The significant amount of public lands and minerals across the western United States requires lawyers, landmen, and regulatory specialists to have a complete understanding of applicable laws, regulations, and policies to effectively operate on such lands. The Foundation will once again hold a Special Institute on Public Land Law, Regulation, and Management for those engaged in mineral or commodity extraction, renewable energy, infrastructure, and other projects involving Federal lands and minerals. The program will build on the Foundation’s previous programs regarding public lands held in 1992, 1997, 2003, 2014, and 2017. With recent changes in administrations and the potential for even more changes in the coming years, anyone with operations or activities on public lands, government officials, academics, regulatory specialists, and public land practitioners should attend.

Join our expert faculty of current and former government officials, industry professionals, natural resources attorneys, NGO attorneys, and administrative law experts for informative presentations and discussion. Experienced in-house, outside, or agency attorneys, and other resource professionals—and those who are relatively new to the practice—will all benefit from the insights and experience of our distinguished speakers.

Course materials are available in hard copy and digital formats if you are unable to attend. See inside for details.
DAY 1: Thursday, May 7, 2020

7:00 am – 8:30 am: Registration

8:30 am – 8:40 am: Introductions and Opening Remarks
ALEX RITCHIE, Executive Director, Rocky Mountain Mineral Law Foundation, Westminster, CO
REBECCA W. WATSON, President, Rocky Mountain Mineral Law Foundation; Shareholder, Welborn Sullivan Meck & Tooley, P.C., Denver CO
ROBERT C. MATHES, Program Chair, Senior Counsel, Occidental Petroleum Corporation, Denver, CO

8:40 am – 9:30 am: Public Land Law — An Introduction
• Introduction to different types of federal lands, including Forest Service, Bureau of Land Management, National Wildlife Refuge, and National Park Service
• Review the history of public lands
• Public land law in the United States
REED D. BENSON, Professor, University of New Mexico School of Law, Albuquerque, NM

• Overview of the Federal Land Policy and Management Act of 1976 (FLPMA), including BLM's land use planning process
• Nature and role of NEPA compliance in the planning process
• Impacts to future uses of the public lands from grazing, mineral development, renewable energy, and recreation
• Recent landscape level planning efforts
BRET C. BIRDSONG, Professor, University of Nevada William S. Boyd School of Law, Las Vegas, NV

10:20 am – 10:40 am: Hosted Refreshment Break

10:40 am – 11:30 am: The Federal Land Policy and Management Act of 1976 (FLPMA)
• Overview of the Federal Land Policy and Management Act of 1976 (FLPMA), including BLM's land use planning process
• Nature and role of NEPA compliance in the planning process
• Impacts to future uses of the public lands from grazing, mineral development, renewable energy, and recreation
• Recent landscape level planning efforts
BRET C. BIRDSONG, Professor, University of Nevada William S. Boyd School of Law, Las Vegas, NV

11:30 am – 1:30 pm: Lunch – On Your Own

1:30 pm – 2:20 pm: Forest Service Planning
• Overview of the Forest Service land use planning regulations over the last two decades
• Overview of the planning process and compliance with NEPA
• Analysis from the planning process and how it is used for future projects
• Recent planning revisions and court cases interpreting the agency’s planning obligation
MURRAY FELDMAN, Holland & Hart LLP, Boise, ID
ALISON C. HUNTER, Associate, Holland & Hart LLP, Boise, ID

2:20 pm – 3:20 pm: The Protection of Historical and Cultural Resources
• Overview of laws that protect paleontological, cultural, and historical resources, including the National Historical Preservation Act, the Archeological Resources Protection Act, and the Paleontological Resources Act
• Overview of procedural protections provided by these acts
• Review of specific protections and civil and criminal penalties that may be imposed for violations of these acts
STAN N. HARRIS, Shareholder, Modrall Sperling, Albuquerque, NM

