



2018  
**5/18**

## **Energy Industry Environmental Law Conference**

HYATT REGENCY HOUSTON/GALLERIA  
HOUSTON, TEXAS, USA

**Highlight:** Anne Idsal Addresses  
Priorities of the EPA



*IEL is an Institute of*

**THE CENTER FOR AMERICAN  
AND INTERNATIONAL LAW**

### **Highlights:**

This conference is designed for attorneys with a heavy environmental practice, in particular involving energy related matters, as well as attorneys working for or representing energy industry clients.

- Cooperative Federalism and the Future of State Environmental Regulation and Enforcement
- In-House Environmental, Health and Safety Perspective: "What Keeps Us Up at Night?"
- Environmental Litigation - Trends and Coming Threats

**REGISTER NOW >**  
[cailaw.org/iel](http://cailaw.org/iel)

MCLE Credit will be available


5/18

# Energy Industry Environmental Law Conference

## Conference Co-Chairs

Stephen G. Ellison  
 Managing Counsel,  
 Global Health, Safety and  
 Environmental Law  
 ConocoPhillips Company  
 Houston, Texas

Kirsten L. Nathanson  
 Crowell & Moring LLP  
 Washington, D.C.

WiFi Sponsor: 

Breakfast Sponsor: 

## THURSDAY, MAY 17

**5:15-6:45 Welcome Reception – Joint Reception with Mergers & Acquisitions in Energy Conference**

Sponsored by: **KING & SPALDING**

## FRIDAY, MAY 18

**8:20 Introductions**

**8:30 Cooperative Federalism and the Future of State Environmental Regulation and Enforcement (1 hr)**

Moderator: **Timothy A. Wilkins**, Bracewell LLP, Austin, Texas

Panelists:

- **Secretary Chuck Carr Brown, Ph.D.**, Louisiana Department of Environmental Quality, Baton Rouge, Louisiana
- **Bryan W. Shaw, Ph.D., P.E.**, Chairman, Texas Commission on Environmental Quality, Austin, Texas
- **Martha E. Rudolph**, Director of Environmental Programs, Colorado Department of Public Health & Environment, Denver, Colorado

**9:30 View from Washington – Status of the Trump/Pruitt Regulatory Agenda (.75 hr)**

One year in, Scott Pruitt's EPA has ramped up its efforts to roll back a host of environmental regulations, from the Clean Power Plan to the Waters of the United States Rule. At the same time, the courts have been keeping a watchful eye on the process through which this is happening. Robert Meyers takes a look back at what's been done, what hasn't, and why, and offers some perspective on what is likely to come next.

- **Robert Meyers**, Crowell & Moring LLP, Washington, D.C.

**10:15 Break >**

**10:35 In-House Environmental, Health and Safety Perspective: "What Keeps Us Up at Night?" (1 hr)**

Come hear leading EH&S in-house counsel offer their perspectives on the evolving regulatory landscape in an ever-changing business environment.

Moderator: **Kirsten L. Nathanson**, Crowell & Moring LLP, Washington, D.C.

Panelists:

- **Christopher W. Armstrong**, Assistant Chief Attorney, Environmental & Safety Law, Exxon Mobil Corporation, Spring, Texas
- **Paul I. Hamada**, Deputy General Counsel, Legal Compliance, Environmental & Regulatory, Phillips 66, Houston, Texas
- **Rebecca Raftery**, Managing Counsel, BP America, Naperville, Illinois

**11:35 Priorities of the Environmental Protection Agency (.5 hr)**

The presenter will discuss the current regulatory and enforcement priorities of the United States Environmental Protection Agency.

- **Anne Idsal**, Regional Administrator, Region 6, United States Environmental Protection Agency, Dallas, Texas

## SCHEDULE

### 12:05 Lunch >

Sponsored by:



### 1:15 Environmental Litigation – Trends and Coming Threats (.75 hr)

The trends and risks in environmental litigation continue to evolve, with the plaintiffs' bar attempting new theories and seeking ever larger penalties. This presentation will review the most recent litigation activity and what it may portend for future waves of suits in 2018 and beyond.

