southern, Eastern and Western Districts of New York. He is licensed to practice in New York and Pennsylvania.

Thomas S. West, The West Firm, PLLC, 677 Broadway, 8th Floor, Albany, NY 12207.
Phone: 518.641.0501. Email: twest@westfirmlaw.com.

R. Timothy Weston

R. Timothy Weston is a partner in the Harrisburg, Pennsylvania office of K&L Gates LLP, and co-practice group coordinator of K&L Gates' energy and utilities practice group. With more than 35 years of experience in environmental counseling and litigation, energy development, administrative and legislative issues, his practice includes representation of diverse interests, including both private enterprise and public agencies, in project development, natural resource management and regulatory matters.

Mr. Weston is 1972 *cum laude* graduate of Harvard Law School, and earned his B.A. in mathematics with high honors from the University of California at Santa Barbara in 1969. Mr. Weston served for eight years as an Assistant Attorney General in the Pennsylvania Department of Environmental Resources. From 1979 to 1987, Mr. Weston served as Associate Deputy Secretary for Resources Management in the Pennsylvania Department of Environmental Resources, overseeing a wide range of engineering projects, land management functions, and regulatory programs affecting water and related resources. During this same period, he served as Pennsylvania's Commissioner on the Delaware and Susquehanna River Basin Commissions, and served various terms as Chair of both DRBC and SRBC. He was a member of the U.S. delegation to the International Joint Commission's Diversions and Consumptive Uses Study Board, and was one of the principal negotiators and authors of the *Great Lakes Charter*. He served on the American Society of Civil Engineers work group that prepared the Regulated Riparian States Model Water Code. A nationally

recognized practitioner in the field of water law and natural resources management, Mr. Weston was honored with listings in *Chambers USA America's Leading Lawyers for Business*, *Best Lawyers in America*, and *Super Lawyers*.

Tim has published various articles in the environmental and natural resource law field, including "Harmonizing Management of Ground and Surface Water Use Under Eastern Water Law Regimes," 11 *U. Den. L. Rev.* 239 (2008); "Evolving Issues in Eastern Water Law – Harmonizing Management of Ground and Surface Water Use," Section of Environment, Energy, and Resources 15th Section Fall Meeting (September 26-29, 2007); "Evolving Water Issues in the Mid-Atlantic Region," ABA Section of Environment, Energy, and Resources 13th Section Fall Meeting (September 21-25, 2005); "The Nexus Between Science and Water Law," ABA Section of Environment, Energy and Resources, Eastern Water Resources Conference (May 11, 2006); "Legal Aspects of Pennsylvania Water Management," in *Water Resources in Pennsylvania: Availability, Quality and Management* (S.K. Majumdar, E.W. Miller, R.R. Parizek, eds.), Pa. Academy of Science Press (1990); "Gone with the Water – Drainage Rights and Storm Water Management in Pennsylvania," 22 *Villanova Law Review* 901-982 (1977); "Law of Ground Water in Pennsylvania," 80 *Dickinson Law Review* 11-63 (1976); "Legal Control of Consumptive Water Use in Pennsylvania Power Plants," 80 *Dickinson Law Review* 353-409 (1976); and "Public Rights in Pennsylvania Waters," 49 *Temple Law Quarterly* 515-557 (1976).

R. Timothy Weston, K&L Gates LLP, Market Square Plaza, 17 North Second Street, 18th Floor, Harrisburg, PA 17101. Phone: 717.231.4504. Email: Tim.Weston@klgates.com.

Kara Cunningham Williams

Kara Cunningham Williams is a member of Steptoe & Johnson PLLC, resident in the firm's Charleston, West Virginia office. She focuses her practice in the areas of complex commercial, banking, and consumer protection disputes, including class action defense. Current matters include serving as lead counsel for several national companies facing class action claims in state and federal courts, and coordinating the defense of consumer protection matters statewide for a major credit card provider. Her experience also includes representing mining and natural gas interests in various contract and tort matters, as well as regulatory disputes.

Ms. Williams has studied professional responsibility issues for many years. She has written and spoken on topics such as the attorney-client privilege and the unauthorized practice of law, and also advises clients on similar issues. She has served on Steptoe & Johnson's Ethics Committee, and formerly chaired the firm's Recruiting Committee, where she was responsible for analyzing conflicts issues related to attorney hiring. She earned her B.A. degree *summa cum laude* from Washington & Lee University and earned her J.D. degree *cum laude* from Harvard Law School. She entered private practice after a judicial clerkship, and has since been recognized in various industry publications, including most recently in 2010 *The Best Lawyers in America*® in the area of Energy Law/Litigation.

Kara Cunningham Williams, Steptoe & Johnson PLLC, Chase Tower, 8th Floor, 707 Virginia St. East, Charleston, WV 25301. Phone: 304.353.8189. Email: kara.williams@steptoe-johnson.com.