



Energy & Mineral Law Foundation

33rd Annual Institute

June 24-26, 2012

Charleston Place Hotel

Charleston, South Carolina



Program Schedule

Sunday, June 24, 2012

4:00 p.m. **Board of Trustees Meeting**
Riviera Theater, 225 King Street (across the street from the hotel)

6:00-8:00 p.m. **Welcome Reception**
Riviera Theater, 225 King Street (across the street from the hotel)
Music by The Corduroy Road, Athens, GA

Monday, June 25, 2012

7:00 a.m. **Registration opens – Charleston Place Hotel**

8:15 a.m. **Welcome and Introductions**

- John T. Boyd II, *Foundation President*
- C. David Morrison, *Program Chairman*

8:30-9:20 a.m. **If We Do This Will It Make Us a Single Employer? An Examination of Enterprise Liability and Protection**

Incorporating to limit liability is a cornerstone of American business; however, many laws, especially those relating to employees, permit courts and agencies to treat nominally separate companies as a single employer under certain circumstances. This presentation will discuss the most commonly used tests for treating related companies as a single employer and offer practical suggestions for trying to avoid single employer status while balancing the tension between protection and efficiency.

- David J. Laurent, *Buchanan Ingersoll & Rooney PC*, Pittsburgh, PA

9:20-10:10 a.m. **“There’s No Place Like Home” – What Parents and Subsidiaries Need to Know About General and Specific Jurisdiction Post *Nicastro* and *Goodyear***

After decades of silence, the Supreme Court of the United States issued two groundbreaking opinions analyzing and limiting state court jurisdiction over parents and subsidiaries. In *Nicastro* (specific jurisdiction), the Court wrestled with prior dueling pluralities advocating the broad “stream of commerce” doctrine versus the more conservative “purposeful availment” doctrine. In *Goodyear* (general jurisdiction), the Court concluded that jurisdiction exists where an entity is “essentially at home” in the forum state. This presentation will offer guidance on how parents and subsidiaries can avoid the exercise of specific jurisdiction in an unfriendly forum, examine specific factors that can be used to determine what “at home” actually means, and analyze actions and public pronouncements by parents that might render them “at home” in the forums of their subsidiaries.

- Pamela D. Tarr, *Jackson Kelly PLLC*, Charleston, WV

10:10-10:25 a.m. **Break**

10:25-11:15 a.m. **Understanding the Clean Air Act Regulatory “Trainwreck”: Is There Light at the End of the Tunnel or Just Another Train?**

There are multiple Clean Air Act regulatory efforts that have the potential to significantly reshape the energy industry. Recently, EPA has abandoned certain rulemakings and adopted a “go slow” approach on others, but is it likely that the direction (and ultimate result) of this effort will significantly change? This presentation will examine EPA’s rulemaking agenda regarding National Ambient Air Quality Standards, the Cross State Air Pollution Rule, the Mercury and Air Toxics Standards Rule, Greenhouse Gas standards for the utility and petrochemical industry, new requirements for Greenhouse Gas permitting, Greenhouse Gas Reporting requirements and other matters. The likely timing for finalization and implementation of new rules and review of ongoing litigation will be outlined and estimated costs of compliance and what the confluence of rules may mean for the use of coal, natural gas, and renewables will be examined.

- Chet M. Thompson, *Crowell & Moring LP*, Washington, DC

11:15 a.m.-12:05 p.m. **Securities Litigation and the Energy Sector**

The volume of SEC investigations and shareholder cases – including class-action and derivative lawsuits – against companies in the energy sector continues to rise. In light of this, energy companies would be wise to understand the risks associated with securities litigation. The presentation sets out the various types of securities litigation that may be brought against an energy company and analyzes the trends of important recent cases. Also examined are useful ways for an energy company to minimize the likelihood of facing securities litigation.

