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- Stoel Rives LLP
- U.S. Department of the Interior
- Wyoming Bureau of Land Management
- Wyoming Governor's Office

*If you cannot attend -Live Webcast Available- for this program*

*A Comprehensive Two-Day Conference on*  
**Energy Development on Public Lands**

New policy developments and legal issues for development on federal land for the mineral, energy and renewable energy industries

**August 16 & 17, 2010**  
 Denver, Colorado  
 Grand Hyatt Denver Hotel

**Credits:** CO CLE 14 (call about others)  
**Quick when/where:** 8:30 a.m., 1750 Welton Street

**Energy Development on Public Lands Conference**  
 August 16 & 17, 2010 | Denver, Colorado  
 Grand Hyatt Denver Hotel

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- 8:00 Registration and Continental Breakfast**
- 8:30 Introduction and Overview**  
  - Robert D. Comer, Esq., *Program Co-Chair***  
Faegre & Benson LLP ~ Denver, CO
  - Andrew C. Emrich, Esq., *Program Co-Chair***  
Holland & Hart LLP ~ Cheyenne, WY
- 8:45 Key Energy and Environmental Policy Issues**  
 Friction and issues at the intersection of domestic energy development policy and environmental policy  
  - Thomas L. Sansonetti, Esq.,**  
Holland & Hart LLP ~ Cheyenne, WY
- 9:30 What Public Lands are Becoming Available for Energy Development, and Under What Terms?**  
 Federal and state policy and trends for energy development on public lands  
  - Kathleen Sgamma, *Director, Government Affairs***  
Independent Petroleum Association of Mountain States  
Denver, CO
- 10:15 Break**
- 10:30 Update on Minerals Management Service’s Revenue Management Activities**  
 Mineral revenue collections and disbursements; phase-out of the Royalty in Kind program; DOI’s progress in implementing GAO, OIG, and RPC subcommittee recommendations  
  - Deborah Gibbs Tschudy, *Deputy Associate Director, Minerals Revenue Management***  
U.S. Department of the Interior ~ Denver, CO
- 11:15 Hot Topics in Renewables Development**  
 Latest processes for renewables vs. oil and gas; anticipated changes; state efforts for wind taxation; public siting; rights of way for wind and solar; prospects for greenhouse gas tort litigation becoming a driving force for renewables  
  - Colin C. Deihl, Esq.,**  
Faegre & Benson LLP ~ Denver, CO
- 12:00 Lunch (on your own)**
- 1:30 Update on the Substantive Law for Public Lands**

- Overview and new developments under the Mineral Leasing Act  
  - Andrew C. Emrich, Esq., *Program Co-Chair, Moderator***
  - Phil Lowe, Esq., *Attorney Advisor***  
Rocky Mountain Regional Solicitor’s Office  
U.S. Department of the Interior ~ Lakewood, CO
- Endangered Species Act: Impact of the proposed listing of the sage grouse  
  - Kent H. Holsinger, Esq.,**  
Holsinger Law LLC ~ Denver, CO
- Clean Water Act impacts  
  - Svend Brandt-Erichsen, Esq.,**  
Marten Law ~ Seattle, WA

- 3:15 Break**
- 3:30 The Clean Air Act as a Driver and Constraint to Energy Project Development**  
 The endangerment finding and rules; new ozone standards; other agency initiatives; court challenges and legislative proposals; other key developments; future development and challenges to specific project types  
  - Paul D. Phillips, Esq., *Moderator***  
Holland & Hart LLP ~ Denver, CO
  - John R. Jacus, Esq.,**  
Davis Graham & Stubbs LLP ~ Denver, CO
  - Phil Lowe, Esq., *Attorney Advisor***  
Rocky Mountain Regional Solicitor’s Office  
U.S. Department of the Interior ~ Lakewood, CO
- 5:00 Continue the Exchange of Ideas: Reception for Faculty and Attendees**  
 Sponsored by Faegre & Benson LLP and Holland & Hart LLP



## About the Conference

### LAW SEMINARS INTERNATIONAL

We dedicate all of our efforts to producing high-quality professional education programs.

