

Energy & Mineral Law Foundation  
Mine Safety & Health Law Special Institute

## Speakers' Biographies

### **Adele L. Abrams** **Law Office of Adele L. Abrams, P.C.**

Adele L. Abrams is an attorney, safety professional and trained mediator who is president of the Law Office of Adele L. Abrams P.C. in Beltsville, MD, a nine-attorney firm focusing on safety, health and employment law nationwide. Adele is a certified mine safety professional and she also provides consultation, safety audits and training services to MSHA and OSHA regulated companies.

Adele is a regular columnist for numerous magazines on legal, employment, mine and occupational safety/health issues, and is co-author of several books related to mining, construction and occupational safety and health. She is also on the adjunct faculty of the Catholic University of America, where she instructs on Employment and Labor Law.

She is a member of the Maryland, DC and Pennsylvania Bars, the U.S. District Courts of Maryland, DC and Tennessee, the U.S. Court of Appeals, DC, 3<sup>rd</sup> and 4<sup>th</sup> Circuits, and the United States Supreme Court. She is a graduate of the George Washington University's National Law Center, and earned her B.S. in Journalism from the University of Maryland, College Park. Her professional memberships include the American Society of Safety Engineers, National Safety Council, International Society of Mine Safety Professionals, the National Stone, Sand & Gravel Association, the Industrial Minerals Association-North America, and the Energy & Mineral Law Foundation.

Adele L. Abrams, Law Office of Adele L. Abrams, P.C., 4740 Corridor Place, Suite D, Beltsville, MD 20705. Phone: 301.595.3520. Email: [safetylawyer@aol.com](mailto:safetylawyer@aol.com)

### **Laura E. Beverage** **Jackson Kelly PLLC**

Laura E. Beverage is a Member of Jackson Kelly PLLC, and serves as Chair of the Firm's Occupational Safety and Health Practice Group. She is resident in the Denver Office where she served as the Administrative Manager from 1993 to 2001. She joined the Firm in 1980 after graduating from West Virginia University College of Law, where she was elected to the Order of the Barristers. Ms. Beverage represents general industry and mining clients in a variety of matters including compliance issues, policy, legislative and regulatory matters, and civil and criminal enforcement issues, accident investigation, and discrimination claims on both state and federal levels. She has extensive experience involving issues under the Federal Mine Safety and Health Act, Occupational Safety and Health Act, and other state and federal safety and health statutes, including compliance under the Safe Explosives Act and the Surface Transportation Assistance Act.

Ms. Beverage serves on the safety and health committees of a number of state and national trade associations. She is also active in a number of organizations including the American Society of Safety Engineers, National Safety Council, Colorado Safety Association, Colorado Ready Mixed Concrete Association/Colorado Stone Sand & Gravel Association, National Stone, Sand & Gravel Association and the National Mining Association. Ms. Beverage co-chaired the Colorado Mining Association's

Safety and Health Committee from 2000 to 2005, is a member of the Board of the Colorado Mining Association, and is Chair of the Colorado Mining Association's Board of Directors for 2008. She is a member of the Rocky Mountain Mineral Law Foundation and serves on the Board of Trustees of the Energy & Mineral Law Foundation. She is listed in the *Who's Who of International Mining Lawyers*, *The Best Lawyers in America*, and was listed in *Colorado Super Lawyers* in 2007 and 2008.

Ms. Beverage has authored several published materials and is a frequent writer and speaker on safety and health topics and has developed innovative training for supervisory employees under the Occupational Safety and Health Act and the Federal Mine Safety and Health Act.

Ms. Beverage has been admitted to practice in Colorado, West Virginia, the D.C. Circuit and the Fourth, Sixth, and Tenth Circuit Courts of Appeals.

