

VOL. 3 ISSUE 6 | 2022

THE **WILDCATTER**
MICHAEL LATE BENEDUM CHAPTER

AMERICAN ASSOCIATION OF PROFESSIONAL LANDMEN

WINNER OF THE AAPL BEST
NEWSLETTER - LARGE ASSOCIATION AWARD

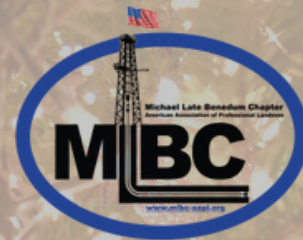


Caliber Resource Partners sponsored a team from WVU at the Fall Golf Outing. Tyler Compston, a WVU ELM graduate and current WVU Law student, poses with students from the program.

INSIDE THE ISSUE:

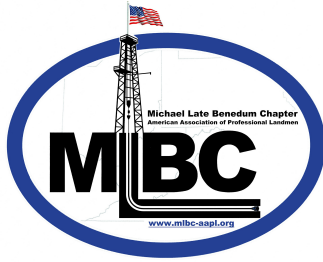
WVU ELM Student Spotlight, Golf Outing and Where's Nik and Nixon

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LETTER FROM THE PRESIDENT



MLBC PRESIDENT, JUSTIN NIXON

HONEST WORK FROM HOME

Integrity is a principal component of the professional landman. It permeates every facet of our business, it helps us earn the trust of landowners and others we negotiate with, it forms the basis for building a sterling reputation within the industry, and it makes us a valuable asset to those who employ us. Now, more than ever, this is proving to be most certainly true.

As many are now working from home – part time for some, even full time for others – the quality of integrity will play an even more critical role in our ability to prove our worth, whether as an employee or contractor. True, if you’ve ever contracted, you’re likely no stranger to self-motivation. For others, this may be a new experience. Regardless of your situation, one thing is for sure: the way we work has changed, perhaps forever. Adapting to this new environment and maintaining professionalism will require more integrity than ever. To help us measure up to the task, it may be useful to consider these helpful tips:

- First and most obvious, is to keep a regular schedule just like you would if you were going to the office. Get up on time and try to stop work on time. Take a scheduled lunch at the same time each day and take regular, short breaks between projects or tasks.
- Almost as obvious, create a quiet workspace, free from distractions, that isn’t located in the same area where you might spend time after work. Keeping these areas physically separate will reduce the possibility of “cabin fever” and help keep work and home life from blending together in a negative way.
- Get dressed. Seriously. Make it a point to get dressed as you would if you were going into the office. OK. Maybe you don’t need to wear a tie, but you should dress for work. It may not sound important, but this little step can have a large impact on your mental health and motivation. Plus, it will further help you keep work-life and home-life separated in a healthy way.
- Establish boundaries with your family, friends, and your pets. Until you take a break, you should be as free as possible from distractions. Set boundaries for yourself as well - avoid the urge to watch TV or do other distracting activities when you need to focus. Avoid social media during working hours.
- Do some planning – set goals and make a workflow each week. Prioritize important tasks for times when you are likely to be most productive. Be balanced in your planning and give yourself some easier tasks when you know you’re going to need a break.

CONTINUED

- Be the best “self-boss” you can be. Give yourself rewards for accomplishing tasks, especially if you meet a self-imposed deadline. This adds job satisfaction and keeps you motivated to complete difficult work.
- Regularly schedule time to keep your work area clean and organized. It not only makes for a good break, but it improves productivity in the long run.
- Stay connected to your workmates and your supervisor. Make phone calls and set up video meetings. This is not only important for your mental health but keeps you in the loop in regards to your work, the company, the industry, and so on.
- Get regular exercise, even if it’s just a walk around the block. This provides a mental break, improves concentration, and even improves your mood.
- Take time off. Just because you work from home doesn’t mean you should skip time off. Take a day once in a while. Do a home project or even take a mini-vacation. You still need time to relax and recharge. That includes taking sick days when you need it, even if you just need a mental break.

Take some time to consider this information and give it a try. You might be surprised at the results. Also, speaking of relaxing and having a little fun, I know a great way to get a nice break this winter. **Saturday, January 21st, 2023** the MLBC will be hosting a **Winter Family Social** at Wisp Resort. Come on out and bring your families for a pizza buffet from 12 noon to 1:30pm and snow tubing from 2pm to 4pm. Keep an eye out for an email blast with additional details.

Stay safe, work hard, and don’t be a stranger.

Justin

2022

MLBC CORPORATE SPONSORS

PLATINUM



GOLD



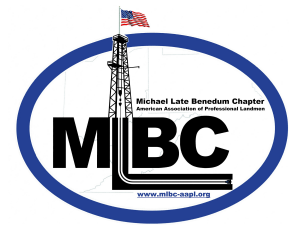
SILVER



BRONZE



2022 CORPORATE SPONSORSHIP LEVELS



PLATINUM: \$5,000 PER YEAR

- Logo on the corporate sponsor board at every meeting along with the meeting sponsor board (virtually or in person).
- Logo in every edition of The Wildcatter and the bottom of every membership email.
- Receive three meeting/dinner passes for each meeting for one year.
- Receive one free Full Page advertising ad in The Wildcatter per year.
- Receive one free Half Page advertising ad in The Wildcatter per year.
- Logo on Golf Outing sponsorship boards.

GOLD: \$2,500 PER YEAR

- Logo on the corporate sponsor board at every meeting (virtually or in person).
- Logo in every edition of The Wildcatter and the bottom of every membership email.
- Receive one free Half Page advertising ad in The Wildcatter per year.
- Logo on Golf Outing sponsorship boards.

SILVER: \$1,500 PER YEAR

- Logo on the corporate sponsor board at six meetings (virtually or in person)
- Logo in every edition of The Wildcatter and the bottom of every membership email.
- Receive one free Half Page advertising ad in The Wildcatter per year.

BRONZE: \$750 PER YEAR

- Logo on the corporate sponsor board at three meetings (in person or virtually).
- Logo in every edition of The Wildcatter.

ADVERTISING IN THE WILDCATTER:

→ **FULL PAGE AD:
\$500/MONTH**

→ **HALF PAGE AD:
\$250/MONTH**

→ **DINNER MEETING SPONSORSHIP:
\$250/MEETING**

Companies will receive advertising at the dinner meeting as well as your logo displayed on our website for the month of the meeting you sponsor.