- **Janet L. McQuaid**, BakerHostetler, Denver, Colorado
- **Loulan J. Pitre, Jr.**, Kelly Hart Pitre, New Orleans, Louisiana
- **Elizabeth M. Weaver**, Norton Rose Fulbright US LLP, Los Angeles, California

### 2:00 Going Global: Expanding the Scope of Environmental Review for the Energy Sector (.5 hr)

Government agencies tasked with reviewing energy projects may take a harder look at anticipated greenhouse gas emissions following recent federal court decisions that call for a broader scope of environmental review. For example, in a 2–1 ruling issued August 22, 2017, a panel of the U.S. Court of Appeals for the District of Columbia Circuit vacated a decision by the Federal Energy Regulatory Commission (FERC) to approve a major interstate pipeline project, holding that FERC failed to adequately consider the greenhouse gas emissions that will result from burning the natural gas in downstream power plants. This presentation will review the evolving precedent and its implications for future energy project reviews.

- **Joseph K. Reinhart**, Babst Calland, Pittsburgh, Pennsylvania
- **Meredith Odato Graham**, Babst Calland, Pittsburgh, Pennsylvania

### 2:30 Litigating Contribution Claims Under the Oil Pollution Act (.5 hr)

This presentation will address recent case law interpreting Section 2709 of the Oil Pollution Act (OPA), which the courts have found provides an independent right of contribution under federal law against a third party whose actions cause or contribute to an oil spill. The OPA provides the comprehensive federal statutory structure for oil spill response, including paying the costs of cleanup, reimbursing economic damages incurred by private parties and public entities as a result of the spill, and liability for civil penalties. The statute places initial responsibility for response on the owner or operator of the source of the oil (e.g. the pipeline company, vessel owner, offshore facility, etc.) regardless of what caused the spill. This presentation will discuss recent litigation of claims brought by initial responsible parties against third parties whose actions contributed to the oil spills.

- **Ashley Peck**, Holland & Hart LLP, Salt Lake City, Utah

### 3:00 Break >

### 3:15 Update on Environmental and Human Rights Issues in International Arbitration (.75 hr)

Environmental and human rights disputes between natural resource companies, states and NGO's have been on the rise. This panel will discuss recent cases, defense strategy, and other developments in this rapidly evolving area.

- **Hal Fiske**, Senior Counsel, International, ConocoPhillips Company, Houston, Texas
- **Alex James**, Global Sustainability Manager, Halliburton Company, Houston, Texas
- **Carol M. Wood**, King & Spalding LLP, Houston, Texas



## SCHEDULE

### 4:00 Some Like it Hot: Current Ethical Issues for Environmental Lawyers (1 hr ethics)

Moderator: **Daniella D. Landers**, Reed Smith LLP, Houston, Texas

Panelists:

- **Debra Tsuchiyama Baker**, Baker • Wotring LLP, Houston, Texas
- **Robert W. Johnson**, Assistant General Counsel – Legal Services, Exxon Mobil Corporation, Spring, Texas
- **Mary Clair Lyons**, Assistant General Counsel, Environmental Law, Kinder Morgan, Inc., Houston, Texas

### 5:00 Adjourn >

Exhibitors: 

  
Forensic Engineers and Consultants



Institute for  
**ENERGY LAW**

Part 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 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).