Laura E. Beverage, Jackson Kelly PLLC, 1099 18th Street, Suite 2150, Denver, CO 80202.  
Phone: 303.390.0004. Email: [lbeverage@jacksonkelly.com](mailto:lbeverage@jacksonkelly.com)

**Gary Broadbent**  
**Murray Energy Corporation**

Gary Broadbent is a Senior Attorney at Murray Energy Corporation. He joined Murray Energy in 2010, after earning an M.B.A., *magna cum laude*, concentrating in finance, from Case Western Reserve University, Weatherhead School of Management. Gary earned his J.D., Order of the Barristers, from Case Western Reserve University School of Law and his B.A., *cum laude*, from Kent State University. He is a member of the ABA Section of Business Law and Section of Environment, Energy and Resources.

Gary Broadbent, Murray Energy Corporation, 56854 Pleasant Ridge Road, Alledonia, OH 43902.  
Phone: (740) 926-1351. Email: [gbroadbent@coalsource.com](mailto:gbroadbent@coalsource.com)

**William K. Doran**  
**Ogletree, Deakins, Nash, Smoak & Stewart, P.C.**

Mr. Doran's practice is concentrated in safety and health law, labor law, employment law, and litigation. He represents and advises companies with respect to issues arising under Federal and State Safety and Health Statutes. Mr. Doran represents companies in accident investigations, special investigations, audits and discrimination investigations conducted by OSHA, MSHA, and state agencies. He represents companies in litigation before the Occupational Safety and Health Review Commission, the Federal Mine Safety and Health Review Commission and the federal courts. He also represents companies and trade associations on local and national issues within the purview of federal agency administrators. Mr. Doran also advises companies on a broad range of labor and employment issues. He has represented companies in organizing campaigns and on a variety of matters arising under the National Labor Relations Act and the Railway Labor Act. Mr. Doran has conducted management seminars regarding employer obligations and employee rights under the National Labor Relations Act and other statutes. He also counsels companies regarding employment discrimination matters arising under federal and state laws, including the Americans With Disabilities Act.

Mr. Doran speaks and writes frequently on a variety of human resources topics. Most recently, he co-authored the "Inspections and Investigations" chapters of *Workplace Safety & Health*, published by Clark Boardman Callaghan. He also authored an article entitled, "*Vicarious*

*Liability of Mine Operators for Independent Contractors' Violations"* for the University of Kentucky's *Journal of Natural Resources and Environmental Law*.

Mr. Doran received his J.D. from Catholic University in 1988 and his B.A. from the University of Virginia in 1985.

William K. Doran, Ogletree, Deakins, Nash, Smoak & Stewart, P.C., 1909 K Street, N.W., Suite 1000, Washington, DC 20006. Phone: 202.887.0855. Email: [William.doran@ogletreedeakins.com](mailto:William.doran@ogletreedeakins.com)

**Jonathan R. Ellis**  
**Steptoe & Johnson PLLC**

Jonathan Ellis's practice focuses on mine safety and health law as well as the defense of coal mine operators in deliberate intent and premises liability litigation. Jonathan has represented coal mine operators in the contest of countless MSHA citations including one operator's contest of "flagrant" violations assessed by MSHA at over \$1M. He has counseled a coal operator placed on the potential pattern of violations list and counseled a client during MSHA's investigation of an underground mining fatality.

Jonathan is a member of the West Virginia Coal Association, the Kentucky Coal Association, the Energy & Mineral Law Foundation, MENSA, and the National Mining Association. Jonathan is a graduate of the Washington and Lee University School of Law.

Jonathan Ellis, Steptoe & Johnson PLLC, Chase Tower, Eighth Floor, 707 Virginia St. East, Charleston, WV 25301. Phone: (304) 353-8118. Email: [jonathan.ellis@steptoe-johnson.com](mailto:jonathan.ellis@steptoe-johnson.com)

**M. Shane Harvey**  
**Jackson Kelly PLLC**

M. Shane Harvey is a Member in Jackson Kelly's Charleston, West Virginia, office where he practices in the Coal Industry Group. Mr. Harvey has more than a decade of experience as in-house counsel and general counsel for companies in the coal and natural resources industries, including working closely with operations and providing guidance on personal injury litigation, environmental compliance, public affairs and health and safety compliance. He has represented clients in the coal industry since the beginning of his legal career.