- Paul R. Bessette, Michael J. Biles, R. Adam Swick, *Greenberg Traurig*, Austin, TX



BOYD



MORRISON



LAURENT



TARR



THOMPSON



BESSETTE



BILES



SWICK



BIROS

Officers

John T. Boyd II
President

John T. Boyd Company
Canonsburg, PA

Timothy M. Miller
Vice President & President-Elect
Robinson & McElwee PLLC
Charleston, WV

Kenneth E. McDonough
Secretary
American Electric Power
Service Corporation
Columbus, OH

Sharon O. Flanery
Treasurer
Steptoe & Johnson PLLC
Charleston, WV

Executive Director
Sharon J. Daniels

Executive Committee
Kevin K. Douglass
Babst Calland
Pittsburgh, PA

Frank B. Harrington
Alpha Natural Resources
Services, LLC
Bristol, VA

Erin E. Magee
Jackson Kelly PLLC
Charleston, WV

Benjamin M. Sullivan
Energy Corporation of America
Charleston, WV

G. Brian Wells
Wyatt, Tarrant & Combs, LLP
Lexington, KY

Daniel W. Wolff
Crowell & Moring LLP
Washington, DC

Past President Members
C. David Morrison
Steptoe & Johnson PLLC
Bridgeport, WV

Kirsten L. Nathanson
Crowell & Moring LLP
Washington, DC

Cover art of Charleston’s
Rainbow Row was captured
in oils by Jeff Pittman
of Asheville, NC –
www.jeffpittman.com

12:05-1:30 p.m.

Lunch break

1:30-2:20 p.m.

Anatomy of a Quality Internal Investigation

The session will focus upon conducting an internal investigation where your organization may be the target of a government investigation. It will complement the presentation given in 2011 which concentrated on conducting an internal investigation where your organization was the victim of improper conduct. We will discuss factors to consider (1) in determining when a matter will evolve into a serious criminal matter; (2) deciding to retain outside counsel for the organization or its employees; (3) determining whether to enter into a joint defense agreement; (4) creating and executing an effective investigative plan; (4) interview techniques; (5) analysis of investigative results; (6) internal reporting issues; and (7) interaction with the government.

■ Mark J. Biros, *Proskauer*, Washington, DC

2:20-3:20 p.m.

Professional Ethics: Confidentiality Problems for Lawyers in Today's Digital Era

Use of today's technology by lawyers and clients presents both new ethics issues and traditional issues in a new context. The presenters will explore hypothetical fact patterns based on experience, recent case law and recent ethical opinions to examine the nuances of confidentiality and disclosure obligations posed by the current era of electronic documents, communications and discovery.

■ John R. Leathers, *Buchanan Ingersoll & Rooney PC*, Pittsburgh, PA

■ Douglas R. Richmond, *AON Risk Services*, Chicago, IL

■ David G. Ries, *Thorp Reed & Armstrong*, Pittsburgh PA

3:20-3:35 p.m.

Break

3:35-4:35 p.m.

Professional Ethics: Recurring Warning Signs for Lawyers

Unfortunately, there are sometimes breakdowns in the fiduciary relationship between attorneys and their clients. Attorneys should identify and address them promptly. The presenters will explore hypothetical fact patterns based on experience, recent case law and recent ethical opinions to examine warning signs of trouble in legal representations, including warning signs of lawyer liability and client misconduct. These fact patterns will be examined in the context of possible professional liability and possible professional disciplinary liability.

■ John R. Leathers, *Buchanan Ingersoll & Rooney PC*, Pittsburgh, PA

■ Douglas R. Richmond, *AON Risk Services*, Chicago, IL

■ David G. Ries, *Thorp Reed & Armstrong*, Pittsburgh PA

4:35-5:15 p.m.

Politics at Work: What Rights Do Employees Have and What Controls May Employers Exercise?

As we enter the presidential election season, passions and opinions often run high. May employees openly take positions contrary to an employer's interests? May they engage in campaigning at work? May employers engage in campaign activities at work? May employers force employees to support the candidates of the employers' choice? May employers force employees to support pro-energy candidates? May employers force employees to support pro-energy legislation or pro-energy organizations and agendas? There are a myriad of issues that arise in the context of campaign activities at and away from work. This presentation will review these questions and include how the rising use of social media by employees may also impact the employer on such issues.

■ Gregory J. Ossi, *Venable LLP*, Vienna, VA

6:30-7:30 p.m.

Hosted Reception with Piano Music by Davin Seamon – Charleston Place Hotel

Tuesday, June 26, 2012

Oil & Gas Track

8:00-8:50 a.m.

Oil & Gas Update

Marcellus and Utica Shale States Oil and Gas Case Update: May 2011 to Present

■ Travis H. Eckley, *Spilman Thomas & Battle PLLC*, Charleston, WV

8:50-9:40 a.m.

