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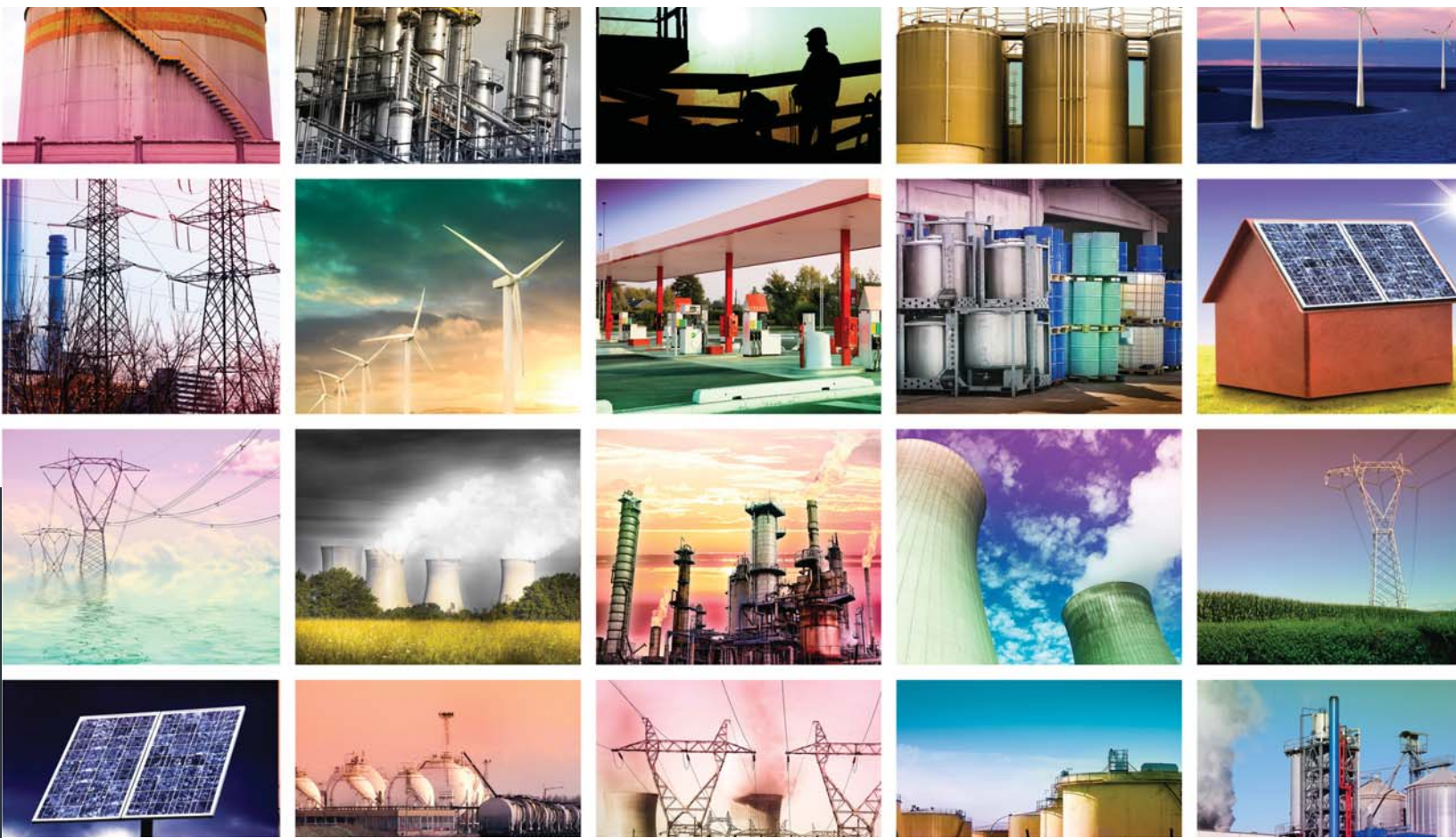
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Section of Environment,  
Energy, and Resources



# 14th Annual Energy Litigation Conference



## 14th Annual Energy Litigation Conference

November 5, 2015

JW Marriott Galleria Hotel • Houston, Texas

### Lifetime Achievement in Energy Litigation Award

Lawrence P. Simon, Jr.  
Liskow & Lewis  
Lafayette, Louisiana



IEL is an Institute of  
**THE CENTER FOR AMERICAN  
AND INTERNATIONAL LAW**

## Highlights

- Energy Litigation Update
- The Care and Handling of In-House Counsel
- EPA Litigation - Enforcer & Defendant Perspectives
- Royalty Litigation Then and Now: The Good, The Bad and The Ugly
- Views from the Bench on Energy Law Litigation

**MCLE credit will be available.**

Register before October 15 to receive a discount!