Mr. Harvey graduated *summa cum laude* in finance (where he was first in his class) from Virginia Tech in 1991. After receiving his Bachelor's Degree, he received his Juris Doctor in 1994 from the West Virginia University College of Law, where he was an editor of the National Coal Issue of the *West Virginia University Law Review*. Before entering law school, Mr. Harvey worked as an analyst for Goldman Sachs International in London, England.

Mr. Harvey is admitted to practice before the state courts of West Virginia, as well as the U.S. District Court for the Southern District of West Virginia, the West Virginia Supreme Court and the U.S. Supreme Court. Mr. Harvey is a Trustee for the Energy & Mineral Law Foundation and coaches youth sports in Putnam County, West Virginia.

M. Shane Harvey, Jackson Kelly PLLC, 500 Lee Street East, Suite 1600, Charleston, WV 25301. Phone: (304) 340-1006. Email: [sharvey@jacksonkelly.com](mailto:sharvey@jacksonkelly.com)

**Mark E. Heath**  
**Spilman Thomas & Battle, PLLC**

Mark E. Heath is a member of Spilman Thomas & Battle, PLLC, in the Charleston, West Virginia, office. He concentrates his practice in safety issues, litigation and labor and employment law.

His work involves both federal and state court actions, as well as administrative cases before federal and state agencies. Mr. Heath represents employers on matters pertaining to the Mine Safety and Health Administration, the Occupational Safety and Health Administration, and state safety agencies with respect to interpretations of regulatory requirements, significant citations and orders, accident investigations, special investigations, and employment discrimination issues related to safety. Mr. Heath regularly tries cases before Federal Mine Safety and Health Review Commission ALJs and before state mine safety boards in Kentucky and West Virginia.

Mr. Heath is a Trustee of the EMLF and has served as Secretary, Treasurer and a member of the Executive Committee for the Foundation and has been a frequent speaker at EMLF programs on Mine Safety Law, Annual Institutes and the fall Mineral Law Conference. He is listed in *The Best Lawyers in America, 19th edition*, in Energy Law.

From 1987 to 1989, Mr. Heath was a Captain with the United States Army Judge Advocate General's Corps, practicing in the areas of criminal justice, administrative law and labor and employment law. Mr. Heath graduated from the University of Kentucky College of Law (J.D. 1986). He did his undergraduate work at Western Kentucky University (B.A., *cum laude*, 1983).

Mr. Heath is a member of the bars of Kentucky and West Virginia. He is admitted to practice before the Supreme Courts of West Virginia and Kentucky, various U.S. District Courts, as well as the United States Courts of Appeals for the Fourth and Sixth Circuits, and the U.S. Supreme Court.

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

**Kelly G. Howard**  
**Crowell & Moring LLP**

Kelly Howard is a partner in the firm's Corporate Group. Her practice primarily involves securities transactions, securities reporting and compliance, mergers and acquisitions, corporate governance, and general corporate counseling. Kelly's clients include public companies, private corporations, limited liability companies, joint ventures, venture capital companies and non-profit corporations. Her experience covers a range of corporate and securities counseling and transactions, and includes U.S. securities registrations, securities law periodic reporting, proxy solicitations, corporate governance guidance, "blue sky" law compliance, Section 13 and Section 16 reporting and stock exchange requirements; mergers, asset and stock acquisitions and dispositions; public and private offerings of debt and equity securities; venture capital investments; and formation of joint ventures and teaming agreements.

Kelly joined Crowell & Moring in 2005. She previously worked in the Northern Virginia office of Miles & Stockbridge, P.C., where she practiced in the firm's corporate/securities and intellectual property/technology groups.