Our seminars provide an opportunity for lawyers to learn about their clients’ businesses and for the clients to learn about the legal issues impacting their business.

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*This program addresses new developments and legal issues for development on federal land for the mineral, energy and renewable energy industries. We have assembled a distinguished faculty of governmental legal and industry representatives to provide practical information on the following important topics:*

- \*How to build your decision matrix for planning, permitting or obtaining financing*
- \*The extent of administrative discretion in BLM once the lease sale occurs, and whether BLM may reject high bids after the auction*
- \*How renewables will be treated in the permitting process as compared with oil and gas and whether any new procedures are on the horizon*
- \*NEPA EIS process updates, including the new CEQ guidance on greenhouse gases, cumulative effect, mitigation and monitoring, a discussion of why the government loses one-third of judicial NEPA challenges, and tips on improving your chances of surviving a challenge*
- \*Status of the Sage Grouse listing decision, and management practices you may have to implement even if Sage Grouse are not listed*
- \*Air quality considerations, including the status of challenges to the endangerment finding and rules that will likely cascade down from the finding, the ozone ruling and other air developments*
- \*Substantive law updates on public land access, mineral leasing, water quality and cultural resources*
- \*Consideration of complex linear and natural gas projects and the effect of these laws on development, permitting and operational issues.*

*Don’t miss this opportunity, we hope to see you there.*

*~ Program Co-Chairs: Robert D. Comer, Esq. and Andrew C. Emrich, Esq.*



8:00 Continental Breakfast

8:30 Introduction and Overview

Robert D. Comer, Esq., Program Co-Chair

Andrew C. Emrich, Esq., Program Co-Chair

8:45 Smoother Sailing Through the NEPA Review Process: When and How to Address Cumulative Impacts

Requirements for assessing direct vs. indirect vs. cumulative impacts; types of actions to consider; role of lawyer vs. role of scientist; analytical methods; incorporating cumulative analysis into the EIS; CEQ's NEPA greenhouse gas guidance

Denise A. Dragoo, Esq.

Snell & Wilmer LLP ~ Salt Lake Cty, UT

Robert D. Comer, Esq., Program Co-Chair

10:15 Break

10:30 Mitigation Tips for Specific Types of Projects on Public Lands

Robert D. Comer, Esq., Program Co-Chair, Moderator

ESA and wildlife issues for wind and solar projects

Ryan M. Lance, Deputy Chief of Staff

Wyoming Governor's Office ~ Cheyenne, WY

Carbon offsets for oil and gas

Robert J. Henke, Senior Vice President

ICF International ~ Englewood, CO

Cultural and tribal resource issues

Michael P. O'Connell, Esq.

Stoel Rives LLP ~ Seattle, WA

12:15 Lunch (on your own)

1:30 Communication Techniques to Minimize Environmental and Local Landowner Opposition

Doug Hock, Director, Public and Community Relations  
EnCana Oil and Gas (USA) Inc. ~ Denver, Co

2:00 Permitting Strategies for Big Projects: Dealing with Multiple Jurisdictions on a Broad Range of Permitting Issues and Quickly Enough to Satisfy the Investors

Mapping a strategy for FERC licensing, BLM leases, EIS preparation; dealing with multiple state agencies; resolution of wildlife, air quality, visual and related issues; use of adaptive management in project development

Walter George, Realty Specialist

Wyoming Bureau of Land Management ~ Cheyenne, WY

Craig V. Richardson, Esq., Vice President and General Counsel

El Paso Western Pipeline Group ~ Colorado Springs, CO

Michael Smith, Esq., Director, Regulatory Affairs

Questar Exploration & Production Company ~ Cheyenne, WY

David Swearingen, Environmental Project Manager

Federal Energy Regulatory Commission ~ Washington, DC

3:30 Evaluations and Adjourn

### Upcoming Seminars:

Natural Resource Damages	July 15 & 16, 2010	Santa Fe, NM
Renewable Energy in the Pacific Northwest	Aug. 5 & 6, 2010	Seattle, WA
Energy in California	Sept. 13 & 14, 2010	San Francisco, CA
Tribal Water	Sept. 30 & Oct. 1, 2010	Las Vegas, NV