For more information or to purchase a Corporate Sponsor package or advertise in the The Wildcatter, please contact Abby Veigel @ abbyveigel@mlbc-aapl.org. Please contact Harry Heinbaugh at harry.heinbaugh@percheronllc.com for dinner meeting sponsorships.

WVU ELMA Student Spotlight



West Virginia University's Energy Land Management Association (ELMA) aims to provide opportunities and growth for students enrolled in the Energy Land Management Program. ELMA strives to be involved in professional development endeavors, community service events, and team building activities. The Association has made efforts to better the community. Recently, ELMA has participated in Purses for Power with the Women in Energy Network, a drive to provide items for women undergoing difficult times. The drive has had a good turn out with many donations. In helping with this event, ELMA students will have gained about 12 hours of service towards the women in the community.

This upcoming semester, ELMA plans to fundraise through a dodgeball tournament. All interested companies and persons are welcome to participate! More information is to follow pending University approval, but is expected to occur in February.

Finally, ELMA members would like to thank our professors Stefanie Hines and Shawn Grushecky as well as our advisor, Kenzie Khors for their continued support in the program and efforts to all of our events.

Student Spotlight:

Logan Kucera
WVU ELMA Senior

Logan Kucera is currently a senior in the Energy Land Management program at WVU with an expected graduation this spring. He is an active member in the Energy Land Management Association and attends almost all ELMA events! Logan is a dedicated student and is eager to network within the industry. This summer Logan had the opportunity to intern as a ROW agent at Bowman Consulting in St. Lucia, Florida where he gained experience with both outreach and research for outreach opportunities. He had opportunities to go out in the field and talk with landowners on upcoming Bowman projects. ELMA is grateful for the opportunities given by interested companies and look forward to more. ELMA students are eager to learn more about the energy industry and we are excited for more opportunities for internships like Logan's last summer.



2022 MLBC FALL

GOLF OUTING

Thank you!

THANK YOU TO OUR 2022 HOLE SPONSORS!



ATENCIO HALL
BRITTANY FOX & DREW MATTERN



CAMPBELL LAND DEVELOPMENT
ANDREW HUDACKO, JADE MILLER, ANNA CAMPBELL, & CALEB CAMPBELL



BACK ROADS ENERGY
MARC W. ACREE & BEV JORDAN



MARK A O'NEAL & ASSOCIATES
CHRIS RICHARDS & BRIAN KRAUS



DUDLEY LAND COMPANY
TIM JACKSON, TRAVIS POWELL & ANNLEE GAVRAN



HORIZON RESOURCES
JASON DEAN, PATRICK FINLEY & TODD RITCHE



PEACOCK KELLER
LINSEY PASTOROK, ANDREW CHUMNEY,
& BETHANY ANDERSON

2022 MLBC FALL GOLF OUTING



A BEAUTIFUL DAY FOR GOLF!



SOUTHPOINTE COUNTRY CLUB HOSTED THIS YEAR'S EVENT

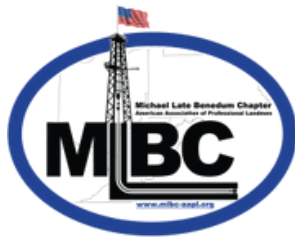


GOLFERS WARMING UP ON THE PUTTING GREEN



THANK YOU SPONSORS!





MLBC Foundation
Powering Our Communities

WHAT IS THE MLBC FOUNDATION?

Did you know the MLBC has its own charitable organization that operates our charity golf outings and clay shoots every year and supports the educational and scholarship programs of our organization? It is called the MLBC Foundation and it was formed in December 2018. The Foundation maintains a website at www.mlbcfoundation.org and you can find out about the Foundation and view pictures from past charitable events. This is an excerpt from the website:

The MLBC Foundation, Inc. is a Section 501(c)(3) nonprofit corporation of the Internal Revenue Code. The MLBC Foundation was formed to support the charitable and educational activities of the Michael Late Benedum Chapter of the American Association of Professional Landmen ("MLBC-AAPL"). The mission of the MLBC Foundation is twofold. First, the MLBC Foundation seeks to provide a means of connecting MLBC-AAPL members with their communities throughout the Appalachian Basin via various charitable events and activities. Additionally, the MLBC Foundation provides educational programs and scholarships designed to foster interest in and promote the oil, gas and other energy industries in our region.

The Foundation held multiple charitable events in calendar year 2022 including the Spring and Fall Golf Outings held at Oglebay's Spiedel Golf Course and Southpointe Country Club and also the Spring and Fall Clay Shoots held at Stonewall Resort and Hunting Hills. The Foundation raised over \$56,000 in 2022 that went to charities such as the Magee Women's Hospital, WVU Medicine Children's Hospital and the WVU Veteran's Law Clinic and to the scholarship fund maintained by the Foundation to support students in ELM programs in the Appalachian Basin.

The Foundation is governed by a Board of Directors that serve a 3 year term and a recent meeting of the Foundation was held in September that set a new slate of Directors for 2022-2025. The Directors are as follows:

- Aaron Yost
- Jeremy White
- Britney Crookshanks
- Jeremy Preston
- Justin Nixon
- Cecil Ray
- Anthony Romeo
- Rob Greiner
- Danny Cooper
- Jim Kane

At that same meeting, a slate of new officers were elected by the Board of Directors and they are as follows:

President – Aaron Yost

Vice President – Rob Greiner

Secretary – Danny Cooper

Treasurer – Jeremy Preston

The Foundation strives to make a much larger impact in the community we live in and looks forward to a successful year in 2023! If you would like to help out with the Foundation's efforts, please feel free to reach out to anyone on the Board of Directors or reach out to the MLBC's Executive Director, Abby Veigel at abbyveigel@mlbc-aapl.org.



LEGISLATIVE & REGULATORY UPDATE

By Nikolas Tysiak, Legislative and Regulatory Chairman

I hope everyone had a wonderful Thanksgiving holiday full of friends and family (and delicious, delicious turkey). I want to start out this update with something that should have been in the last update but was not.