Kelly received a B.S. in Biology in 1999 from the University of North Carolina at Chapel Hill. In 2002, Kelly earned a J.D. from the University of Virginia School of Law, where she was business development editor of the *Virginia Journal of Law and Technology*, columnist for the *Virginia Law Weekly*, and member of Virginia Law Women. She is admitted to practice in the Commonwealth of Virginia, the District of Columbia and the United States Court of Appeals for the Fourth Circuit.

Kelly G. Howard, Crowell & Moring LLP, 1001 Pennsylvania Avenue, NW, Washington, DC 20004. Phone: 202.624.2993. Email: [khoward@crowell.com](mailto:khoward@crowell.com)

**Melanie J. Kilpatrick  
Rajkovich, Williams, Kilpatrick & True, PLLC**

Melanie Kilpatrick is a partner in the law firm of Rajkovich, Williams, Kilpatrick & True, PLLC in Lexington, Kentucky. She practices in the areas of mineral and energy, employment law, and commercial litigation. She has authored articles and given presentations on topics of interest in the mineral and energy and employment law fields. She is experienced in arguing appellate cases before the United States Court of Appeals, the Kentucky Court of Appeals and the Federal Mine Safety and Health Review Commission. Ms. Kilpatrick has been admitted to practice before the Kentucky Supreme Court, the United States District Court for the Eastern and Western Districts of Kentucky, and the United States Court of Appeals for the Fifth, Sixth and D.C. Circuits. Ms. Kilpatrick serves on the Board of Directors for the Thomas D. Clark Foundation, Central Kentucky Radio Eye, Inc., and the Kentucky Coal Association. She is a member of the Fayette County, Kentucky, Federal and American Bar Associations. Ms. Kilpatrick serves on the Board of Trustees and on the Scholarship Committee of the Energy & Mineral Law Foundation.

Ms. Kilpatrick was Articles Editor (1995-96) and a Staff Member (1994-95) for the *Kentucky Law Journal*. She served as law clerk to the Honorable Eugene E. Siler, Jr. on the United States Sixth Circuit Court of Appeals from 1996-97. Ms. Kilpatrick received her B.A. degree with High Honors in 1992 from the University of Virginia and her J.D. degree (valedictorian) from the University of Kentucky in 1996.

Melanie J. Kilpatrick, Rajkovich, Williams, Kilpatrick & True, PLLC, 3151 Beaumont Centre Circle, Suite 375, Lexington, KY 40513. Phone: 859.245.1059. Email: [Kilpatrick@rwkrlaw.com](mailto:Kilpatrick@rwkrlaw.com)

**Alexander Macia  
Spilman Thomas & Battle, PLLC**

Alexander Macia is a member of Spilman Thomas & Battle, PLLC in Charleston, West Virginia, and practices in the Government Relations and Litigation departments. Mr. Macia earned a B.A. degree, *summa cum laude*, from West Virginia University and a J.D., with honors, from the George Washington University Law School. Prior to joining Spilman Thomas & Battle, Mr. Macia served first as General Counsel, then Chief of Staff, to West Virginia Governor Bob Wise. In that capacity, Mr. Macia drafted mine safety and trucking safety and regulation legislation. In his government relations practice, Mr. Macia concentrates on administrative practice before state agencies and lobbying the West Virginia state legislature on a variety of issues, including healthcare, energy, consumer finance, and insurance. Mr. Macia's litigation practice focuses on representing employers in deliberate intent, personal injury, and employment cases, as well as representation of mine operators in special investigations and litigation before the Federal Mine Safety and Health Review Commission.

Mr. Macia is licensed in West Virginia and is a member of the Executive Council of the West Virginia Bar Association.

Alexander Macia, Spilman Thomas & Battle, PLLC, 300 Kanawha Boulevard, East, 25301.  
Phone: 304.340.3835. Email: [amacia@spilmanlaw.com](mailto:amacia@spilmanlaw.com)

**Gary D. McCollum**  
**Alliance Coal, LLC**

Gary D. McCollum serves as Assistant General Counsel for Alliance Coal, LLC. Since 2008, Mr. McCollum has managed, litigated and formulated strategies addressing the administrative, regulatory and employment law issues affecting Alliance Coal and its independent operating subsidiaries throughout Northern Appalachia, Central Appalachia, and the Illinois Basin.

