2015 Landscape Discussion on
ENERGY LAW AND POLICY IN THE ROCKIES
LARAMIE, WYOMING

Friday, October 30, 2015
Marian H. Rochelle Gateway Center

Hosted by:
University of Wyoming
School of Energy Resources
UW College of Law’s
Center for Law and Energy Resources in the Rockies

WELCOME

October 30, 2015

On behalf of the University of Wyoming School of Energy Resources and the College of Law's Center for Law and Energy Resources in the Rockies (CLERR), it is our pleasure to welcome you to the 2015 Landscape Discussion on Energy Law and Policy in the Rockies.

Today we are joined in Laramie by experts from around the country, bringing together their knowledge and experience in the areas of law, policy, engineering and business to examine issues facing the energy industry in an environment of constrained prices, increasing regulation, and evolving standards of federalism and governance. Our continuing goal is to create opportunity for experts to share their perspectives and to engage in dialogue on emerging themes, with the hope of collaboratively creating new insights and knowledge.

We are delighted to have former Wyoming Governor Dave Freudenthal join us as the conference Master of Ceremonies again this year. Governor Freudenthal will kick-off this year's conference with his opening remarks; the conference will then feature three compelling discussions on issues that we deem at the forefront of importance to energy development, law, and policy in the Rocky Mountain region. We encourage you to add your voices and thoughts to these conversations by asking questions at the end of each panel.

We would like to extend a special thank you to the members of this year's steering committee: Kipp Coddington, Jamie Jost, Poe Leggette, Mark Stermitz and Eric Waeckerlin. We sincerely appreciate all of your help toward making this conference a success.

The collective efforts of the steering committee, session moderators, panel members and our conference organizing staff promise the delivery of an impressive program. We also could not provide this program without the generous contributions of our sponsors, who enable us to bring this program to you at low cost, in the beautiful Gateway Center on the University of Wyoming campus.

We are very grateful for your attendance this year and the community's encouragement of the forums held in 2013 and 2014. You will find the entire series of forum proceedings on the UW SER website, with the inclusion of today's, in very near future.

We are deeply appreciative to UW Catering & Events for their tireless service, WyoCast for recording the proceedings and for the remarkable planning and management of today's forum by Kelly Garvey Burbach.

Sincerely,

Tara Righetti, SER Assistant Professor of Law

Temple Stoellinger, Co-Director of CLERR; Assistant Professor, Haub School of Environment and Natural Resources
AGENDA

Conference Objective:

To bring together stakeholders who have collaborative interests to engage in a thought provoking discussion on key energy topics currently at play in Wyoming, the region and the nation.

Goals of Conference:

Facilitate robust dialogue on critical topics, provide continuing education to landmen and energy lawyers, and identify opportunities for collaborative solution building in the public interest.

Solicit input on issues warranting attention with the goal of securing a sustainable natural resource future.

Engagement of the College of Law’s Center for Law and Energy Resources in the Rockies with affiliated groups, industry, and the legal community, with the hope of enhancing relationships.

Friday, October 30, 2015

Conference Master of Ceremonies: Former Wyoming Governor Dave Freudenthal

7:30am – 8:30am Breakfast Buffet (Gateway Ballroom Foyer)

8:30am – 9:05am University of Wyoming Welcome

Dick McGinity, President, University of Wyoming
Klint Alexander, Dean, University of Wyoming College of Law
Mark Northam, Director, University of Wyoming School of Energy Resources

9:05am – 9:35am Energy Development and Energy Policy in the Rockies

Conference Introductory Remarks by Former Wyoming Governor Dave Freudenthal

9:35am – 9:45am Networking Break Sponsored by Holland & Hart LLP

9:45am – 11:45am Session 1: Uncooperative Federalism: The Complexity of Shared Governance