To Infinity and Beyond: Extending Your Lease to Its Secondary Term in the Appalachian Basin

This presentation will address many of the issues that lessees can face in extending leases in Pennsylvania, West Virginia and Ohio into their secondary term, including what constitutes 'commencement of drilling'; delay rental payment issues; pooling and unitization requirements; issues relating to dual purpose (production and storage) leases; and under what circumstances the primary term of a lease may be equitably extended or extended via a *force majeure* argument.

■ Christopher M. Buell and Kevin K. Douglass, *Babst Calland*, Pittsburgh, PA

9:40-10:00 a.m.

Break

10:00-10:50 a.m.

Tax Issues in the Disposition of Oil and Gas Assets

The purchase and sale of oil and gas interests can present thorny tax issues for the buyer and seller. We will discuss some tax planning issues in the context of some recent transactions in the oil and gas industry, including the structuring of purchase and carry transactions, structuring oil and gas asset sales where the seller retains a production payment or other non-operating interest, issues in structuring like-kind exchanges, and monetizing oil and gas assets through the use of royalty trusts and publicly traded partnerships.

■ Gregory V. Nelson, *Paul Hastings LLP*, Houston, TX



LEATHERS



RICHMOND



RIES



OSSI



ECKLEY



BUELL



DOUGLASS



NELSON



MORGAN

10:50-11:40 a.m. **Shale Transactions in Appalachia: Key Transactional Documents**

This presentation reviews common deal structures being used in Appalachian acquisitions and gives an overview of the key documents and important provisions to be negotiated/drafted, taking into consideration unique aspects of title and operations in the Appalachian Basin and provisions needed to accommodate development utilizing horizontal drilling. The authors will review the Purchase and Sale Agreement/Asset Acquisition Agreement, the Joint Development Agreement as well as the use of, and interplay between, a Master Joint Operating Agreement (JOA) and unit JOAs.

■ Ryan J. Morgan and Leslie Miller-Stover, *Steptoe & Johnson PLLC*, Charleston, WV



MILLER-STOVER

11:40 a.m.-12:30 p.m. **From Horse & Buggy to Horizontal Drilling: The Common Law, The Third Restatement of Property (Servitudes), and Easement Rights to Develop Oil & Gas**

When oil and gas rights are conveyed separately from the balance of rights in property, whether by deed or lease, the owner of the oil and gas rights will also possess implied or express easements to develop the oil and gas. This presentation addresses how courts have resolved disputes over changes in the scope and intensity of use of the servient estate to develop the dominant oil and gas estate. It also examines how the Restatement (Third) of Property: Servitudes addresses these issues.

■ Professor David E. Pierce, *Washburn University School of Law*, Topeka, KS



PIERCE

12:30-2:00 p.m. **Lunch break**

2:00-2:50 p.m. **Federal Regulation of Hydraulic Fracturing**

This presentation will focus on efforts at the federal level – primarily efforts of the Environmental Protection Agency, the Bureau of Land Management, and the U.S. Forest Service – to regulate the use of hydraulic fracturing to complete wells, to dispose of “flowback” fluids from fracturing, and to disclose chemicals used in the fracturing fluid. It will assess whether a federal regime of hydraulic fracturing will add benefits to, as opposed to duplication of, state regulatory regimes.

■ L. Poe Leggette and Jennifer Cadena, *Fulbright & Jaworski LLP*, Denver, CO.



LEGGETTE

2:50-3:40 p.m. **Dormant Mineral Acts – Addressing Severed Mineral Interests in a Fractional World**

Severed mineral interests are widespread in producing states. This presentation examines dormant mineral legislation, existing and proposed, of those states with active development in the Marcellus and Utica Shales.

■ Gregory D. Russell, *Vorys Sater Seymour & Pease LLP*, Columbus, OH



CADENA

3:40-4:30 p.m. **Environmental Issues in Natural Gas Pipeline Construction**

This presentation will include a general discussion of regulatory agency jurisdiction over pipeline construction projects under the Energy Policy Act of 2005, and its intersection with federal and state Clean Water Act requirements. Also included will be the practical aspects of complying with the U.S. Army Corp of Engineers’ NPDES Nationwide Permit 12 related to “utility” line construction.