Before joining Alliance Coal, Mr. McCollum served as Corporate Litigation Counsel for the Family Dollar Stores, Inc., a Fortune 500 retailer. Mr. McCollum was responsible for managing Family Dollar's litigation for all administrative, commercial, intellectual property and real estate matters throughout Family Dollar's forty-four state operating footprint. Prior to working in-house, Mr. McCollum's legal practice focused primarily on construction, public utility, and healthcare company defense.

In 2000, Mr. McCollum graduated *summa cum laude* from the University of Kentucky with a B.B.A. in Marketing, with a second major in Political Science. In 2003, he obtained a J.D. from The George Washington University Law School, where he served as a member of *The George Washington University International Law Review*.

Mr. McCollum is licensed to practice law in North Carolina and Kentucky and admitted to practice in the United States Courts of Appeal for the Fourth, Sixth and Seventh Circuits, as well as the United States District Courts for the Western Districts of North Carolina and Kentucky.

Gary D. McCollum, Assistant General Counsel, Alliance Coal, LLC, 771 Corporate Drive, Suite 500, Lexington, KY 40503. Phone: 859.685.6345. Email: [gary.mccollum@arlp.com](mailto:gary.mccollum@arlp.com)

**C. Michelle Mitchell-Bromfman**  
**Peabody Energy Corporation**

Michelle joined Peabody Energy Corporation's Law Department as Senior Counsel at St. Louis, Missouri in June 2008. She is currently responsible for all legal issues relating to labor and employment for Peabody Americas, providing legal support to the human resources team, including advising on day to day issues with employees, creating training materials, assisting in policy formulation and drafting contracts. While with Peabody, Michelle has also had responsibility for international employment matters and the strategy and management for the company's employment litigation matters.

Prior to joining Peabody Energy Corporation, Michelle was Senior Counsel in the Legal Department at Macy's, Inc. Michelle defended Macy's, Inc. in federal and state courts across the country, including class actions and other complex civil litigation, covering a broad range of legal and business issues.

Michelle earned her J.D. from Washington University School of Law. She also holds a Bachelor of Arts degree from Truman State University.

C. Michelle Mitchell-Bromfman, Senior Counsel, Peabody Energy Corporation, 701 Market Street, Suite 600, St. Louis, MO 63101. Phone: 314.342.7827.  
Email: [mmitchell-bromfman@peabodyenergy.com](mailto:mmitchell-bromfman@peabodyenergy.com)

**R. Henry Moore**  
**Jackson Kelly PLLC**

R. Henry (“Hank”) Moore is a Member of Jackson Kelly PLLC and is resident in the firm’s Pittsburgh, Pennsylvania office.

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

Mr. Moore was a member of the lead defense team and successfully represented several corporate and individual clients in nationwide dust sampling fraud litigation under the Federal Mine Safety and Health Act of 1977. He has represented clients subject to criminal investigation and prosecution under the Federal Mine Safety and Health Act, including the falsification of training records and tampering with respirable coal mine dust samples. He has represented mine operators in cases involving mine explosions which resulted in multiple fatalities in proceedings up through appeals to the United States Court of Appeals. On a number of occasions, he has been involved at the mine site immediately after an explosion to counsel the operator through the initial phases of rescue and recovery. He has represented mine operators in other cases up through the United States Court of Appeals involving issues of coal mine ventilation, mine safety discrimination and liability for contractor violations.

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

Mr. Moore is a Trustee of the Energy & Mineral Law Foundation, a Director of the Pittsburgh Coal Mining Institute of America, and a member of the Occupational Safety and Health Law Committee of the American Bar Association. He has been selected by his peers for inclusion in *The Best Lawyers in America*® from 2009-2011.