Moderator: Ryan Lance, Counsel, Crowell & Moring
Rob Mathes, Bjork Lindley Little – The Unintended Impacts of Avoiding a Sage Grouse Listing
Paul Seby, Holland & Hart, LLP – The Regulation of Hydraulic Fracturing – Who’s on First, the State or the Feds?
Nada Culver, The Wilderness Society – Potential Unilateral Actions that May Emerge As President Obama Leaves Office
Alex Dunn, ECOS – Waters of the United States
11:45am – 12:15pm  Lunch Sponsored by Crowley Fleck PLLP

12:15pm – 1:00pm  Lunchtime Keynote: Dave Lawler, CEO, BP-Lower 48

1:00pm - 1:15pm  Networking Break

1:15pm – 2:45pm  Session 2: Energy Transitions in a Low Price Environment; Mitigating Uncertainty and Risk

Moderator: Poe Leggette, Partner, BakerHostetler
Cindy Crane, Rocky Mountain Power – Capital Markets and Financing
Brad McKim, Retired BP – Post Transfer Liabilities
Michael Joy, BakerHostetler – Bankruptcy and Restructuring
Austin Brister, McGinnis Lochridge – Acquisitions and Divestitures

2:45pm – 3:00pm  Networking Break Sponsored by Anadarko Petroleum Corporation

3:00pm – 4:30pm  Session 3: Tightening Air Emission Standards; Impacts on Western Energy Projects

Moderator: Eric Waeckerlin, Partner, Davis Graham & Stubbs
Jim Wilkinson, Golder & Assoc. – New Ozone Standards
Cole Anderson, Wyoming DEQ – Recent EPA Actions Concerning Methane
Peter Zalzal, EDF – Clean Power Plan
Korby Bracken, Anadarko – Oil and Gas Air Emissions Rules

4:30pm – 4:40pm  Closing Remarks by Former Wyoming Governor Dave Freudenthal
PRESENTERS BIOGRAPHIES

Klint Alexander, Dean, University of Wyoming College of Law
Dean Alexander joined the College of Law in the summer of 2015. With interests that include energy law, utilities regulation and international trade, Alexander has served in teaching and leadership roles at several major institutions, including Yale, Vanderbilt and the University of London. He was previously an attorney in the law firm of Baker, Donelson, Bearman, Caldwell and Berkowitz. During the mid-1990s, Dean Alexander was an official in the U.S. Trade Representative’s Office in Washington, D.C., responsible for coordinating trade policy reviews and representing the White House in negotiations before the World Trade Organization and the World Customs Organization. Dean Alexander received a bachelor’s degree in history from Yale in 1991; master’s (1994) and doctoral (1997) degrees in international relations from Cambridge University; and his law degree from the University of Virginia in 1999.

Korby Bracken, Anadarko
Korby Bracken is a registered Professional Environmental Engineer with over 15 years of experience in the oil and gas industry. He is a graduate of the University of Wyoming with a BS in Chemical Engineering. Since graduation he has worked in many business sectors, notably the New Source Review permitting group at the Wyoming Department of Environmental Quality and consulting firms with an emphasis on oil and gas sector permitting and compliance. Currently, Korby serves as Director of Health, Safety and Environment, for Anadarko Petroleum Corporation in the Rockies.

Austin Brister, McGinnis Lochridge
Austin Brister grew up in Casper, Wyoming, and is a proud graduate of the UW College of Law. Austin practices oil and gas law in Houston, Texas with the firm McGinnis Lochridge. He is the lead author and editor of OilandGasLawDigest.com, subscribed to by more than 2,000 in-house attorneys and landmen, and receiving over 240,000 views. He regularly speaks at oil and gas industry seminars, including in-house learning four annual national meetings.

In his law practice, Austin assists clients in all aspects of acquisitions and divestitures of energy properties, from the structuring and drafting of all essential instruments, through performing due diligence and handling post-closing issues. Austin's recent deals include multi-well farmout agreements, small single-well acquisitions, package deals involving $30 Million in producing assets, and due diligence review for multi-jurisdictional acquisitions in excess of $2 Billion in total allocated value.