■ Richard L. Lewis, *Steptoe & Johnson PLLC*, Charleston, WV



RUSSELL

4:30 p.m. **Adjourn**

Tuesday, June 26, 2012

Coal Track Breakout

8:00-8:50 a.m. **Abuse of Discretion: MSHA’s Impermissible Use of 103(k) Orders**

Section 103(k) of the Mine Act provides the Mine Safety and Health Administration (MSHA) with a broad grant of authority to assert control over mine sites in critical accident situations. A recent trend has developed in which MSHA appears to exceed that authority in two important ways: (1) routinely asserting its authority under 103(k) in situations that involve no accident or any other critical situation; and (2) requiring operators to submit detailed plans to release closure orders, thereby binding them to additional requirements that exceed the bounds of the Mine Act’s mandatory standards. This trend goes beyond MSHA’s authority under the Mine Act, and imposes an unwarranted hardship on operators during the most stressful of circumstances.

■ Arthur M. Wolfson, *Jackson Kelly PLLC*, Pittsburgh, PA



LEWIS

8:50-9:40 a.m. **MSHA’s Proposed Rules to Lower the Exposure of Coal Miners to Respirable Dust and “End Black Lung Now”**

When MSHA proposed rules to dramatically lower its mandatory health standards regulating the exposure of coal miners to respirable dust in order to “End Black Lung Now,” the proposal turned out to be so onerous that it was opposed by both industry and labor. From industry’s perspective, not only was there enormous dissatisfaction with the substance of the proposal itself, but also that MSHA had grossly overestimated the risks and the incidence of coal workers’ pneumoconiosis. After an unprecedented 13-hour public hearing at MSHA’s headquarters and almost 20,000 pages of comments, Congress passed legislation requiring that the Government Accountability Office report (no later than August 19, 2012) on the completeness of MSHA’s data collection and sampling, including an analysis of whether the data supports current trends of the incidence of lung disease arising from exposure to respirable coal mine dust, as well as the sufficiency of MSHA’s analytical methodology. Ed Green and Bob Glenn worked with industry in the preparation of comments on the proposed rules, and will discuss key aspects of the proposal, outline the legal and scientific objections, outline an alternative framework for reform supported by the UMWA and many in the industry, and forecast the outcome of the rulemaking.

■ Edward M. Green and Robert Glenn, *Crowell & Moring LP*, Washington, DC



WOLFSON



GREEN

9:40-10:00 a.m. **Break**

10:00-10:50 a.m. **Mining Your Other Assets: Dispelling Common Misconceptions About Patents and Other Intellectual Property**

All business organizations – mining companies, energy companies, law firms and the like – have intellectual property (IP) worthy of protection. However, protecting IP is often a function of knowing how not to lose it. Much of the value of IP can be lost by speaking too soon, acting too late, not knowing the rules that apply to IP protection and IP ownership, and failing to understand the reach of IP protection. Often loss of valuable intellectual property rights results from common misconceptions of those rules. This topic will explore aspects of patent law and other aspects of intellectual property law through the vehicle of dispelling common misconceptions about them.

■ Susan E. Chetlin, *Fennemore Craig, P.C.*, Phoenix, AZ and Denver, CO

10:50-11:40 a.m. **Anatomy of an Acquisition Agreement**

In the life cycle of a coal company, perhaps no agreement is more important than the contract offer at the beginning and the end: the Acquisition Agreement. Unlike ordinary course of business contracts, such as leases and coal sales agreements, your client may not have a firm grasp of the material issues in a stock or asset purchase agreement, so the lawyer's role in negotiation, issue spotting and drafting often takes on even greater significance. This presentation provides an overview of the components of an acquisition agreement, a discussion of the considerations that go into various provisions, and the logic behind them. In addition, the presentation will address the resources that are available to help determine customary and standard provisions for various material portions of the agreement.

■ Brian S. Duba, *Frost Brown Todd LLC*, Lexington, KY

11:40 a.m.-12:30 p.m. **Coal Law Update**

Overview of significant developments in the law affecting coal mining.

■ Nicholas S. Johnson, *Alpha Natural Resources*, Julian, WV

12:30-2:00 p.m. **Lunch break**

2:00-2:50 p.m. **I Can't Do What? Restraints on Alienation of Coal Properties**

Most mineral law practitioners are aware of the existence of a policy disfavoring restraints on alienation of real property. However, in application, there are specific rules and sometimes unexpected pitfalls associated with express provisions in leases, mortgages and other instruments affecting real property designed to limit a party's ability to assign, sublease or encumber their property rights in coal properties. This presentation will discuss the law in many of the eastern coal producing states concerning restraints on alienation, and also address real scenarios where restrictive provisions in instruments have affected (or could affect) the structure and/or terms of particular transactions.