Effective June 10, 2022, the West Virginia legislature modified Chapter 11A of the West Virginia Code to streamline the tax sale process by (1) eliminating the bifurcated distinction between “delinquent” and “non-entered” tax assessments, and (2) standardizing the statute of limitations for bringing procedural challenges to the tax sale process. Under the old laws, separate tax sale procedures existed for tax assessments that were “delinquent” (e.g., entered on the tax rolls but not timely paid) vs. “non-entered” (e.g., an assessment for a given real estate interest did not clearly exist on the appropriate county tax rolls). For delinquent assessments, the local sheriff’s tax office had original jurisdiction over the administration of sales and tax deeds; if a given assessment was not redeemed from delinquency or sold within certain time frames, such delinquent assessments were turned over to the State Auditor’s office for further administration and sale. Non-entered assessments existed exclusively under the original jurisdiction of the State Auditor’s office for administration and sale. In practice, the State Auditor’s office either explicitly or implicitly gave county assessors and sheriffs significant leeway in administering these taxation issues.

As landmen and lawyers practicing in West Virginia likely know, property interests affected by tax sales and tax deeds have proven challenging insofar as the ownership of executive rights and royalties pertaining to oil and gas. Recent caselaw brought a semblance of continuity to the effect of “non-standard” assessments affecting oil and gas interests, but in a way that was not anticipated by many title and real estate practitioners, which yielded varying and sometimes counter-intuitive results. Under the new tax sale regime, however, all sales of tax assessments for whatever reason (i.e., delinquency, non-entry, etc.) are to be administered by the State Auditor’s office directly. In addition, due to the elimination of local, procedural activities from the process, the legislature extended the statutes of limitations within which procedural challenges to tax sales and deeds may be brought from 2 years to 3 years. Given that tax sales and deeds under the new laws will not take place until early 2023, it remains to be seen whether the State Auditor will continue its practice of “out-sourcing” tax sale efforts to the relevant county offices or take a more active role in administration of these interests. Mark your calendars for some time in 2024/2025 for these cases to make their way to the Supreme Court.

The West Virginia Supreme Court heard several cases on writs of prohibition involving some of our colleagues. A writ of prohibition is a special action brought directly to the West Virginia Supreme Court alleging that the underlying court exceeded its authority or lacked jurisdiction over the case at hand. While the facts are not necessarily relevant to landmen directly, there were several of these recently involving landmen working in multiple capacities for oil and gas production companies. See e.g., State ex rel. Antero Resources Corp. v. McCarthy, 2022 WL 17038493, --- S.E.2d --- (November 17, 2022); State ex rel. TH Exploration II, LLC v. Venable Royalty, Ltd., 2022 WL 12524993 (October 21, 2022).

On October 19, 2022, the Ohio Seventh District Court of Appeals found that the assignment of an overriding royalty interest out of a leasehold interest cannot be effective against subsequent leases in Marquette ORRI Holdings, LLC v. Ascent Resources-Utica, LLC (2022-Ohio-3786).

Continued

In that case, an oil and gas lessee under a prior oil and gas lease had assigned an override to Marquette ORRI and other parties, including language that the assignment would be effective against “top leases and/or new leases covering all or any portion of the lands and interests which are included . . .” in the underlying leasehold. The Court reasoned that there is no “privity of contract” (in other words, a direct, contractual relationship) between the override owner under a prior lease and a subsequent lessee, resulting in the language regarding future leases to be unenforceable between Marquette and a later lessee (in this case, Ascent).

Also in the Seventh District, on September 30, 2022, the Court issued its decision in the fourth of four cases involving the Whitacre group of companies dealing with whether a lease remains in production “in paying quantities” under Ohio law (Hogue v. Whitacre, 2022-Ohio-3616; Whitacre IV). The court reiterated the long-standing Ohio principle that “in paying quantities” only requires that gross profit exceed direct operating expenses monthly (as determined in Blausey v. Stein, 61 Ohio St.2d 264 (1980)). “Indirect expenses,” including the actual cost of drilling the well amortized, are not considered to be direct operating expenses under this test and are therefore irrelevant. Under this test, the lease at issue in Whitacre IV was determined to be

In Pennsylvania, the Superior Court issued a decision regarding ownership of minerals arising from a potentially ambiguous oil and gas reservation on September 29, 2022 (Hunnell as Trustee of Hunnell Family Revocable Living Trust v. Krawczewicz, 2022 PA Super 166, --- A.3d ---). The controversy arose from a 1920 severance involving 104 acres of land, where prior owners (the “Theakstons”) excepted and reserved from a conveyance to Brtko as follows: “all the oil and gas within and underlying the hereinbefore described tract of land is also reserved together with such rights to drill or operate for same as are set forth in full in lease . . .” The successors to Brtko as to the surface estate attempted to allege that they were the proper owners of the underlying oil and gas because the reservation was limited to a prior oil and gas lease. The trial court held that the language constituted an exception of all the oil and gas estate. Citing to the distinction between a reservation and an exception under Pennsylvania law, the Superior Court found that the trial court had not erred by vesting oil and gas ownership in the Theakstons (and their successors) as an “exception” and awarded ownership of the oil and gas accordingly.

For once, no notable Marketable Title Act or Dormant Mineral Act cases to report in Ohio. A lull, or just an anomaly? Stay tuned in January for more! Have a Happy Holiday season from your friendly, neighborhood Legislative and Regulatory Chair!

Nik Tysiak



Michael Late Benedum Chapter

American Association of Professional Landmen

MLBC NOVEMBER DINNER MEETING

Thank you to our members who wrapped up a successful 2022 with us at "The O". The venue was beautiful and Claire Walls gave a great presentation on Title Issues West Virginia Tax Sales. It was great to see so many familiar faces in the room and a few new faces as well.

See all pictures from the event [HERE](#).



Thank you to our sponsors!



Individual- \$30

Family Package- \$100

JAN 21, 2023

LUNCH 12:00-1:30PM
TUBING 2:00-4:00 PM



WISP RESORT

MLBC WINTER FAMILY SOCIAL

SNOW TUBING AND PIZZA BUFFET

www.mlbc-aapl.org



MEMBER ALERT

U.S. Department of Labor Independent Contractor Proposed Rulemaking

On Oct. 13, the U.S. Department of Labor (DOL) Wage and Hour Division published its proposed Independent Contractor (IC) rule, *Employee or Independent Contractor Classification Under the Fair Labor Standards Act* ([87 Fed. Reg. 62218](#)). The proposed rule seeks to rescind and replace Trump-era rulemaking which legal analysts believe applied a more favorable test under the Fair Labor Standards Act (FLSA) for recognizing independent contractor status. The DOL announcement opens a public comment period through Nov. 28, 2022.