See more at [www.lawseminars.com](http://www.lawseminars.com)



## Registration & Other Conference Information

### To Register:

Call us at: 800-854-8009 or 206-567-4490

Fax the registration form to us at: 206-567-5058

Email us at: registrar@lawseminars.com

Web site: www.lawseminars.com

Mail the registration form on the front page.

Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

**Tuition:** Regular tuition for in person or webcast attendance for this program is \$1245 with a group rate of \$1095 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$945. For students and people in their job for less than a year, our rate is \$622.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Make checks payable to Law Seminars International.

**Substitution & Cancellation:** You may substitute another person at any time. We will refund tuition,

less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Tuesday, August 10, 2010. After that time, we will credit your tuition toward attendance at another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

**Seminar Location:** The conference will be held at the Grand Hyatt Denver Hotel at 1750 Welton Street in Denver, CO 80202. Call the hotel directly at (303) 295-1234 for reservations. Rooms are on a first come, first served basis.

**Continuing Education Credits:** This program qualifies for 14 CO CLE credits. Upon request, we will apply for CLE credits in other states and other types of credits.

**If You Cannot Attend:** Our complete Homestudy Course, consisting of a DVD recording and the course materials (either a binder or searchable CD), is available for \$1255. The course materials alone are available for \$100. We will ship your Homestudy order via UPS ground within two weeks after the seminar or from the date we receive payment.

## Faculty: Energy Development on Public Lands Conference

**Robert D. Comer**, *Program Co-Chair*, Special Counsel at Faegre & Benson LLP, a leading expert on natural resource and environmental issues involving federal land and water, has participated in significant federal planning and environmental review projects on the national forest and public land systems. Previously, he was the senior executive at the Department of the Interior.

**Andrew C. Emrich**, *Program Co-Chair*, partner, Holland & Hart LLP, a member of their Natural Resources and Litigation Departments, focuses on administrative litigation, regulatory compliance, and legislative and administrative advocacy for clients in the energy, natural resources, and public lands sectors.

**Paul D. Phillips**, *Moderator*, partner, Holland & Hart LLP, practices environmental law and litigation. His experience includes Environmental Protection Agency (EPA) enforcement actions under the Clean Air Act, RCRA, and the Clean Water Act (including storm water, NPDES and Section 404). He is listed in *Chambers USA*, *Best Lawyers* and *Who's Who in America*.

**Svend Brandt-Erichsen**, partner at Marten Law and Chair of the Climate Change Group, focuses on energy development and environmental issues associated with development and ongoing operations. Previously, he was Regional Administrator of the State of Alaska's Department of Environmental Conservation.

**Pamela Campos**, attorney with the Environmental Defense Fund, handles litigation and regulatory issues related to air and climate in the inter-mountain west and nationally. She has experience in environmental science, business and energy technologies.

**Colin C. Deihl**, partner at Faegre & Benson LLP, focuses on environmental, natural resources and real estate litigation. He counsels clients regarding environmental and natural resources matters including permitting, rulemaking and compliance issues, and is experienced in most of the federal environmental laws and their state counterparts.

**Denise A. Dragoo**, partner at Snell & Wilmer LLP, focuses on natural resources, coal law, water law, environmental law, mining law, public land law and mine safety. She is

listed in *Best Lawyers*, *Utah Legal Elite* and *Mountain States Super Lawyers*.

**Walter George** is a Realty Specialist, Division of Minerals and Land, for the Wyoming Department of Land Management.

**Deborah Gibbs Tschudy** is Deputy Associate Director for the Minerals Revenue Management program of the Minerals Management Service (MMS), an agency within the U.S. DOI. She is experienced with issues involving royalty valuation, regulatory and policy development and Indian minerals management.