R. Henry Moore, Jackson Kelly PLLC, Three Gateway Center, Suite 1340, Pittsburgh, PA 15222.  
Phone: (412) 434-8055. Email: [rhmoore@jacksonkelly.com](mailto:rhmoore@jacksonkelly.com)

**Suzan E. Moore**  
**Alpha Natural Resources**

Suzan Moore is Vice President and Associate General Counsel – HR, Benefits & Safety, Corporate, NAPP/PRB & CAPP South of Alpha Natural Resources. Alpha is publicly traded on the New York Stock Exchange and is headquartered in Bristol, Virginia. It is the nation’s third largest coal producer, the leading exporter of metallurgical coal and a major supplier of

thermal coal. The company's subsidiaries operate 61 mines and 14 coal preparation facilities in Northern and Central Appalachia and the Powder River Basin, with approximately 6,200 employees and 2008 combined revenues of more than \$4 billion.

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

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

Suzan E. Moore, V.P. and Associate General Counsel, Alpha Natural Resources, Inc., One Alpha Place, P.O. Box 16429, Bristol, VA 24202. Phone: 276.619.4421. Email: [smoore@alphanr.com](mailto:smoore@alphanr.com)

**Jason M. Nutzman**  
**Dinsmore & Shohl LLP**

Jason Nutzman is a member of Dinsmore & Shohl's Labor & Employment Department and Mine Safety & Health Practice Group. Jason represents clients before the Federal Mine Safety and Health Review Commission in accident investigations, special investigations, and discrimination investigations conducted by the Department of Labor with respect to the Mine Safety and Health Act.

In his practice, he works with human resource managers and in-house counsel providing employment advice and litigation support to employers. Jason also provides employment counseling to employers from the beginning of the employment relationship through termination and employment advice covering all types of discrimination and wrongful discharge, FMLA, ADA, ADEA and FLSA issues, and non-compete agreements. Jason is also experienced in representing clients regarding labor issues, including dealing with unions during a labor campaign and assisting management with a unionized workforce.

Jason received his J.D. from the West Virginia University College of Law, (*West Virginia Law Review*, Editor-in-Chief, 2006) and his B.A. in History from the College of Charleston, (2001).

James M. Nutzman, Dinsmore & Shohl LLP, Huntington Square, 900 Lee Street, Suite 600, Charleston, WV 25301. Phone: 304.357.0919. Email: [Jason.nutzman@dinslaw.com](mailto:Jason.nutzman@dinslaw.com)

**Thomas A. Paige**  
**U.S. Department of Labor**

Tom is the Deputy Associate Solicitor for the Mine Safety and Health Division of the Solicitor's Office, U.S. Department of Labor. Tom began his career with Labor in 1995 in the Dallas Regional Solicitor's Office, prosecuting cases under the Mine Act, the OSH Act, ERISA and other statutes, and served as the MSHA Counsel from 2004 to 2007. Tom came to the Division in 2008, where he served first as a senior trial attorney, then as Co-Counsel for Trial Litigation, and now the Deputy. Tom has actively participated in several high profile activities, including the Upper Big Branch accident investigation and related litigation, and the Freedom Energy pattern injunction case. Tom graduated from St. Mary's University School of Law in 1993, and is a member of the Texas Bar.

Thomas A. Paige, Deputy Associate Solicitor for Mine Safety & Health, USDOL, Office of the Solicitor, 1100 Wilson Blvd., 22nd Floor, Arlington, VA 22209. Phone: 202.693.9333.  
Email: [paige.thomas.a@dol.gov](mailto:paige.thomas.a@dol.gov)