According to the Independent Contractor Misclassification and Compliance blog published by law firm Locke Lord, “Once finalized, the regulation would alter the test for IC status under the FLSA as last articulated by the Trump Administration, which had likewise changed the FLSA test for IC status previously issued by the Obama Administration. What does this mean legally for both workers and businesses who are currently classified as ICs? Not much, [per Locke Lord] ... since it is the courts that create law on this subject, not regulatory agencies.” However, the proposed rule does differ from the Trump-era rulemaking in several ways that may lead to different interpretations by the courts.

For background, in the final days of the Trump administration, the DOL finalized a new regulation regarding the test used to determine IC status under the FLSA that was interpreted as providing a more flexible and permissive reading to support IC status under the FLSA rather than a determination that a worker was an employee in circumstances where disputes arose. Since early 2021, the Biden administration has sought to rescind that rule but faced various legal setbacks in federal court, leaving the Trump rulemaking in place. The proposed rule seeks to address deficiencies noted in the court holdings.

[CONTINUE READING ON LANDMAN.ORG](#)



MEMBER ALERT

An Update on AAPL's Model Forms

After several years of using Contract Center for AAPL members agreement platform, the Forms Committee made the decision to terminate our relationship with Contract Center and build a separate platform to improve the overall experience for its members. Effective Dec. 15, AAPL's contract with Contract Center will terminate.

AAPL's model forms are now available on our [Landman Learning platform](#). It is no longer necessary to build a form or communicate with others within the platform on the creation of a form. The master version of all the forms should always be available as Word documents. We feel certain your experience on this new platform will be much improved.

Most [model forms](#) are available in Landman Learning at no cost to AAPL members! A select group of forms, such as JOAs and the COPAS Accounting Procedure, have been bundled as [Premium Forms](#) for a fee of just \$20 per year for AAPL members.

For more information, including a list of forms offered, please visit landman.org. If you have any questions, please contact us at education@landman.org or 817-847-7700.

Thank you,

AAPL Forms Committee

[LEARN MORE & VIEW FORMS](#)

MEMBER NEWS

AAPL's Renewable Energy Certificate Program Now Available

AAPL is thrilled to announce the launch of the Renewable Energy Certificate Program! Participants have the opportunity to earn a certificate of completion for each e-learning module. At the completion of all modules, a Renewable Energy Certificate will be issued. Continuing education is not required to maintain the certificate.



[FULL DETAILS](#)

Contemporary Courses

The Renewable Energy Certificate Program is packed with relevant courses designed to help expand your skills. Below are just some of the exciting topics that are now available!

- Introduction to Renewable Energy Sources
- Accommodation Doctrine
- Prospecting & Preliminary Due Diligence
- Solar Energy
- Wind Energy
- Ancillary & Curative Documents in Renewable Energy Projects
- The Role of Mining in the Renewable Industry
- Bitcoin Mining
- Carbon Capture
- Due Diligence/Acquisition Divest
- Regulation and Policy Considerations for Renewable Energy
- Tax Considerations for Renewable Energy
- Facility Overview
- Case Law
- Ethics

[FULL COURSE DESCRIPTION](#)

Industry Leaders

AAPL has gathered industry experts at the forefront of renewable energy to assemble this offering benefitting all levels of experience.

- Laura Falco, J.D. — Mazurek, Belden & Burke
- Ryan Fitzgerald, CPL — GreenFlare
- Lance B. Joiner, J.D. — Ray, Feighny & Hartle
- Alex Kuiper, J.D. — Kuiper Law Firm
- Jake Lederle, J.D. — Wetsel, Carmichael, Allen & Lederle
- Eva Rice — D.E. Shaw Renewable Investments
- Theresa Carroll, J.D. — Norton Rose Fulbright
- Christine Fernandez Owen, J.D. — Norton Rose Fulbright
- Buford Boyd Pollett, J.D. — The University of Tulsa
- Adam Stellar, CPL — Coeur Mining
- Tom Seng, MBA — The University of Tulsa
- Robert Wilson, M.S., RPL — Qcells
- Andy Graham, J.D. — Steptoe & Johnson
- Eric Ocwieja, J.D. — Ray, Feighny & Hartle

[FULL BIOS](#)



Pricing

Enroll in the entire RECP program or register for a single course.

AAPL MEMBER PRICING

RECP Package: \$350.00
Individual Course: \$50.00

NON-MEMBER PRICING

RECP Package: \$500.00
Individual Course: \$75.00

[ENROLL NOW](#)

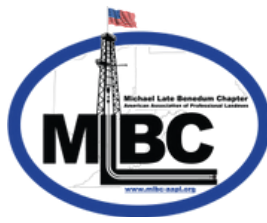
The Future of the Landman

The job of a landman is not going away. It is grounded in traditional oil and gas activity and is expanding into renewables. Watch The Future of the Landman video on YouTube for a brief overview of the land profession's evolving role in the energy industry.

AAPL Presents
THE FUTURE

The collage features several images: solar panels in a field, an oil pumpjack, a man and a woman looking at a map, and a wind turbine. The central text reads 'AAPL Presents THE FUTURE'. There are also icons for AAPL and YouTube.

[**ENROLL IN AAPL'S RENEWABLE ENERGY CERTIFICATE PROGRAM**](#)



Member Spotlight: Renee Anderson



Renee Anderson, Esq., is a Shareholder at Cassidy, Anderson & Kane. Renee focuses her practice on oil, gas, coal & mineral certified title opinions and due diligence for lease acquisitions. With the other attorneys at the firm, she offers comprehensive services to those involved in the development of the abundant natural gas reserves in Pennsylvania, West Virginia, and Ohio. Recently she worked on a renewable natural gas project with dairy farmers from the Indiana, PA area.

Tell us a little about yourself.

I grew up in Titusville, Pa, the birthplace of the oil and gas industry! Titusville was a great place to grow up. I could ride my bike across town and get anywhere I wanted to go. I currently live in the north hills of Pittsburgh with my rescue dogs. I enjoy golf, fishing and riding my horse. Later, when I became landman, I quickly realized that this ability to talk to people was a pretty handy skill to have. In fact, it didn't feel so much like a job as it did just getting to know the landowners I was negotiating with. I've always enjoyed that part of my job. Whether it's dealing with farmers, attorneys, or my co-workers (who, by the way, are some very talented folks), I just find myself being thankful that I found work that I enjoy getting up for each day.

Who are you currently employed or contracted with?