Cindy Crane, Rocky Mountain Power
Cindy Crane is president and CEO of Rocky Mountain Power. She was appointed to this position in November 2014. Cindy is responsible for delivering electricity safely and reliably to 1 million customers in Idaho, Utah and Wyoming, and also oversees thermal generation, mining and resource development for the company.

Prior to her current position, Cindy served as vice president of Interwest Mining and Fuels for PacifiCorp Energy. She was responsible for the Energy West and Bridger Coal mine operations, as well as overall coal supply acquisition and management for PacifiCorp’s coal-fueled generation plants.

Cindy joined PacifiCorp in 1990 and served in a variety of positions, including director of business systems...
integration, managing director of the company's regional transmission project and managing director of the major issues program. She also managed the company's integration following its acquisition by Berkshire Hathaway Energy. Cindy then served as vice president of strategy and division services for PacifiCorp Energy, where she provided leadership in the development of the company's coal supply and renewable energy strategies, including the completion of five Wyoming wind projects.

Prior to PacifiCorp, Cindy worked at NERCO Inc., which was 82 percent owned by PacifiCorp. Cindy joined NERCO while doing due diligence efforts for holdings of Union Texas Petroleum.

Cindy currently serves on the Wyoming Energy Resources Council, the Utah Sports Commission Board, EDCUtah, the National Mining Association, the Utah Mining Association and is a member of the Salt Lake City Chamber of Commerce Board of Directors. She dedicates her time to others within the company through both formal and informal mentoring.

Nada Culver, The Wilderness Society
Nada Wolff Culver is Senior Counsel and Director of the BLM Action Center at The Wilderness Society, providing technical advice and support to citizens and conservation groups working to protect their public lands.

The Wilderness Society's mission is to protect wilderness and inspire Americans to care for our wild places. The BLM Action Center, located in Denver, Colorado, assists and encourages people to participate in land use planning processes and management decisions, including those addressing transmission, renewable energy, fossil fuel development and protection of wilderness. The BLM Action Center also seeks to influence national policy on management of our federal public lands.

Before joining The Wilderness Society, she practiced law in the private sector for more than 10 years, working on a variety of environmental issues including energy development and environmental remediation, and was a partner with the law firm of Patton Boggs. She is a graduate of Northwestern University and the University of Pennsylvania School of Law.

Alex Dunn, Environmental Council of the States (ECOS)
Alexandra Dapolito Dunn is the Executive Director and General Counsel of the Environmental Council of the States (ECOS), the national non-profit, non-partisan association of the U.S. state and territorial environmental commissioners. Dunn has just over two decades of experience in environmental law and policy, and presently works on legislation, policy, and regulatory matters affecting all media – including air, waste, water, and toxics. She has particularly rich expertise in water quality, air and energy, environmental justice and urban sustainability, and implementation of the Clean Water Act. She is a published author, and speaks regularly, on diverse environmental topics, from cooperative federalism, to environmental governance, to green cities.

Dunn is a member of the bar in DC, MD, and NY, the U.S. Supreme Court, and federal courts. She has represented parties, intervenors, or amicus curiae in over 25 environmental cases. In prior positions, Dunn served as Executive Director and General Counsel of the Association of Clean Water Administrators; Dean of Environmental Law Programs and Adjunct Professor of Law (Environmental Justice, Human Rights and the Environment) at Pace Law School; as General Counsel of the National Association of Clean Water Agencies; as counsel to the American Chemistry Council; and in private law practice. Dunn is a past Chair and remains a leader in the American Bar Association’s (ABA) Section of Environment, Energy, and Resources, chairing its World Justice Task Force. From 2011 to 2014 she served on the ABA Presidential Task Force on Sustainable Development. In 2015, she was made a Fellow of the American College of Environmental Lawyers.
Dunn serves on the Board of Directors of the Environmental Law Institute, as Secretary of the non-profit U.S. Water Alliance, and is a member of the Fellows of the American Bar Foundation. She is a Lecturer in Law at the Columbus School of Law, Catholic University of America (CUA) (DC) (Advanced Topics in Environmental Law), an Adjunct Associate Professor of Law at the American University’s Washington College of Law (Environmental Justice), and faculty advisor to CUA’s Environmental Law Society. She earned her J.D., magna cum laude, at the Columbus School of Law, Catholic University of America (DC), where she was Editor-in-Chief of the Law Review. She earned her B.A., cum laude, in Political Science and French, James Madison University, VA.