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# 14th Annual Energy Litigation Conference

## SCHEDULE

November 5

### Conference Co-Chairs

**Kimberly L. Cunningham**  
Exxon Mobil Corporation  
Houston, Texas

**Charles J. (Tim) Engel**  
King & Spalding  
Washington, D.C.

**JoAnn Lee**  
Assistant General Counsel,  
Litigation  
Exxon Mobil Corporation  
Houston, Texas

*"Excellent content that is useful to  
any individual interested in energy  
law."*

— 2014 Participant



2014 Energy Litigation Conference

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7:30 REGISTRATION AND CONTINENTAL BREAKFAST

8:30 WELCOME AND INTRODUCTION TO THE CONFERENCE

- **Kimberly L. Cunningham**, Counsel, Exxon Mobil Corporation, Houston, Texas
- **Charles J. (Tim) Engel**, King & Spalding, Washington, D.C.

8:40 ENERGY LITIGATION UPDATE

- A review of recent lawsuits of special interest to energy litigators.
- **Mark D. Christiansen**, McAfee & Taft, Oklahoma City, Oklahoma

9:35 THE CARE AND HANDLING OF IN-HOUSE COUNSEL

MODERATOR:

- **Michael P. Cash**, Liskow & Lewis, Houston, Texas

PANELISTS:

- **Reid G. Gettys**, Exxon Mobil Corporation, Houston, Texas
- **Victoria T. McGhee**, Shell Oil Company, Houston, Texas
- **Kevin O'Neal**, Chevron Corporation, Houston, Texas

10:35 BREAK

10:50 EPA LITIGATION – ENFORCER AND DEFENDANT PERSPECTIVES

- Current and former enforcement officials trade perspectives on litigation with EPA's enforcement office.
- **Granta Y. Nakayama**, King & Spalding, Washington, D.C.
  - **Cheryl Seager**, Deputy Regional Counsel for Enforcement, Environmental Protection Agency's Region 6 Office, Dallas, Texas

11:40 ROYALTY LITIGATION THEN AND NOW: THE GOOD, THE BAD AND THE UGLY

Experienced oil and gas litigators explore the changing landscape of royalty owner litigation and changes in law and procedure affecting those cases.

- **John A. "Jad" Davis**, Davis, Gerald & Cremer, P.C., Midland, Texas
- **Shannon H. Ratliff**, Ratliff Law Firm, Austin, Texas
- **Mark C. Rodriguez**, Vinson & Elkins LLP, Houston, Texas
- **Dick Watt**, Watt Thompson & Henneman LLP, Houston, Texas

## 12:30 HOSTED LUNCHEON

### Lifetime Achievement in Energy Litigation Award



Honoring  
**Lawrence P. Simon, Jr.**  
Liskow & Lewis  
Lafayette, Louisiana

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## 2:00 VIEWS FROM THE BENCH

Judges give their perspective on trends in energy litigation and on its management and conduct.

### MODERATOR:

— **Kenneth M. Klemm**, Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, New Orleans, Louisiana

### PANELISTS:

— **The Hon. Caroline E. Baker**, 295th Judicial District Court, Houston, Texas

— **The Hon. David Hittner**, U.S. District Court, Southern District of Texas, Houston, Texas

— **The Hon. Deanell Reece Tacha**, Duane and Kelly Roberts Dean and Professor of Law, Pepperdine School of Law, Former Chief Judge, 10th Circuit Court of Appeals, Malibu, California

## 3:00 NGO ENVIRONMENTAL LITIGATION AGAINST THE OIL & GAS INDUSTRY IN A POST-MACONDO WORLD

Environmental groups have launched a blizzard of legal challenges against all facets of oil and gas efforts, ranging from seismic surveys to leases, exploration and development to oil spill containment. Learn how they are faring, and what the future may bring.

— **Steven J. Rosenbaum**, Covington & Burling LLP, Washington, D.C.

## 3:45 BREAK

## 4:00 PROFESSIONALISM: BETWIXT THE MEANS AND THE ENDS

The Texas Layers Creed is a good road map for all lawyers to follow, whether they are from Texas or not. And everything about the Creed is about the “means” to a proper system of justice. Nevertheless, lawyers sometimes forget the “means” and focus on the “ends” or else get caught in the twilight between the “means” and the “ends,” jeopardizing themselves and the profession. Don’t go there.