I am a shareholder at Cassidy, Anderson & Kane.

How long have you worked in the oil and gas industry? And what states do you have experience? And tell us about any other land organization you belong.

I have been working in the industry since 2005 when I was hired by Sean Cassidy. I am licensed to practice in Pennsylvania, West Virginia, and Ohio. I also belong to the AAPL and the Energy and Mineral Law Foundation.

Tell us about your first position in the industry.

Sean hired me as an abstractor. I enjoyed traveling to the different counties to search title. I definitely learned a lot while working for Sean. Eventually, I was promoted to an associate attorney position. I left Sean's in 2007 for an in-house position at Atlas America. Atlas America was a mid-sized regional oil and gas producer. Atlas America was acquired by Chevron in 2011. The cultural shift from regional company to global company was definitely an eye opener. I left Chevron in 2012 to join a large regional law firm, Tucker Arensberg where I eventually made equity partner. I left Tucker in 2017 to return to work with Sean Cassidy, this time as a partner.

What areas of the industry do you have experience in?

I have worked in-house for both the mid-sized regional operator and the large global corporation. I understand the different economic operating constraints and different risk tolerances for each. At my in-house positions, I worked numerous due diligence projects for acquisitions valued at \$3 billion covering 600,000 acres in Pennsylvania, West Virginia, and Ohio. I have worked at law firms that serve producers. Most recently, I worked on a renewable natural gas project with a group of dairy farmers in the Indiana, Pennsylvania area.

Do you have a mentor in the industry? Can you provide details?

Sean Cassidy has been a great mentor during my career. He always takes the time to answer any questions I had. For the in-house side, Mike Hartzell was a terrific mentor. He was always kind and patient helping me navigate the corporate world.

How long have you been a member of the MLBC. Do you currently have any certifications through the AAPL?

I have been a member of the MLBC since 2005. I do not have any certifications.

What benefits have you found as a member of the MLBC? What are your favorite aspects?

I find the most value in the networking and educational events run by the MLBC. The networking events are always fun and the educational events are always informative. The MLBC is very lucky to have a diverse membership that can speak on topics of interest for their members.

Do you serve the MLBC, AAPL, or any other organizations in an executive capacity and/or serve as a committee chair? Are you a member of any committees?

N/A

IN MEMORY OF

JAMES LEO WILLIAMS

MLBC PRESIDENT 1977-1978

WEST UNION, W.Va. (WV News) — James Leo Williams, 98, of West Union, WV (Crystal Lake community), went home to be with his Lord on Wednesday, October 12, 2022, at his residence. He was born on June 8, 1924, at Wilbur, WV, a son of the late Parley and Edna Davis Williams. His beloved wife of 71 years, Martha Lee Smith Williams, preceded him in death.

Surviving are one daughter, Karen Panson and husband Michael, Pittsburgh, PA; one grandson, Michael Goff Stinespring and wife Shelli, Oxford community; great-grandchildren, Nicole Stinespring, Tiffani Stinespring, Charley Stinespring and James Leo Stinespring; sister, Imogene Lynch, West Union; and daughter-in-law, Donna Williams, Pittsburgh, PA.

Leo was also preceded in death by one son, Timothy Williams; infant granddaughter, Mikiah Stinespring, West Union; four brothers, Berlin, Wayne, Corlis and Elmer Williams; four sisters, Eska Weekley, Pauline King, Donna Stair and infant Isophene Williams.

Leo was a 1943 graduate of Tyler County High School and attended Marietta College in Ohio. He was a Coast Guard veteran, serving in WWII. Leo retired from Carnegie Natural Gas Company in Pittsburgh as a land agent with 37 years' service. He was a member of the West Union Lions Club, Veterans of Foreign Wars Post 3408 and Emmanuel United Methodist Church. Leo enjoyed hunting, golfing and fishing, and was known for his wonderful sense of humor.