## UPCOMING PROGRAMS

### May 17 - 5th Mergers & Acquisitions in Energy Conference

HYATT REGENCY HOUSTON/GALLERIA • HOUSTON, TEXAS

### May 24 - 5th Appalachia Young Energy Professionals' General Counsel Forum

OMNI WILLIAM PENN HOTEL • PITTSBURGH, PENNSYLVANIA

### Sep 5-6 - 9th Law of Shale Plays Conference

OMNI WILLIAM PENN HOTEL • PITTSBURGH, PENNSYLVANIA

### Sep 20 - 11th Annual Young Energy Professionals' General Counsel Forum

MAGNOLIA HOTEL • HOUSTON, TEXAS

### Nov 7 - Energy Litigation 101

HOUSTON, TEXAS

### Nov 8 - 17th Annual Energy Litigation Conference

J.W. MARRIOTT GALLERIA • HOUSTON, TEXAS

# REGISTRATION

## Energy Industry Environmental Law Conference May 18, 2018 Hyatt Regency Houston/Galleria • Houston, Texas

Registration includes the Conference, course materials online, the Welcome Reception on May 17, and all meals.

Check applicable box:	Received by 4/19/18	Received after 4/19/18
Regular registration fee	<input type="checkbox"/> \$435	<input type="checkbox"/> \$495
IEL Advisory Board Member	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
IEL Young Energy Professional Member	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
IEL Supporting or Sustaining Member Employee	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
CAIL Member or Member Employee	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
Government Employee	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
Full-Time Law Professor	<input type="checkbox"/> \$100	<input type="checkbox"/> \$100
Full-Time Law Student	<input type="checkbox"/> \$100	<input type="checkbox"/> \$100

\$150 - Add \$150 to register for the 5th Energy Industry Mergers & Acquisitions Conference on May 17 at the Hyatt Regency Houston/Galleria.

Name \_\_\_\_\_

Firm/Company/Organization \_\_\_\_\_

Address \_\_\_\_\_

City, State, Postal Code, Country \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_

### PAYMENT INFORMATION

Check enclosed payable to: The Center for American and International Law

Credit Card:  Mastercard  Visa  AMEX  Discover

Card number \_\_\_\_\_ Exp date \_\_\_\_\_

Name on card \_\_\_\_\_

Billing address (if different than above address) \_\_\_\_\_

Signature \_\_\_\_\_

## GENERAL INFORMATION

**CANCELLATION POLICY:** Tuition less a \$50 cancellation fee will be refunded upon receipt of written cancellation received by April 19, 2018. Email [kjohnson@cailaw.org](mailto:kjohnson@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 Hyatt Regency Houston/Galleria, 2626 Sage Road, Houston, TX 77056. Registrants should call 1.800.233.1234 and advise them they are attending the "IEL – Spring Conferences" to receive a reduced room rate of \$139 ++ per night. The last day to obtain this special rate is April 25, 2018. Limited rooms available the nights of 5/16/2018 to 5/18/2018.

**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 a total of 6.75 hours, including 1 hour of ethics. Course ID Number: 174012245. 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, Louisiana, 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. Attorneys filing by self-submission in certain states may be required to pay an additional fee. IEL conferences are typically accredited by all mandatory CLE states.

## 3 WAYS TO REGISTER

Payment must accompany registration.

- ONLINE  
credit card only  
[www.cailaw.org](http://www.cailaw.org)
- MAIL  
check or credit card  
The Center for American and International Law  
5201 Democracy Dr.  
Plano, Texas 75024
- PHONE  
credit card only  
972.244.3403 or  
800.409.1090  
8:30am-5:00pm CT



Institute for  
**ENERGY LAW**

**Energy Industry Environmental Law Conference**

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

PLEASE NOTE: The Center for American and International Law utilizes outside mailing lists. If you receive a duplicate of this announcement, please pass it along to an interested colleague.

Nonprofit  
Organization  
U. S. Postage PAID  
Permit No. 3778  
Dallas, Texas



*IEL is an Institute of*

**THE CENTER FOR AMERICAN  
AND INTERNATIONAL LAW**

# Energy Industry Environmental Law Conference

---

**May 18, 2018**

Hyatt Regency Houston/Galleria  
Houston, Texas, USA

**Register Now! [cailaw.org/iel](http://cailaw.org/iel)**

**MCLE credit will be available**