3:20 pm – 3:40 pm: Hosted Refreshment Break

3:40 pm – 4:30 pm: Oil and Gas Leasing — The Reformed, Reformed Policy
• Overview of BLM’s oil and gas leasing policy and BLM’s attempt to “improve” that policy
• Review of revisions and litigation associated with policy revisions announced in 2017 and 2018
MARK S. BARRON, Attorney, Baker & Hostetler LLP, Denver, CO
LAIRD J. LUCAS, Executive Director, Advocates for the West, Boise, ID

4:30 pm – 5:30 pm: Compensatory Mitigation — Do We Have a Coherent Policy Yet?
• Overview of comprehensive compensatory mitigation policies enacted by the Department of the Interior and comparison with efforts by the Department of Agriculture
• Review of whether a coherent compensatory mitigation policy remains with the change of administration and subsequent policy reversals
• The impact compensatory mitigation has on the development of public lands
• What is the future of compensatory mitigation?
KATHLEEN C. SCHRODER, Partner, Davis Graham & Stubbs LLP, Denver, CO
COURTNEY M. SHEPHARD, Associate, Davis Graham & Stubbs LLP, Denver, CO

5:30 pm – 6:30 pm: Hosted Reception for Registrants, Speakers & Guests

Interested in Oil & Gas Deal Issues?
We are holding the Special Institute on Oil & Gas Purchase and Sale Agreements at the same time at the same hotel. Your registration to one Institute allows you to attend sessions at the other Institute at no additional cost!
Check out the program at: www.rmmlf.org/conferences
May 7-8, 2020

DAY 2: Friday, May 8, 2020

8:30 am – 9:20 am: Conflicts in Federal Multiple Mineral Development
• Conflicts between development of federal oil and gas, coal, trona, or potash leases
• How BLM has addressed these conflicts and encourages lessees to negotiate operational strategies to allow development of the federal lease
• Overview of the legal issues associated with establishing the relative rights of lessees in resolving conflicts
PETER C. FORBES, Member, Carver Schwarz McNab Kamper & Forbes, LLC, Denver, CO
THOMAS L. SANSONETTI, Partner, Holland & Hart LLP, Cheyenne, WY

9:20 am – 10:10 am: Common versus Uncommon Mineral Determinations and Implications for Developing Locatable or Saleable Mineral Deposits
• Review of two case studies involving pumice stone for washing garments and sand that can be used as a proppant in oil and gas hydraulic fracturing operations
• Review of factors federal agencies consider when considering whether a sand or stone deposit is common or uncommon
• Examination of how those determinations factor into validity examinations for mining claims
RANDALL E. HUBBARD, Partner, Davis Graham & Stubbs LLP, Denver, CO

10:10 am – 10:30 am: Hosted Refreshment Break

10:30 am – 11:30 am: Ethics: An Overview of Ethical Obligations in Common Situations
• Exploration of the ethical obligations of government and private — sector attorneys in common situations that may arise in public lands practice
• Situations to be covered include:
  o Duties owed to former and existing clients
  o Identifying and navigating conflicts of interests
  o Ethical responsibilities relating to ex parte communications
• Applicable ABA Model Rules of Professional Conduct that arise from the practice of administrative law will be addressed
KENNON L. WOOTEN, former Rules Attorney, Supreme Court of Texas; Partner, Scott Douglass & McConnico LLP, Austin, TX

11:30 am – 1:30 pm: Lunch – On Your Own

1:30 pm – 2:20 pm: The Role of Cooperating Agencies and Cooperative Federalism in Public Lands Decisions
• Role and purpose of cooperating agencies in federal planning and project-level decisions
• The current administration’s focus on cooperative federalism and how that emphasis impacts public land decisions
BAILEY K. BRENNAN, Attorney, Wyoming County Commissioners Association, Cheyenne, WY

2:20 pm – 3:10 pm: The Role of the Public Interest in Public Lands Decision-Making
• Examination of the role, weight, and parameters of the public interest in decision making on public lands
• Review of statutes that include expressions of the public interest
BRUCE R. HUBER, Professor, Notre Dame Law School, Notre Dame, IN