VOLUNTEER

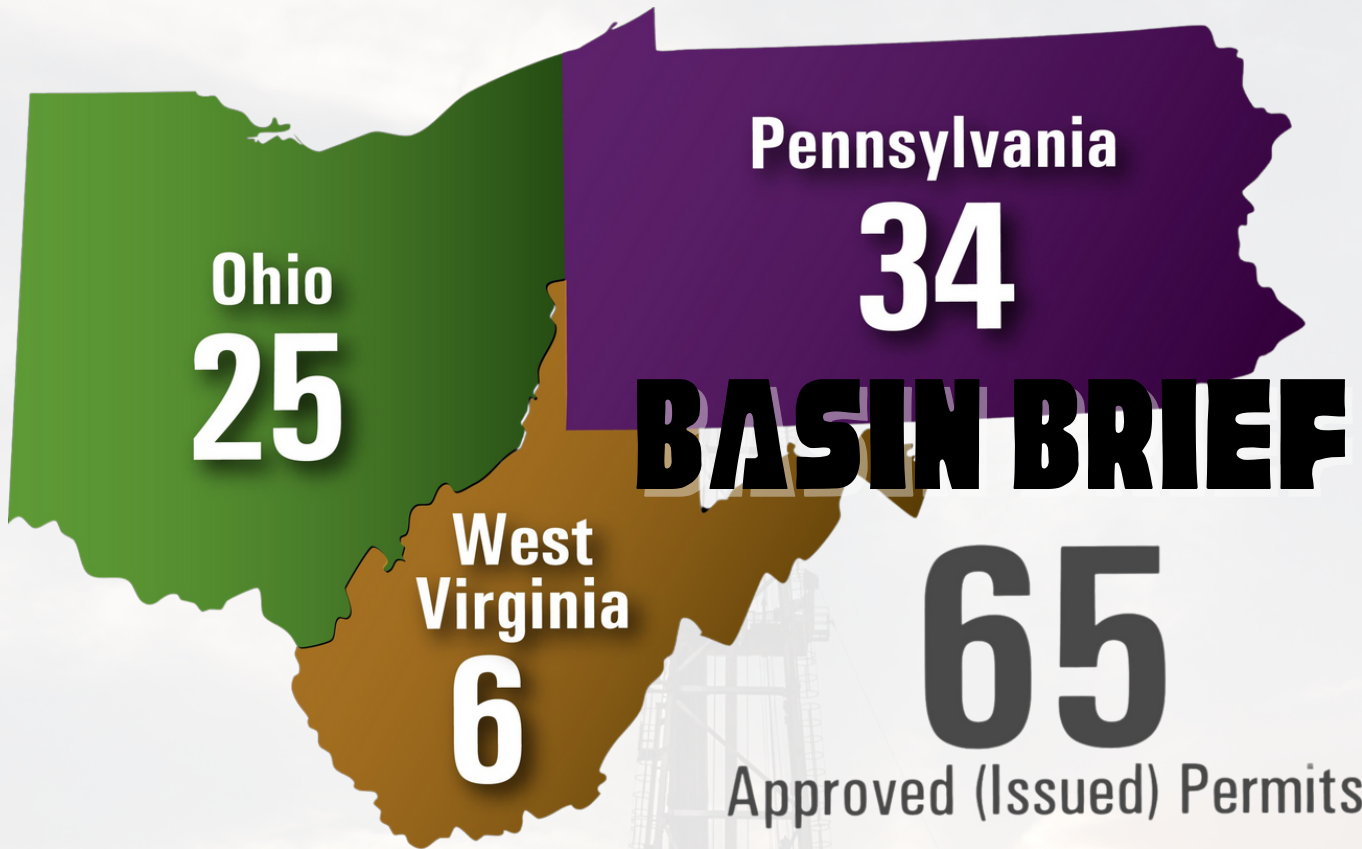
OPPORTUNITIES

Want to get involved with the MLBC? The following committees need your help:

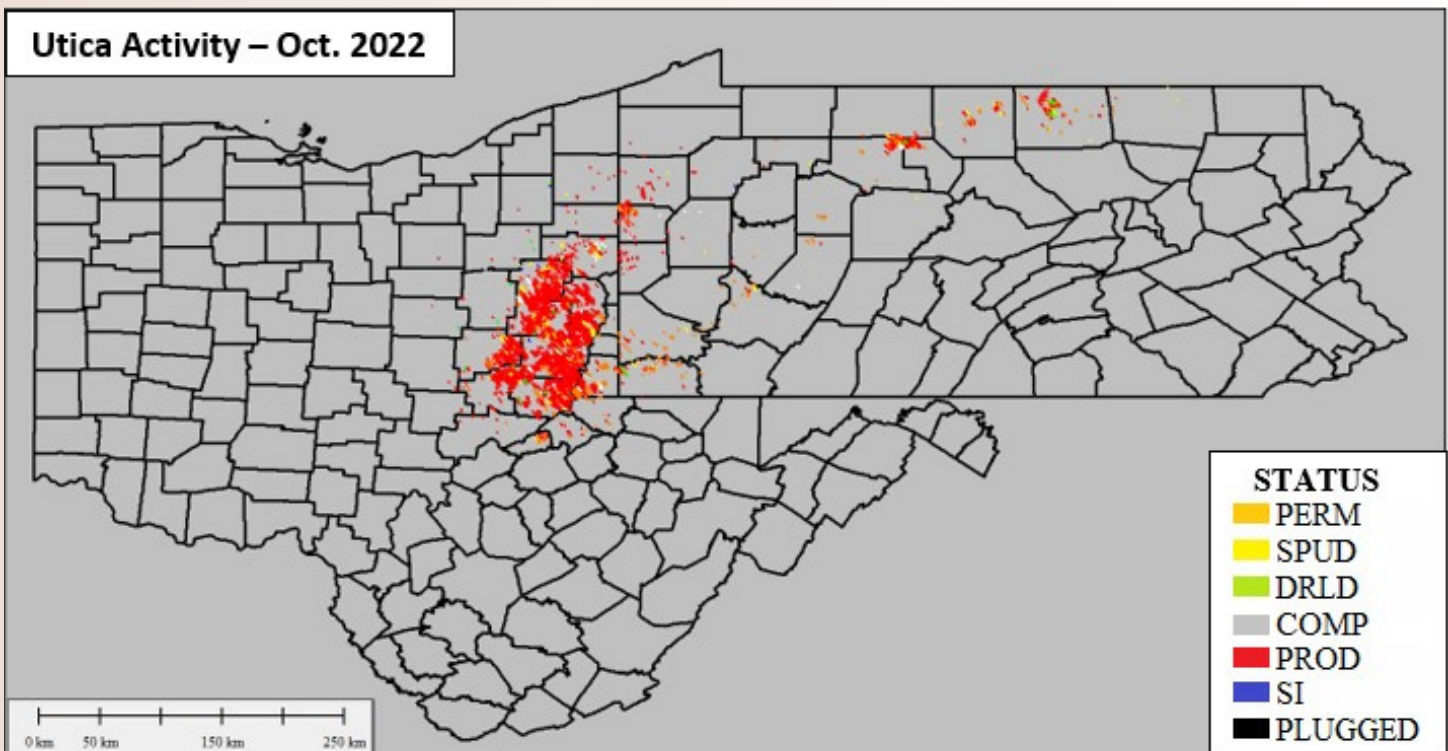
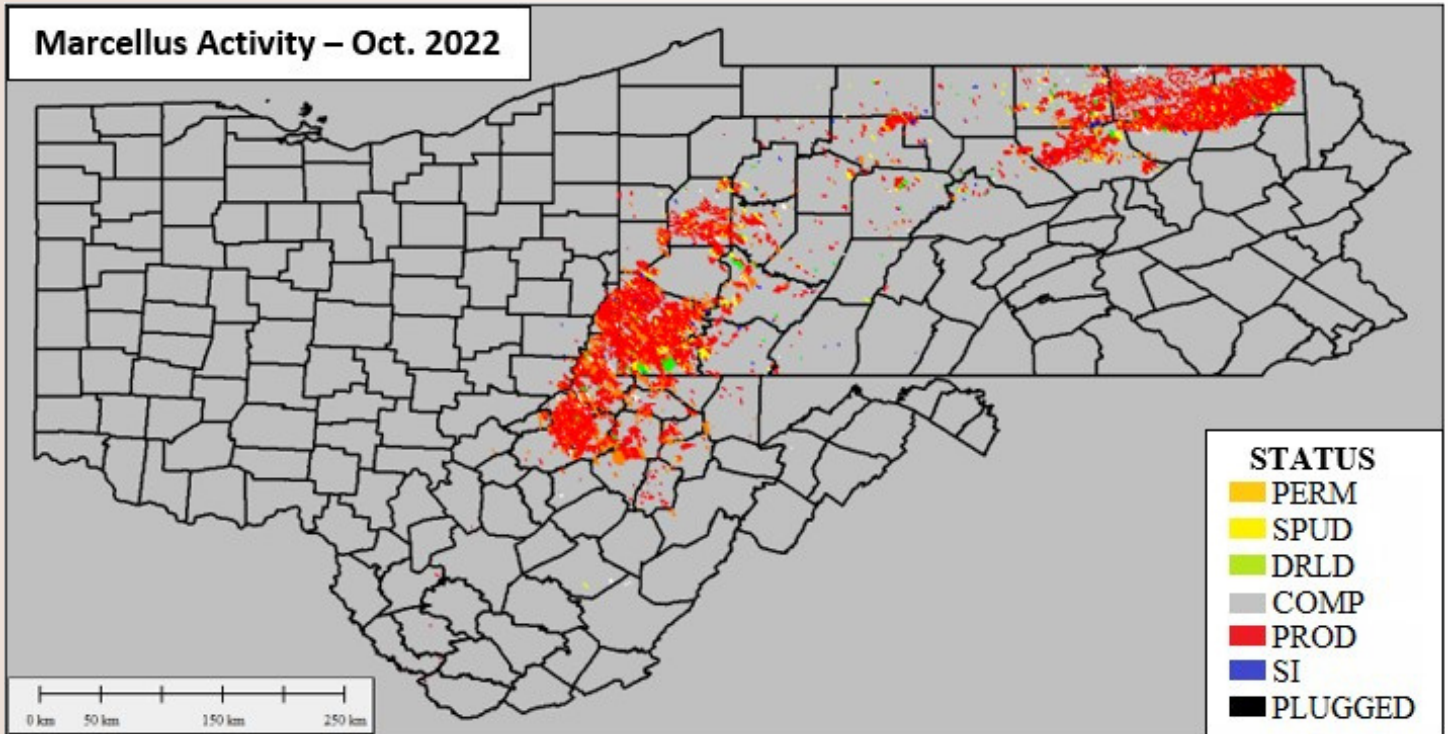
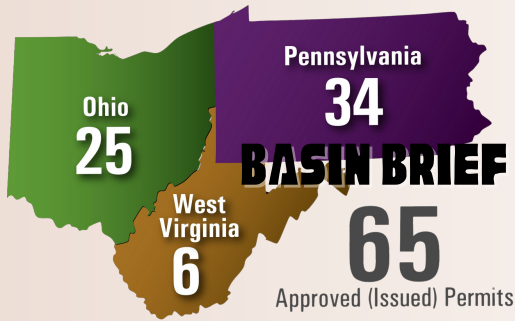
- Marketing
- Sponsorship
- Awards