**Robert J. Henke**, Senior Vice President, ICF International is ICF's Account Executive for the DOI. He is experienced in land use planning, regulatory compliance, resource management, environmental impact assessment, and project management.

**Doug Hock**, Director of Public and Community Relations for EnCana Oil & Gas (USA) Inc., is experienced in public relations in the oil/gas and mining sectors. He is past president of the Colorado Chapter of the Public Relations Society of America (PRSA).

**Kent H. Holsinger**, managing partner, Holsinger Law LLC, represents clients on lands, wildlife and water law. Previously, he was Assistant Director for Water at the Colorado Department of Natural Resources.

**John R. Jacus**, partner at Davis Graham & Stubbs LLP, represents clients under federal and state environmental laws and regulatory programs, including the Clean Air Act, RCRA, CERCLA, and the Clean Water Act. He also works with the firm's NEPA practitioners concerning environmental impacts of proposed federal actions. He is listed in *Best Lawyers in America*.

**Ryan M. Lance**, Deputy Chief of Staff in the Wyoming Governor's Office, oversees the State Planning Office and works on natural resource policy issues, including: wildlife, air and water quality, oil and gas, mining, wind and other renewable energy development and electric transmission sitings.

**Phil Lowe**, Attorney Advisor with the U.S. Department of the Interior's Rocky Mountain Regional Solicitor's Office, advises on legal policy matters related to conventional and renewable energy development on

public lands. He advises Bureau of Land Management (BLM) clients on NEPA and FLPMA issues associated with EIS and environmental assessments for land planning actions.

**Michael P. O'Connell**, partner, Stoel Rives LLP, focuses his practice on natural resources, environmental, energy, water rights and Indian law matters involving project development. He is listed in *Best Lawyers*.

**Craig V. Richardson**, Vice President and General Counsel, El Paso Corporation's Pipeline Group, is responsible for all legal matters. Previously, he focused on commercial litigation in antitrust, oil and gas, environmental, and international areas as a partner at Greenberg Traurig, LLP.

**Thomas L. Sansonetti**, partner at Holland & Hart, leads the firm's Energy, Environmental and Natural Resources Practice Group. He is an expert in air quality, geothermal development, water rights, water quality, the Endangered Species Act, surface mining, public lands management and many other areas of natural resources law. Previously, he was Solicitor of the Department of the Interior. He is listed in *Best Lawyers*.

**Kathleen Sgamma**, Director of Government Affairs at the Independent Petroleum Association of Mountain States, handles federal legislative, public lands, environmental and regulatory issues for companies involved in all aspects of exploration and production of natural gas and oil in the West.

**Michael Smith**, Director of Regulatory Affairs at Questar Exploration & Production Company, monitors and develops regulatory policy initiatives on the federal level throughout the Rocky Mountain states of Wyoming, Colorado, Utah and North Dakota. He also coordinates Questar's partnership with The Nature Conservancy on TNC's Energy by Design initiative.

**David Swearingen**, Environmental Project Manager in the Division of Gas Environment and Engineering with the Federal Energy Regulatory Commission's Office of Energy Projects, has experience managing interstate natural gas pipeline projects, including the 677-mile-long Ruby Pipeline Project involving eight cooperating agencies.

August 16 & 17, 2010

Denver, Colorado

Grand Hyatt Denver Hotel

1750 Welton Street  
(303) 295-1234

### Who Should Attend:

*Attorneys, industry executives, public officials, and consultants interested in energy project development on federal lands*

### You Will Learn About:

- New administration policy and trends
- Key environmental issues concerning public lands
- What public lands are becoming available
- Tax and royalty updates for oil, gas, coal, and uranium
- Hot topics in renewables development
- New developments under the Mineral Leasing Act
- The Clean Air Act as a driver and constraint to energy project development
- The NEPA review process: When and how to address cumulative impacts
- Mitigation tips for specific types of projects on public lands
- How to minimize environmental and local landowner opposition
- Dealing with multiple jurisdictions on permitting issues

### To Register:

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