■ Joseph R. Miller, General Counsel, *Rhino Resource Partners LP*, Lexington, KY

■ G. Brian Wells, *Wyatt, Tarrant & Combs, LLP*, Lexington, KY

2:50-3:40 p.m. **Understanding Unconventional Easements and Rights of Entry**

In an ideal situation, the surface use rights of mineral companies to either develop properties or perform reclamation are set out in leases or other specific conveyances. In many situations, however, unforeseen access issues arise. A landowner may demand wheelage or surface royalties for the use of a "public" road a company has used for years. A surface owner may deny access that is necessary to perform reclamation or other environmental remediation. In these situations, the law may provide a variety of mechanisms to obtain right of entry. This presentation will explore these "unconventional" easements and rights of entry, including public roadway easements, private prescriptive easements, easements by necessity, implication and estoppel, and statutory provisions providing for emergency right of entry to perform reclamation.

■ Kimberly H. Bryant and R. Clay Larkin, *Bingham Greenebaum Doll LLP*, Lexington, KY

3:40-4:30 p.m. **Are Coal Mines Now Stationary Sources Under the Clean Air Act?**

Historically, coal mine methane emissions have not been a "regulated pollutant" under the Clean Air Act (CAA) and were not subject to permit requirements. However, with the onset of greenhouse gas (GHG) regulations and the promulgation of the Tailoring Rule, coal mine methane emissions may now subject coal mines to permitting requirements under the CAA for the first time. This presentation will cover the development of the regulation of GHGs as applied to the coal industry and if and how coal mine methane emissions may now be regulated under the CAA.

■ Anne C. Blankenship, *Robinson & McElwee PLLC*, Charleston, WV

4:30 p.m. **Adjourn**



GLENN



CHETLIN



DUBA



JOHNSON



MILLER



WELLS



BRYANT



LARKIN



BLANKENSHIP



"Fans of anything from Bluegrass to Country to rock will especially enjoy The Corduroy Road's notoriously lively shows." ~ Flagpole Magazine

Annual Institute Accommodations

The host hotel for the Annual Institute is the Charleston Place Hotel. Only 20 minutes from the airport, the hotel is conveniently located at 205 Meeting Street in the heart of historic downtown Charleston, within walking distance of all the major attractions. One of Charleston's largest hotels, Charleston Place has a 1 to 2 staff to guest ratio with a perfect blend of 18th century style and 21st century comfort. Special EMLF rates of \$230 single or double, plus taxes are available for reservations made through May 25 or sell out. The rate will be honored three days prior and three days post meeting on a space available basis. Rooms are equipped with complimentary wireless Internet access.

Call 800.831.3490 and ask for the EMLF group rate. A one-night deposit must be guaranteed with a credit card, and will be charged if the room reservation is cancelled less than 72 hours prior to check-in date.

Check in is 4 p.m. and check-out time is noon. Guest amenities include the Charleston Grill featuring gourmet specialties and nightly jazz music and the Palmetto Cafe offering a variety of American and international dishes in an informal setting. The Thoroughbred Club offers afternoon tea, cocktails, appetizers and desserts, with live musical entertainment nightly. The hotel also has a spa and a comprehensive health club featuring an indoor/outdoor salt water pool, sauna, Jacuzzi and children's pool. You can also browse the boutiques at the hotel and the shopping areas nearby.

Southern hospitality at its finest

Lyn Mettler of *Executive Traveler* magazine wrote of Charleston, South Carolina "It's the beauty of the Spanish moss hanging on the gnarled live oaks, the charm of the historic homes and plantations dotting the landscape, and the serenity of the wind blowing through the sea oats on a sand dune by the shore."

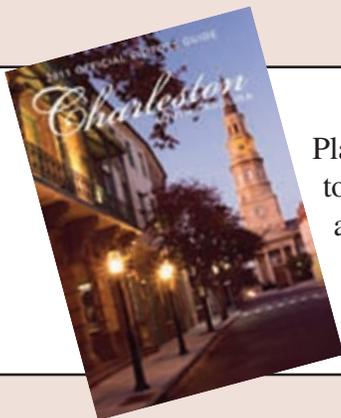
It is that charm that has readers of *Condé Nast Traveler* magazine honoring Charleston as the top American travel destination.