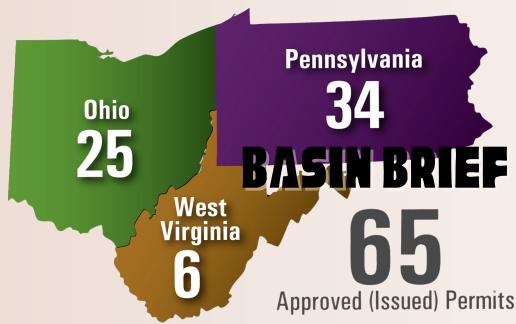
Email Abby at
abbyveigel@mlbc-aapl.org for more info





BASIN ACTIVITY INFORMATION PROVIDED BY JKPC PETROLEUM CONSULTANTS AND IS CURRENT AS OF SEPTEMBER 2022.





PERMITTING SUMMARY BY STATE

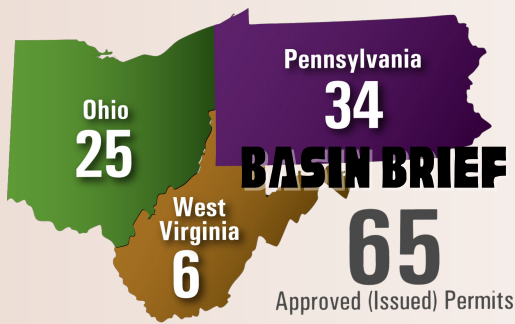
STATE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
OH	23	36	31	29	29	43	45	27	20	25
PA	78	60	69	75	53	61	78	58	46	34
WV	57	7	17	39	10	15	23	36	30	6
TOTAL	158	103	117	143	92	119	146	121	96	65

PERMITTING SUMMARY BY OPERATOR

OPERATOR	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
ASCENT	9	22	8	14	14	21	14	11	11	5	-	-	129
COTERRA	3	14	17	4	5	7	6	12	9	3	-	-	80
ANTERO	12	1	11	13	-	7	14	7	6	-	-	-	71
ENCINO	-	6	7	8	7	7	14	7	2	12	-	-	70
CHESAPEAKE	11	2	6	6	3	6	12	14	1	5	-	-	66
TUG HILL	20	1	-	1	6	4	3	5	1	5	-	-	46
HILCORP	7	7	-	4	-	8	5	4	2	-	-	-	37
OLYMPUS	2	-	-	-	3	8	19	-	-	-	-	-	32
PENNENERGY	-	1	7	-	-	12	1	-	9	-	-	-	30
PA GEN ENERGY	1	-	-	-	-	6	3	-	3	-	-	-	13
Other (8)	93	49	61	93	54	33	55	61	52	35	-	-	586
TOTAL	158	103	117	143	92	119	146	121	96	65	-	-	1,160

RIG ACTIVITY SUMMARY

STATE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
OH	10	12	12	10	12	12	11	11	11	12
PA	25	25	24	26	25	25	24	24	23	24
WV	15	15	15	15	14	14	14	13	13	17
TOTAL	50	52	51	51	51	51	49	48	47	53



BASIN BRIEF

PRODUCING WELL COUNT BY RESERVOIR

RESERVOIR	OH	PA	WV	TOTAL
Marcellus	44	10,337	3,366	13,747
Utica	2,930	356	90	3,376
Burkett	-	235	30	265
TOTAL	2,974	10,928	3,486	17,388