Dave Freudenthal, Former Governor of Wyoming, Crowell & Moring

Dave Freudenthal, a Wyoming native, served two terms as Wyoming’s 31st governor. In 2002, Freudenthal, a Democrat and first-time candidate, won an upset victory in one of America’s most overwhelmingly Republican states. After his first term, he was re-elected in 2006 by the greatest percentage in the State’s history. By the end of his tenure, Wyoming was ranked as the "Best Run State in America" by 24/7 Wall St., based on a review of hundreds of data sets and a variety of metrics ranging from debt rating agency reports to median income. When he stepped down in 2011, his approval rating was over 80% -- at the top among all U.S. governors – and he left his successor with a balanced budget and a billion dollar surplus.

Freudenthal’s eight years were marked by a constructive bi-partisan relationship with a Republican dominated legislature. This working relationship moved Wyoming forward on many fronts. As the nation’s least populous state, Wyoming maintains a resource- based economy, relying primarily on mineral and energy extraction, tourism and agriculture for its economic livelihood. Recognizing the strengths and opportunities that this economic base represented for the state, Freudenthal’s administration focused on balancing resource extraction and preservation with regulatory approaches designed to enhance long-term growth.

Wyoming was the first state to adopt meaningful regulation of hydraulic fracturing. It is also the leader in establishing a legal framework for carbon capture and sequestration. The State remains a leader in the funding of research and demonstration in this area. At the same time, under Freudenthal, significant effort was devoted to the Wyoming Pipeline Authority and the Wyoming Infrastructure Authority whose missions are to increase the pipeline capacity and electric transmission infrastructure to move Wyoming’s energy to national markets. Wyoming’s natural gas pipeline capacity was doubled during Freudenthal’s term of office. Freudenthal’s leadership on natural resource development issues led to his service as Chairman of the Western Governors Association and Chairman of the Interstate Oil and Gas Compact Commission.

Michael Joy, BakerHostetler

Michael Joy combines his unique experience as a lawyer and geologist into a practice focused on conventional and unconventional oil and natural gas development. He primarily serves oil and natural gas exploration and production companies, oil field service providers, and land service companies. Michael is a nationally recognized authority on the administrative and regulatory processes of well-spacing and compulsory integration. His broad experience spans public relations, energy policy, and lobbying; mergers, acquisitions, and property transaction production; land leasing and development acreage transactions; and litigation issues associated primarily with oil and natural gas development in the Northeastern United States.

Michael has authored and co-authored dozens of scientific works and is a highly sought after lecturer and speaker. His work on the Trenton and Black River Group carbonates and Utica Shale is still widely used in the exploration for unconventional shale gas in New York and Pennsylvania. Michael is still active as a geologist and consults with clients on technical matters associated with developing unconventional shale gas programs.
Ryan Lance, Crowell & Moring
Ryan M. Lance is counsel in Crowell & Moring's Environment & Natural Resources Group and works out of the firm's Cheyenne, Wyoming office. He advises clients facing complex natural resource and environmental issues.