**Willa B. Perlmutter**  
**Crowell & Moring LLP**

Willa B. Perlmutter is counsel in the Washington, D.C., office of Crowell & Moring LLP, where she focuses her practice on defending mine operators against administrative enforcement proceedings brought by the Mine Safety and Health Administration (MSHA), as well as counseling clients on other regulatory and legislative issues that impact the mining industry. Willa regularly defends companies and individuals facing investigations and formal legal proceedings for alleged safety and health violations under the Federal Mine Safety and Health Act of 1977, whether those arise out of a catastrophic event, such as an accident, or in the course of a regular inspection by MSHA. Willa has successfully defended a number of mining companies in whistleblower cases brought under the Mine Act. She has extensive litigation experience before the Federal Mine Safety and Health Commission and state and federal courts, and has occupied the first chair at trial in numerous cases before both judges and juries. Where appropriate, she works with clients to achieve cost-effective results short of trial through negotiation, and her recent victories include a number of cases in which MSHA voluntarily dropped allegations that a mine operator flagrantly violated the Mine Act and its regulations.

In addition to her litigation and investigations practice, Willa provides advice on statutory and regulatory compliance to her clients in a wide range of mining contexts, most recently counseling publicly-held companies and their mining subsidiaries on reporting obligations in connection with the requirements of the Dodd-Frank Act.

Willa regularly conducts training seminars for mine operators and others, in which she focuses on how to anticipate and reduce civil and criminal liability cases by responding appropriately to inspections, investigations and catastrophic events. She has also taught negotiation and trial skills to mine professionals to enable them to obtain economical and successful results when dealing directly with MSHA's Conference and Litigation Representatives. A dynamic public speaker, she regularly speaks to mine management, production personnel and trade groups on a variety of subjects related to the Mine Act and the Occupational Safety and Health Act.

Before joining Crowell & Moring, Willa was counsel with another major law firm in Washington D.C. There, she also concentrated her practice on mine safety and industrial safety and was lead or second counsel in a number of high-profile accident and fatality investigations.

Willa came to Washington, D.C. to take a position in the Office of the Solicitor at the U.S. Department of the Interior, but before that, she was the Supervising Attorney in the Juneau office of Alaska Legal Services Corporation. There, she was responsible for overseeing two legal aid offices that served a geographical area stretching the 900-mile length of the Alaskan panhandle. While at Alaska Legal Services, she was one of a three-person trial team that represented the tribal council of the Indian village of Klukwan, Alaska, in a landmark artifacts repatriation case. As a result of the victory in that case, she was formally adopted into the Ganaxteidi clan of the Raven tribe of Tlingit Indians in southeast Alaska.

Willa received her A.B. in history and politics from Mount Holyoke College and her J.D. from the University of Connecticut School of Law. In law school, she served as a member of the Connecticut Moot Court Board and afterwards she served for a number of years as a grader for the Connecticut Bar Examining Committee. In both college and law school, Willa was selected by her peers as class commencement speaker.

Willa B. Perlmutter, Crowell & Moring LLP, 1001 Pennsylvania Avenue, NW, Washington, DC 20004. Phone: 202.624.2688. Email: [WBPerlmutter@crowell.com](mailto:WBPerlmutter@crowell.com)

**Jeffrey K. Phillips**  
**Steptoe & Johnson PLLC**

Jeff Phillips concentrates his practice on complex and commercial litigation. He represents businesses, particularly energy companies, in claims of wrongful death, fraud, deliberate intent, personal injury, and alleged violations of MSHA regulations. He has tried cases to verdict in federal and state courts for twenty years. Jeff has also been involved in administrative and appellate proceedings. He is the Managing Member of the firm's Lexington, Kentucky, office.

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

Jeffrey K. Phillips, Steptoe & Johnson PLLC, 2525 Harrodsburg Road., Suite 300, Lexington, KY 40504. Phone: 859.219.8210. Email: [jeff.phillips@steptoe-johnson.com](mailto:jeff.phillips@steptoe-johnson.com)

**Aric M. Pryor**  
**MATRIX Design Group, LLC**

Mr. Pryor has been working in the mining industry since the early 90's when he began as an electrical engineer for Frontier-Kemper Constructors and then Flanders Electric. Mr. Pryor is co-founder and president of Matrix Design Group, LLC., located in Newburgh, IN. Mr. Pryor has been working with the development of proximity detection technology for mining equipment since 2005 and has comprehensive knowledge of the technology. Mr. Pryor resides in southern Indiana with his wife and eight children and holds a Bachelor of Science degree in Electrical Engineering from Purdue University.