3:10 pm – 3:30 pm: Hosted Refreshment Break

3:30 pm – 4:20 pm: Good Samaritan Laws and Public Land Cleanups
• Background on abandoned mines on public lands and the legal liabilities that discourage Good Samaritan cleanup efforts
• Review of the history of administrative and legislative efforts to address these liability concerns and why they haven't had the desired impact
• Discussion of the current legislative and administrative efforts to address Good Samaritan liability concerns
TAWNY BRIDGEFORD, Attorney, National Mining Association, Washington, DC
BEN MACHLIS, Partner, Dorsey & Whitney LLP, Salt Lake City, UT

4:20 pm – 5:20 pm: NEPA and Climate Change Analysis: When is Enough Enough?
• Review of recent litigation and policies addressing NEPA analysis for climate change
DEANA M. BENNETT, Shareholder, Modrall Sperling, Albuquerque, NM

5:20 pm: Course Adjournment

Upcoming Programs
Young Natural Resources Lawyers and Landmen Institute
March 2-3, 2020 – Denver, Colorado
Financing Oil & Gas and Mining Acquisitions and Projects
April 16-17, 2020 – Denver, Colorado
International Mining Law Short Course
September 21-24, 2020 – Santiago, Chile
Onshore Oil & Gas Pooling and Unitization
October 8-9, 2020 – Westminster, Colorado
Annual Water Law Institute
November 18-19, 2020 – San Diego, California
Join over 4,000 professionals and organizations – build your network, build your expertise, and support excellence in natural resources law education by becoming a member today!

Your membership provides unparalleled access to the best and the brightest natural resources lawyers, landmen, managers, consultants, government personnel, law faculty, students, and other involved in the scholarly and practical study of natural resources law.

Your membership includes:
• Members-only pricing to our Annual Institute, Special Institutes, and Short Courses
• Members-only pricing on Online Natural Resources CLE and CPL/RPL videos and related materials
• Members-only pricing on Foundation publications and audio recordings
• Complimentary access to the Rocky Mountain Mineral Law Foundation Journal, Mineral Law Newsletter, and Water Law Newsletter
• Your contact information published in our Membership Directory with electronic access to our entire network of natural resources professionals

Your membership also helps the Foundation support the next generation of natural resources law professionals by providing student scholarships and travel awards to attend our Institutes – join today and pay it forward!

www.rmmlf.org/join

CAN'T ATTEND?
You can still order the course materials

Public Land Law, Regulation, and Management

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<tr>
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<th>Non-Member</th>
<th>RMMLF Member</th>
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<tbody>
<tr>
<td>Looseleaf Manual</td>
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<tr>
<td>Digital Manual</td>
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Plus shipping, handling, and tax if applicable.

https://tinyurl.com/publicland-2020
Public Land Law, Regulation, and Management

PROGRAM COMMITTEE

ROBERT C. MATHES, Program Chair, Occidental Petroleum Corporation, Denver, CO
ALEXANDER M. ARENSBERG, Squire Patton Boggs, Denver, CO
DEANA M. BENNETT, Modrall Sperling, Albuquerque, NM
NADA CULVER, National Audubon Society, Denver, CO
PHILLIP C. LOWE, Department of the Interior Office of the Solicitor, Denver, CO
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WELLS PARKER, Dorsey & Whitney LLP, Salt Lake City, UT
HADASSAH M. REIMER, Holland & Hart, Jackson, WY
SANDRA B. ZELLMER, University of Montana, Missoula, MT

REGISTRATION

1. Registrant information – Please type or print legibly

Name ___________________________ Badge name _______________________
Employer ____________________________
Employer address ____________________________
City/State/Zip ____________________________ Email _______________________

Primary Occupation:  □ Attorney  □ Landman  □ Management
□ Consultant  □ Student  □ Other (please specify): ________________

First year in practice in the legal or natural resources field (for students, year you will graduate): ________________