Prior to joining Crowell & Moring, Ryan served as the director of the Wyoming Office of State Lands and Investments for Governor Matthew H. Mead. In that capacity, he administered 3.5 million surface acres and 3.9 million mineral acres of state trust lands on behalf of the Wyoming Board of Land Commissioners. Ryan also served as acting chairman of the Wyoming Oil and Gas Conservation Commission and presided over contested case hearings and rulemaking at the Commission. As director, he was responsible for surface and mineral leasing, mineral royalty compliance, easement siting, field inspection, timber management and real estate transactions involving state trust lands in Wyoming. He also was tasked with directing over $100 million in biennial grant and loan funding for local government infrastructure projects through the Wyoming State Loan and Investment Board.

Ryan also served as Governor Mead's representative on the federal Regional Coal Team and Coal Sale Panel and chaired the Natural Resources and Energy Policy Team for Governor Mead, which was charged with developing and implementing the Governor's Energy Policy Initiative.

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

David Lawler, BP Onshore
David Lawler is the Chief Executive Officer of BP's US Lower 48 (L48) Onshore exploration and production business and a Director on the Board of BP America Production Company.

Headquartered in Houston, the L48 business operates across five states from Texas north through the Rocky Mountains and produces approximately 280 mboed from interests in over 20,000 wells.

David joined BP in September 2014 from SandRidge Energy, Inc., a US-based oil and gas independent headquartered in Oklahoma City, where he served as Executive Vice President and Chief Operating Officer. Prior to joining SandRidge in 2011, Dave was the CEO/President of PostRock Energy Corporation and its predecessor entities where he worked for four years.

David began his career as a production engineer with Conoco and later joined Burlington Resources where he served in drilling engineering and well site leadership positions. He then spent 10 years with Shell Exploration and Production Company in a series of roles with increasing responsibility, including business planning for the Americas and engineering and operations manager for the US Gulf Coast business unit.

He graduated from the Colorado School of Mines with a Bachelor of Science in Petroleum Engineering and earned his Master of Business Administration from Tulane University.
Poe Leggette, BakerHostetler
Poe Leggette represents oil and gas companies in litigation, regulatory compliance, and transactional work. His recent work has covered onshore shale plays, onshore federal and Indian leases, and leases on the Outer Continental Shelf. Additionally, Poe serves as co-leader of Baker Hostetler’s Energy and Shale Practice Team.

Prior to entering private practice, Poe served as Assistant Solicitor for the U.S. Department of the Interior, advising the Bureau of Land Management and the Minerals Management Service (MMS) on their onshore and offshore energy programs, as well as MMS’s Royalty Management Program on questions of royalty valuation. Poe currently represents the Independent Petroleum Association of America and the Western Energy Alliance in their challenge to the Bureau of Land Management’s rule on hydraulic fracturing.

Rob Mathes, Bjork Lindley Little
Robert C. Mathes is a shareholder with the Firm of Bjork Lindley Little PC in Denver, Colorado. Rob has practiced with the firm since 2001. Rob’s practice has focused on public land law including environmental compliance and federal land use and planning. Rob additionally has extensive experience with complex transactions including purchase and sale agreements and asset divestitures. Rob attended law school at the University of Wyoming where he graduated with honors in 2000 and was appointed the Editor-in-Chief of the Land & Water Law Review (now the Wyoming Law Review). He is admitted to practice before the Supreme Court of the United States, the Tenth Circuit Court of Appeals, and both the federal and states courts in Wyoming, Colorado, and the District of Columbia. Rob was named a Colorado Super Lawyer Rising Star in 2009 – 2012, Best Lawyers in America in 2013 – 2016, and a Top Lawyer in Denver 2015. Rob and his wife Brittany also currently serve on the University of Wyoming College of Arts & Sciences Board of Visitors.

Dick McGinity, President, University of Wyoming
On January 16, 2014, the University of Wyoming Board of Trustees appointed Dick McGinity president of the university. Prior to his appointment as president, McGinity served as interim president and interim vice president for academic affairs. He joined the UW faculty in 2007 as the Bill Daniels Chair of Business Ethics.