English colonists first came to the shores of Charleston in 1670 and were soon joined by more settlers. The intervening years left a varied history of wars, fires, earthquake, even hurricanes but through it all, Charleston continues to rise from the ashes. With a rich 300-year history, Charleston today has beautifully preserved architectural and historical treasure. The city's past is a testament to the spirit and tenacity of its citizens.



Its appeal has been described as a "living museum." As Charleston native Elizabeth O'Neill Verner once said, "It is impossible for me to enter Charleston from any side, whether by land or by sea, and not feel that here the land is precious; here is a place worth keeping . . ."

Stand on the site of the first shot in the Civil War; tour an antebellum mansion; board a WWII aircraft carrier. Walk down Church Street, used as the inspiration for Catfish Row in Gershwin's *Porgy and Bess*. Step back in time as you tour a historic plantation. Whatever your interest, you will find it in Charleston.



Plan on extending your stay in Charleston, the city consistently ranked among the top American destinations. Known for cultural museums and historic sites, the area also features shopping, dining and golfing. To learn more, simply call the toll-free number, 800.774.0006, to request a free guide, or go to the website, www.charlestoncvb.com.



Yes, I want to attend the 33rd Annual Institute June 24-26, 2012 at The Charleston Place Hotel, Charleston, South Carolina

Registration fee includes all educational sessions, meeting materials and CD, June 24 welcome party at the Riviera Theater with live music by The Corduroy Road, and June 25 reception at the Charleston Place Hotel, continental breakfasts and refreshment breaks. Guest registration includes the June 24 welcome party and the June 25 reception.

<i>Registration fees</i>	<i>Early Bird (by May 25)</i>	<i>After May 25</i>
Non-member Registration Fee	\$900	\$995
EMLF Member	\$700	\$795
Young Lawyer (3 years or less), EMLF Landman, Full-Time Law Faculty and Government Attorneys	\$500	\$595
Full-Time Law Student	\$120	\$120
Guest Registration Fee	\$155	\$155

First Name _____ M.I. ____ Last Name _____ Badge name _____

Organization/Firm _____ Title _____

Address _____

City, State, Zip _____

Daytime Phone _____ Fax # _____

Email Address _____ Guest _____

State(s) for CLE Credits? _____ Do you need AAPL Credit? _____

- Pre-publication order – EMLF Annual Institute Proceedings on CD – \$30
Offer limited to 33rd Annual Institute registrants only, CD containing post-Institute chapters written by speakers, to be published as Volume 33 of the Energy & Mineral Law Institute– available in February 2013.

Fees:

Conference registration \$ _____
 Guest registration \$ _____
 Pre-publication Proceedings \$ _____
 Total \$ _____

Conference accreditation is pending from states with mandatory Continuing Legal Education and with the AAPL. Please indicate on your registration form where you are seeking credit. The program contains 820 minutes of CLE, including 120 minutes of ethics. This is equal to 13.6 CLE hours including 2.00 hours of ethics in 60-minute states and 16.4 hours including 2.4 hours of ethics in 50-minute states. Complete information for reporting your credits will be available at the conference. Additional fees may be required for certain states/organizations.

You may pay by _____ check or _____ credit card. EMLF accepts MasterCard, VISA or American Express.

Card # _____ Expiration date _____

Signature _____ CVV code (security code) _____

Cancellation policy

Cancellations received by June 15 will receive a full refund less a \$75 administrative fee. No refunds for cancellations after June 15, but CD and course materials will be sent after the conference. Substitutions can be made at any time at no charge. EMLF members who cancel after June 15 receive a \$200 credit towards a future program, plus meeting materials.

Three ways to register

- If registering online, go to www.emlf.org
- If registering by fax, call 859.226.0485
- If registering by mail, send form and payment to EMLF, 340 South Broadway, Suite 101, Lexington, KY 40508

Energy & Mineral Law Foundation
340 South Broadway, Suite 101
Lexington, KY 40508