Matrix is a leader in safety and productivity technology for underground mining applications in the United States. Their innovative products include communications and tracking systems, mine atmospheric monitoring systems, belt control and proximity detection systems.

Matrix is a subsidiary of Alliance Resource Partners, L.P., a diversified producer and marketer of coal primarily to U.S. utility companies and industrial users.

Aric M. Pryor, MATRIX Design Group, LLC, 3299 Tower Drive, Newburgh, IN 47630. Phone: 812.858.8024. Email: [Aric.Pryor@MatrixTeam.com](mailto:Aric.Pryor@MatrixTeam.com)

**Noelle Holladay True**  
**Rajkovich, Williams, Kilpatrick & True, PLLC**

Noelle Holladay True is a native of Lexington, Kentucky. She is licensed to practice in Kentucky, and is admitted before the United States District Court for the Eastern District of Kentucky and the United States Court of Appeals for the District of Columbia Circuit. She received her B.S. degree with Honors in Finance from Indiana University in 1997, and graduated *Order of the Coif* in 2000 from the University of Kentucky College of Law.

Noelle practices in the areas of mine safety and health, employment law, and commercial litigation. Her primary focus area is Mine Safety and Health Administration work. She represents coal companies around the country in litigation matters before the Federal Mine Safety and Health Review Commission, and locally before the Kentucky Mine Safety Review Commission. Noelle represents and advises mine operators during special investigations conducted by the Mine Safety and Health Administration in cases involving accidents, fatalities, and claims of discrimination, and also advises operators on other compliance issues involving federal and state agencies.

Noelle is a member of the Fayette County, Kentucky and American Bar Associations, as well as the Energy & Mineral Law Foundation, the Kentucky Coal Association, Coal Operators & Associates, and the Fayette County Bar's Women Lawyers Association. She was a recipient of the 2004 Lexington Young Professionals Association's "Rising Star Award." In law school, Noelle was an Associate Editor for the *Kentucky Law Journal*, in which she authored an article entitled "The Limited Fiduciary Duties Owed by Corporate Managers to Preferred Shareholders: A Need for Change." She now serves on the Board of Directors for the University of Kentucky College of Law Alumni Association, and also serves as Chair of the Steering Committee for the Southern Hills Early Childhood Program in Lexington. In the past, she has served on the Board of Directors (and as Treasurer) for the New Opportunity School for Women in Berea, Kentucky, on the Finance Committee for Southern Hills United Methodist Church, and on the Board of Directors for the Friends of Raven Run in Lexington. Noelle frequently makes presentations on topics of interest in the area of coal mine safety and health at various seminars throughout the country.

Noelle Holladay True, Rajkovich, Williams, Kilpatrick & True, PLLC, 3151 Beaumont Centre Circle, Suite 375, Lexington, KY 40513. Phone: (859) 245-1059. Email: [True@rwktlaw.com](mailto:True@rwktlaw.com)

**Michael G. Young, Commissioner**  
**Federal Mine Safety and Health Review Commission**

Michael G. Young was appointed to the Federal Mine Safety and Health Review Commission by President Bush in 2003 and reappointed in 2008. He is a graduate of West Virginia University and the Wake Forest University School of Law. Prior to his appointment to FMSHRC, Commissioner Young served as an Air Force officer, as a trial lawyer with Buchanan Ingersoll, PC, in Pittsburgh and McElwee and McElwee in North Wilkesboro, NC, and as Director of Regulatory Affairs for the Pennsylvania Coal Association.

Michael G. Young, Federal Mine Safety and Health Review Commission,  
1331 Pennsylvania Ave., NW, Suite 520N, Washington, DC 20004-1710.  
Phone: 202.434.9914. Email: [myoung@fmshrc.gov](mailto:myoung@fmshrc.gov)