In addition to serving as a UW faculty member in the College of Business, McGinity’s public service includes over seven years as a director of the Wyoming Business Council, including Co-Chair in 2004-2005; three years as member of the finance committee of the Town of Wellesley, Massachusetts; and five years as a naval aviator during which he served in Viet Nam, earning two air medals.

After earning his undergraduate degree from Princeton and graduate degrees (MBA, DBA) from Harvard, McGinity pursued a career in venture capital and private equity: first as a partner in a Boston-based venture capital fund and then founder of a boutique investment banking firm which served owners of private firms seeking to build enterprise value through growth, acquisitions, and equity transactions.

Before coming to Wyoming, McGinity served on the research faculty of Harvard Business School where he wrote numerous case studies, co-authored (with Ray A. Goldberg) a book about economic development and agribusiness, and wrote his doctoral dissertation on competition in the meat packing industry from 1945 to 1960. McGinity has served on the boards of numerous privately-owned and publicly traded companies, most recently Canada Southern Petroleum Ltd., where as Chairman he led that company’s successful defense against a hostile takeover attempt by Petro-Canada.

McGinity maintains a residence in Crowheart, Wyoming. He loves being in the wilderness on horseback and is a licensed professional guide.
Brad McKim, Retired BP
Brad McKim is a 1986 graduate from the University of Wyoming Law School. He retired from BP in April of this year to return to the United States. His most recent assignment was based in London as Chief Counsel for BP’s Upstream business. Previously, Brad served as Chief Counsel for BP’s Alaska operations from 2004 to 2010 based in Anchorage and its Lower 48 business from 2003 to 2004 based in Houston. From 1986 to 2001 Brad lived in Denver while working in private practice and in-house with Amoco primarily focused on litigation and oil and gas commission representation. Brad and his wife Kay (a Wyoming undergraduate and law school graduate) are settling in Crook County and are delighted to be back in Wyoming.

Bruce Moore, Environmental Protection Agency
Bruce is Senior Technical Advisor, Oil and Natural Gas Sector, within the U.S. Environmental Protection Agency’s Office of Air and Radiation. In this capacity, Bruce coordinates and advises a team tasked with developing air pollution regulations for this sector. Much of his time is devoted to activities associated with representing the Office of Air and Radiation to the Administrator’s Office on matters concerning hydraulic fracturing and oil and gas in general. Bruce has led development of the subpart OOOO (Quad-O) new source performance standards from the beginning of the project in 2009 through the recently proposed updates. Recently, Bruce represented EPA on a multi-stakeholder workgroup convened by STRONGER to develop guidelines for review of state oil and gas air programs, and he now represents EPA as a non-voting member of the STRONGER Board of Directors. In that capacity, he participated in the July 2015 review of the Pennsylvania oil and gas regulatory program. When Bruce first joined EPA, he served in the Air Enforcement Branch of the Dallas Regional Office. He holds degrees in Chemical Engineering and Chemistry from Texas A&M University and Sam Houston State University.

Mark Northam, Director, University of Wyoming School of Energy Resources
Dr. Mark Northam is the founding Director of the School of Energy Resources at the University of Wyoming. He came to the university in 2007 after 25 years of domestic and international experience in the upstream oil and gas industry with Mobil, ExxonMobil and Saudi Aramco. Dr. Northam held a variety of research, operations and management positions during that time in Texas, Louisiana, Virginia, Norway, and Saudi Arabia before joining the University of Wyoming in Laramie, Wyoming.

Mark earned a Ph.D. degree in Organic Geochemistry from the University of Texas at Austin and a Bachelor of Science degree in Chemistry from Wake Forest University. He is originally from Virginia.

Paul Seby, Holland & Hart
As a leading practitioner in the Rocky Mountain region, Mr. Seby counsels public and private clients on how to navigate and successfully operate within the complex framework of state and federal environmental regulations and policies. Clients in the energy, mining, manufacturing, and service industries rely on Mr. Seby's comprehensive understanding of government programs and how agencies function to efficiently and effectively achieve their business objectives. In 2014, Mr. Seby was recognized by Law Week Colorado as "Barrister’s Best" for environmental law, a "Lawyer of the Year" by Colorado Lawyer, and included on the Denver Business Journal’s Who’s Who in Energy list.