For Attorneys - CLE credit requested from these states: ________________

Other credit requested from (AAPL, CPE, etc.): ________________

2. Registration category – Please pay in U.S. Dollars

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<tbody>
<tr>
<td>RMMLF Member</td>
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<tr>
<td>RMMLF New Professional Member</td>
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<tr>
<td>RMMLF Member Law School (Full-Time faculty)</td>
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<td>RMMLF Senior Member (Retired)</td>
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<td>Non-Member</td>
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<td>Government Agency (Submit PO # if required)</td>
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<tr>
<td>Non-Profit Organization (IRS tax-exempt status)</td>
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<tr>
<td>Full-Time Law or Land Student (Proof of status required)</td>
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3. Course materials

Materials format:  □ ELECTRONIC ONLY ($0)  □ HARD COPY ($90)

TOTAL: $________

4. Payment information – Prepayment required

□ Check drawn on a U.S. bank in U.S. Dollars (Payable to RMMLF)
□ VISA  □ MasterCard  □ American Express

Credit card # ____________________________ Exp. Date ____________
Name on card ____________________________ Signature ____________________________

□ Electronic funds transfer: Contact the Foundation at info@rmmlf.org

By entering your information and registering for this course, you consent and agree to receive communications from us as to our programs, products, and services and certain programs of our nonprofit partners, provided that you may opt out of receiving email notices at any time. You also consent to our providing your contact information to other course registrants on the course registration list, which may be used by course registrants to invite you to events held in connection with the course. If you are a member, you consent to our providing your contact information to other members. For a copy of our privacy policy, go to https://tinyurl.com/rmmlf-privacy.
Public Land Law, Regulation, and Management

May 7-8, 2020 The Eldorado Hotel, Santa Fe, NM

Room Reservations: The Eldorado Hotel, 309 W. San Francisco St., Santa Fe, NM, 87501, has blocked rooms for this Special Institute until April 22 at the rate of $199 (single/double) per night. Ask for special rates for Public Lands/Purchase & Sale Agreements registrants.

For reservations, contact the Eldorado at:

Group Rate:
- Online: http://tinyurl.com/rockym151
- Toll Free: 800-955-4455 (Group Code 200502RMMLF)

Government Rate (government employees only):
- Online: http://tinyurl.com/rockym151gov
- Toll Free: 800-955-4455 (Group Code 200502RMMLFGOV)
  If you are not able to show a government ID, you will be charged the regular hotel rate, which is much higher than the group rate.

Trouble making room reservations? Contact us at info@rmmlf.org

Registration Fees: Includes electronic course materials, refreshments, and hosted functions as listed in this brochure. These fees do not include hotel costs or transportation. Registrations will be accepted only when accompanied by a check, money order, government purchase order or training form, credit card information, or wiring information. No registrations can be processed without payment.

Registration Cancellations: Refunds, less a $50 administrative fee, will be given for cancellations received by 3:00pm on Thursday, April 23, 2020. No refunds will be given thereafter, although substitution of attendees may be made by contacting the Foundation. Cancellations must be made in writing or email to info@rmmlf.org. Registrants not entitled to a refund will receive a link to the written materials.

Car Rental: Hertz is offering special discounts by referencing Meeting CV#03NJ0015 and Rocky Mountain Mineral Law Foundation. Make reservations at http://tinyurl.com/hertz2020 or call 800-654-2240 (U.S.); 800-263-0600 (Canada); or 405-749-4434 (Int'l).

CLE & AAPL Credit: This course consists of approximately 12 hours of continuing education, including 1 hour of ethics. You must let us know, at least 45 days in advance of the conference, the states or organizations for which you will need credit (see registration form). Credit hours for states will vary and are subject to each state's approval and credit rounding rules. Foundation conferences are typically accredited by all mandatory CLE states and Canadian provinces, AAPL, and other professional organizations upon request. Attorneys from certain states may be required to pay an additional fee. The Foundation is a State Bar of California MCLE-approved provider.

CPE Credit: NASBA has indicated that if an individual reviews a program and feels that it is relevant to their CPA practice, they can consult with their state accountancy board to request that the course be approved. CPE approval is state-by-state.

Recording: Audio and video recording, streaming, or other types of live or stored dissemination are not permitted without express authorization from the Foundation.

Special Needs: If you have special needs addressed by the ADA, please notify us at least two weeks before the program.