- **The Hon. W. Royal Furgeson (Ret.)**, U.S. District Court, Northern District of Texas, Founding Dean, UNT Dallas College of Law, Dallas, Texas

## 5:00 ADJOURN

## 5:00 NETWORKING RECEPTION

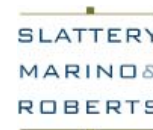
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Institute for  
**ENERGY LAW**

An institute of The Center for American and International Law, IEL provides superior educational and professional opportunities for lawyers and other professionals in the energy industry through educational courses, conferences, scholarly publications and membership activities. IEL presents numerous educational conferences and seminars each year, publishes papers, periodicals and the *Oil and Gas Reporter*, and provides an important forum in which contemporary issues affecting the energy industries can be discussed.

For more information, visit [cailaw.org/iel](http://cailaw.org/iel)

## ABOUT THE AMERICAN BAR ASSOCIATION (ABA)



**Section of Environment,  
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The ABA Section of Environment, Energy, and Resources is the premier forum for strategies and information for environmental, energy, and resource professionals. It represents more than 10,000 members with a wide range of professional interests. The Section is committed to providing members with opportunities to enhance professional skills, stay on top of current developments, and continue the dialogue in these substantive areas through its substantive committees, educational programming, and quality publications including books, newsletters, magazines, and digests.

For more information, visit [www.abanet.org/enviro/](http://www.abanet.org/enviro/)



**Section of  
Litigation**

The Energy Litigation Committee of the ABA Section of Litigation aims to provide its membership with up-to-date litigation-focused information on the production, transportation and marketing of oil, natural gas and electricity, as well as federal regulation of those industries. The Committee reports to members on significant case law, law review articles and seminars, and produces informative programs on topics of interest to the lawyer who litigates energy-related cases.

For more information, visit [www.abanet.org/litigation/committees/energy/home.html](http://www.abanet.org/litigation/committees/energy/home.html)



# REGISTRATION

## 14th Annual Energy Litigation Conference

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Registration includes one day Conference, all meals, Networking Reception and the course material provided online, which may be printed or saved by customer. **Printed course material may be obtained for an additional \$75 fee** (check additional option below).

Check applicable box:	Received by 10/15/15	Received after 10/15/15
Regular registration fee	<input type="checkbox"/> \$435	<input type="checkbox"/> \$495
IEL Advisory Board Member	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
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Law Student	<input type="checkbox"/> \$125	<input type="checkbox"/> \$125
Full-Time Professors	<input type="checkbox"/> \$125	<input type="checkbox"/> \$125
Materials Only (not attending)	<input type="checkbox"/> \$150	<input type="checkbox"/> \$150

☐ Add **\$75** to receive the course material in a printed binder at the conference. Otherwise, the material will only be provided to you electronically via email. You are welcome to print the online material yourself.

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Plano, TX USA 75024

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8:30am-5:00pm CT

PAYMENT MUST ACCOMPANY REGISTRATION

## GENERAL INFORMATION

**CANCELLATION POLICY:** Tuition, less a \$50 cancellation fee will be refunded upon receipt of written cancellation received by October 15, 2015. E-mail cancellation notice to [lgaspar@cailaw.org](mailto:lgaspar@cailaw.org). After this date, no refunds, but substitution of attendees for this program will be permitted. Registrants not entitled to a refund will receive the course materials.

**HOUSING:** The cost of housing is not included in tuition. However, rooms (in limited number) have been reserved at the JW Marriott Galleria Hotel, 5150 Westheimer Road, Houston, TX 77056. Registrants should call 1.800.228.9290 and advise that they are attending the "Energy Litigation Conference" to receive a reduced room rate of \$189 + occupancy tax. Reservations may also be made at [cailaw.org/iel](http://cailaw.org/iel). The last day to obtain this special rate is October 14, 2015.

**NONDISCRIMINATION POLICY:** The Center for American and International Law does not discriminate on the basis of race, color, sex, religion, national origin, age, disability, veteran status or any other protected status in educational activities, scholarship programs or admissions.

**PRESS POLICY:** All IEL conferences are held under the Chatham House Rule. Participants, including journalists, are free to use any information received, but comments may not be attributed to any speaker identified by name or affiliation.

**MCLE CREDIT:** This program is approved by the State Bar of Texas for 5.75 hours, including 1 hour of ethics. Course ID Number: 901326553. Credit hours for other states will vary and are subject to each state's approval and credit rounding rules.

For this conference, IEL will directly apply (if requested) for course accreditation in the following states: California, Minnesota, New Mexico, Ohio, Oklahoma, Pennsylvania, Texas and Virginia. Some of these states may not approve a program for credit hours before the program occurs. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. IEL conferences are typically accredited by all mandatory CLE states.



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#### 14TH ANNUAL ENERGY LITIGATION CONFERENCE

Institute for Energy Law  
The Center for American and International Law  
5201 Democracy Drive  
Plano, TX USA 75024

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