Clients seek Mr. Seby's strategic guidance in federal and state rulemaking and policy development of air and water quality, recycling and waste disposal, and surface and ground water matters. Drawing on nearly 25 years' experience analyzing a myriad of environmental regulations, Mr. Seby anticipates how clients will be impacted and
he creates strategies to advance their operational and long-term business positions. He has also assisted in drafting and testified on several amendments to the waste management, recycling, and air and water quality laws of Colorado and neighboring states.

When agencies act outside or beyond their authority, Mr. Seby has extensive experience prosecuting cases to enforce and overturn administrative agency regulations and decisions. Mr. Seby has also defended clients in federal and state enforcement proceedings, in appearances before the Supreme Court of the United States, several U.S. Courts of Appeal, the Colorado Supreme Court, and many other lower courts. Understanding a successful outcome often requires more than a traditional legal approach, Mr. Seby leverages his experience to negotiate with government agencies and adversary groups.

In lending transactions, mergers and acquisitions, and other business arrangements, Mr. Seby works with transactional teams to identify existing and potential environmental pitfalls and he guides clients to develop practical, workable solutions that overcome legal and business challenges.

**Eric Waeckerlin, Davis Graham & Stubb**

Eric Waeckerlin is a partner in the Natural Resources, Environmental Law, Energy, and Cleantech & Climate Law Groups of Davis Graham & Stubb LLP. Mr. Waeckerlin counsels clients throughout the country on a number of complex environmental matters under the Clean Air Act, the Clean Water Act, CERCLA, NEPA, RCRA, and the Safe Drinking Water Act, as well as their state equivalents. In addition to routinely handling a wide array of Clean Air Act matters, his experience includes environmental risk management counseling for numerous industries undergoing internal audits and government investigations as well as counseling clients concerning environmental liabilities for a wide range of transactional matters. Eric has represented clients in major federal and state rulemakings, national litigation before the D.C. Circuit Court of Appeals, and a variety of regulatory and enforcement matters before the Environmental Protection Agency and state administrative agencies. Following law school, Mr. Waeckerlin served as a judicial clerk to the Honorable Sam E. Haddon of the U.S. District Court for the District of Montana and practiced environmental and natural resources law for six years before moving to Denver in the Washington, D.C. office of Kelley Drye & Warren. Mr. Waeckerlin serves as a vice chair on the American Bar Association’s (ABA) Climate Change, Sustainable Development, and Ecosystems Committee, and as a vice chair on the ABA’s Superfund and Natural Resource Damages Litigation Committee. He also chairs Davis Graham & Stubb’s Cleantech & Climate Law Group.

**Jim Wilkinson, Golder & Assoc.**

Jim Wilkinson has a BS in Petroleum Engineering from Montana Tech and PhD in Engineering and Public Policy from Carnegie Mellon University. He is currently a Senior Consultant at Golder Associates in Portland, Oregon. Jim has been practicing in the field of air quality and photochemical modelling for the last 30 years. He possesses knowledge and experience in applied research and directly related technical experience in disciplines spanning the physical sciences, geophysical sciences, mathematics, and computational sciences. For the last decade, Jim has been exploring the impact of air emissions from oil and gas operations on ozone formation in Colorado, Utah and Wyoming. More recently, Jim participated in Colorado's Regulation 7 development process.

**Peter Zalzal, Environmental Defense Fund**

As a member of EDF’s Domestic Climate and Air legal team, Peter Zalzal works to secure clean air and support climate change mitigation through policy initiatives and strategic litigation. Peter works with businesses, public health groups, States, environmental groups and other allies to advocate and defend efficient policies to curb emissions that are destabilizing the climate and harming human health.
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