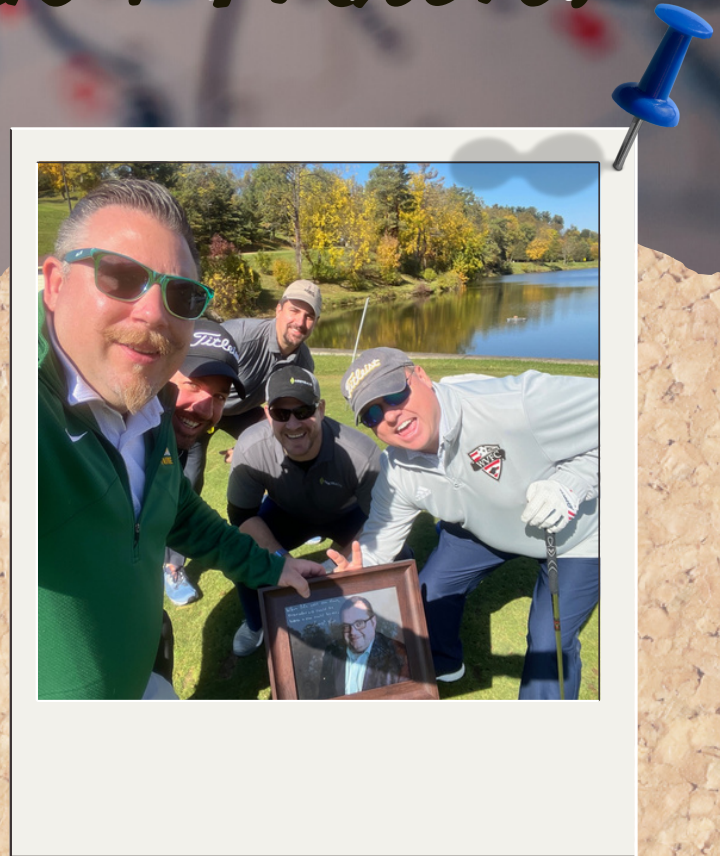
PRODUCING MARCELLUS WELLS

OPERATOR	OH	PA	WV	TOTAL
EQT	-	1,459	663	2,122
CHESAPEAKE	-	1,450	-	1,450
RANGE RESOURCES	-	1,447	-	1,447
SWN	26	754	571	1,351
ANTERO	-	-	1,102	1,102
COTERRA	-	942	-	942
SENECA	-	785	-	785
REPSOL	-	633	-	633
RICE	-	509	-	509
CNX	1	411	66	478
Others (49)	17	1,947	964	2,928
TOTAL	44	10,337	3,366	13,747

PRODUCING UTICA WELLS

OPERATOR	OH	PA	WV	TOTAL
ENCINO	897	-	-	897
ASCENT	713	-	-	713
GULFPORT	414	-	-	414
ANTERO	234	-	1	235
SWN	193	2	3	198
RICE	142	1	-	143
SENECA	-	140	-	140
HILCORP	34	92	-	126
CNX	45	18	5	68
XTO ENERGY	57	3	-	60
Others (21)	201	100	81	382
TOTAL	2,930	356	90	3,376

Where's Nik & Nixon?



STAY CONNTECTED!

Follow us on our social media channels for news & updates!



[@mlbc-aapl](#)



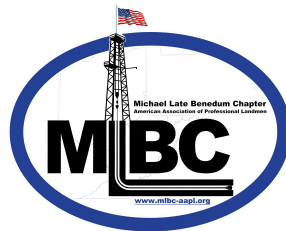
Michael Late Benedum
Chapter of AAPL



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2022 - 2023

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Vice President

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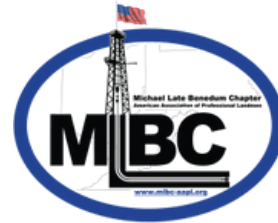


FALL GOLF:
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FINANCE:
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LHAG.BOWERS@PERCHERONLLC.COM

MLBC MEMBERSHIP REPORT OCTOBER & NOVEMBER 2022



NEW MEMBERS:

First Name	Last Name	Employer	Member Type	Sponsoring Member
Lisa	Groen	Northern Oil and Gas	Active	Jason Lucas
Whitney	Wickes	Rocking WW Mineral Services	Active	Todd Ritchie
Pamela	Nixon	Nixon Land Services, LLC	Active	Kevin Pierson
William	Nixon	Nixon Land Services, LLC	Active	Kevin Pierson
James	Paugh	Percheron, LLC	Associate	Harry Heinbaugh
Tobe	Resetar	Percheron, LLC	Active	Harry Heinbaugh
John	Belland	Belland Land Services	Active	Kevin Pierson
James	Michael	Michael Abstracting Services, LLC	Active	Kevin Pierson
Brian	Poe	Holland Land Resources	Associate	Joel Thomas

MEMBERSHIP BY THE NUMBERS

Total Members:	581	Total Active:	417
Active:	378	% Active:	71.7%
Active PP:	30	
Honorary:	10	Associate :	90
		Student:	73

New members are approved on a monthly basis. If the need arises to move along membership approval (ex. Ohio Landman Registration), please email Abby Veigel - abbyveigel@mlbc-aapl.org

MEMBERSHIP INFORMATION



The MLBC membership application is located on the website at www.mlbc-aapl.org. Please check your information on the website prior to submitting your renewal. The [MLBC website](http://www.mlbc-aapl.org) has an updated version of the membership listing. Please use this resource if you cannot find yours or others information in the directory. Please report any errors or omissions to Abby Veigel at abbyveigel@mlbc-aapl.org.

Application for membership in the Association shall be subject to the approval by a majority vote of the Executive Committee at a regularly scheduled meeting and shall require the signed approval by the acting President of the Executive Committee, as evidence of the Committee's approval.

Notice of the approved application(s) of all potential Association member(s) shall be printed in the next regularly scheduled publication of the Association. Members shall have the opportunity for a period of thirty (30) days following the publication to object to the potential member's application.



THANK YOU!

This edition marks the culmination of the 3rd volume of The Wildcatter. We hope you have enjoyed the issues we have put together over the past year. We have certainly enjoyed compiling recaps of dinner meetings and our charitable events while providing educational content through our legislative and regulatory updates, articles and our new feature this year, Basin Brief, which keeps tabs on industry activity in the Appalachian Basin. We were again honored to be recognized by our peers in the AAPL this past June with another Newsletter of the Year award. We would be remiss if we did not credit that recognition to the efforts put forth by members of our executive committee, committee chairpersons and the countless volunteers who work the events put on by the MLBC and the MLBC Foundation. Your efforts are the bedrock of our organization and we are privileged to highlight them throughout the year. We sincerely thank you for your continued support and wish the entire MLBC membership a wonderful holiday season and a safe and prosperous 2023!

Sincerely,
 Newsletter Committee – Danny, Matt and Anna