Presorted
FIRST-CLASS MAIL
US Postage
PAID
Morgantown, WV
Permit #108

33rd Annual Institute

June 24-26, 2012

The Charleston Place
Charleston
South Carolina

33rd Annual Institute Program Committee

- Program Chair: C. David Morrison, *Steptoe & Johnson PLLC*, Bridgeport, WV
- Coal Chair: G. Brian Wells, *Wyatt, Tarrant & Combs, LLP*, Lexington, KY
- Oil & Gas Chair: Russell L. Schetroma, *Steptoe & Johnson PLLC*, Meadville, PA
- Kevin C. Abbott, *Reed Smith LLP*, Pittsburgh, PA
- Adele L. Abrams, *Law Office of Adele L. Abrams P.C.*, Beltsville, MD
- Nicolle S. Bagnell, *Reed Smith LLP*, Pittsburgh, PA
- Anne C. Blankenship, *Robinson & McElwee PLLC*, Charleston, WV
- John T. Boyd II, *John T. Boyd Company*, Canonsburg, PA
- Jessica B. Brisendine, *EQT Corporation*, Charleston, WV
- Steven M. Carpenter, *Advanced Resources International*, Batavia, OH
- Susan E. Chetlin, *Fennemore Craig, P.C.*, Denver, CO and Phoenix, AZ
- Kevin L. Colosimo, *Burleson LLP*, Canonsburg, PA
- Martin J. Cunningham, III, *Bingham Greenebaum Doll LLP*, Lexington, KY
- Kevin K. Douglass, *Babst Calland*, Pittsburgh, PA
- W. Blaine Early III, *Stites & Harbison, PLLC*, Lexington, KY
- Sharon O. Flanery, *Steptoe & Johnson PLLC*, Charleston, WV
- Britt A. Freund, *Bowles Rice McDavid Graff & Love LLP*, Charleston, WV
- Rebecca S. Gohmann, *Booth Energy and Affiliates*, Lexington, KY
- Keith B. Hall, *Stone Pigman*, New Orleans, LA
- Frank B. Harrington, *Alpha Natural Resources Services, LLC*, Bristol, VA
- Mark E. Heath, *Spilman Thomas & Battle, PLLC*, Charleston, WV
- J. Thomas Lane, *Bowles Rice McDavid Graff & Love LLP*, Charleston, WV
- L. Poe Legette, *Fulbright & Jaworski LLP*, Denver, CO
- Richard L. Lewis, *Steptoe & Johnson PLLC*, Charleston, WV
- Erin E. Magee, *Jackson Kelly PLLC*, Charleston, WV
- R. Timothy McCrum, *Crowell & Moring LLP*, Washington, DC
- Kenneth E. McDonough, *American Electric Power Service Corp.*, Columbus, OH
- Douglas C. McElwee, *Robinson & McElwee PLLC*, Charleston, WV
- Ronald E. Meisburg, *Proskauer*, Washington, DC
- Timothy M. Miller, *Robinson & McElwee PLLC*, Charleston, WV
- R. Henry Moore, *Jackson Kelly PLLC*, Pittsburgh, PA
- Suzan E. Moore, *Alpha Natural Resources*, Bristol, VA
- Ryan J. Morgan, *Steptoe & Johnson PLLC*, Charleston, WV
- Kirsten L. Nathanson, *Crowell & Moring LLP*, Washington, DC
- Gregory J. Ossi, *Venable LLP*, Vienna, VA
- Michael Peelish, *Alpha Natural Resources*, Bristol, VA
- Christopher B. Power, *Dinsmore & Shohl LLP*, Charleston, WV
- Justin W. Ross, *Wyatt, Tarrant & Combs, LLP*, Lexington, KY
- Gregory D. Russell, *Vorys, Sater, Seymour & Pease*, Columbus, OH
- Charles F.W. Saffer, *Robinson & McElwee PLLC*, Charleston, WV
- Davin L. Seamon, *Steptoe & Johnson PLLC*, Bridgeport, WV
- Albert F. Sebok, *Jackson Kelly PLLC*, Charleston, WV
- Shannon P. Smith, *Kay Casto & Chaney PLLC*, Morgantown, WV
- Benjamin M. Sullivan, *Energy Corporation of America*, Charleston, WV
- R. Adam Swick, *Greenberg Traurig*, Austin, TX
- Pamela D. Tarr, *Jackson Kelly PLLC*, Charleston, WV
- Daniel W. Wolff, *Crowell & Moring LLP*, Washington, DC
- Arthur M. Wolfson, *Jackson Kelly PLLC*, Pittsburgh, PA
- Jeff A. Woods, *Wyatt, Tarrant & Combs, LLP*, Lexington, KY
- David L. Yaussy, *Robinson & McElwee PLLC*, Charleston, WV