THE ENERGY BAR ASSOCIATION
Founded 1946

OFFICERS

Donna M. Attanasio
President

Richard P. Bonnifield
President-Elect

Susan N. Kelly
Vice President

Adrienne E. Clair
Secretary

Channing D. Strother, Jr.
Treasurer

Marcia C. Hooks
Assistant Secretary

Susan A. Olenchuk
Assistant Treasurer

BOARD OF DIRECTORS

Kathleen A. Carrigan
Frank R. Lindh
Debra Ann Palmer

William D. DeGrandis
Michael J. Manning
Regina Y. Speed-Bost

Derek A. Dyson
John E. McCaffrey
Sarah E. Tomalty

Christine F. Ericson
Paul B. Mohler

Jason F. Leif
Kristina Nygaard

The Energy Bar Association is an international, non-profit association of attorneys, non-attorney professionals, and students active in all areas of energy law. Founded in 1946 as the Federal Power Bar Association, the Association currently has approximately 2600 members. The Association’s voluntary membership is comprised of government, corporate, and private attorneys, as well as non-attorney professionals from across the globe, and includes law students interested in energy law. The mission of the Association is “to promote the professional excellence and ethical integrity of its members in the practice, administration, and development of energy laws, regulations and policies.” In addition to publishing the Energy Law Journal, the Association organizes and sponsors a number of activities, including a continuing legal education program in the fall of each year, as well as a program held in conjunction with the annual meeting in the spring that focuses on issues of current interest. The Association also sponsors six formal chapters in the United States and committees that monitor and report to the membership on developments of interest. Complete membership and subscription information can be obtained from the Association at 1020 19th Street, N.W. Suite 525, Washington D.C. 20036, or by contacting us at (202) 223-5625 or admin@eba-net.org.

Twice a year, the Energy Law Journal publishes legal, policy, and economic articles and other materials of lasting interest with significant research value on subjects dealing with the energy industries. The Journal also welcomes articles and other materials on emerging issues and significant developments affecting the energy industries. Articles by members and non-members of the Association are welcomed. The Journal publishes articles and other materials of varying length that provide a full consideration of the issues and opposing viewpoints. All manuscripts must contain a synopsis, table of contents, and brief biographical statement about the author(s). Style and form of citations must be in conformity with the “Blue Book,” as well as the Energy Law Journal Style Manual posted on the Energy Bar Association website. All manuscripts should be sent to Robert S. Fleishman, Editor-in-Chief, Energy Law Journal, by mail to Covington & Burling LLP, 1201 Pennsylvania Ave., N.W., Washington, D.C. 20004-2401 or electronically to rfleishman@cov.com. The opinions expressed in the published materials are those of the writers and are not intended as expressions of the views of the Energy Bar Association. Inquires about advertising in the Journal should be addressed to Glenn S. Benson at (202) 628-6600. The Journal is indexed in the INDEX TO LEGAL PERIODICALS, the CURRENT LAW INDEX, WESTLAW, and LEXIS SERVICES.

By submitting materials for publication in the Energy Law Journal, you agree that any such materials, including articles, notes, comments, book reviews, and committee reports, that are published in the Journal are considered “works made for hire,” and you assign all rights in and to those written works to the Energy Bar Association. The Energy Bar Association hereby grants permission for reproduction and distribution of copies of written works herein for non-commercial use, provided that: (1) copies are distributed at or below cost; (2) the notice of copyright is included on each copy (Copyright © 2008 by the Energy Bar Association); and (3) the Energy Law Journal and the author are clearly identified on each copy. The Journal is printed on recycled paper.

To be cited as: 29 ENERGY L.J. ____ (2008). © Copyright 2008 by the Energy Bar Association ISSN 0270-9163
FOUNDATION OF THE ENERGY LAW JOURNAL

OFFICERS

Elisabeth R. Myers  
President

Laura M. Schepis  
Vice President

Lodie D. White  
Secretary

Andrew B. Young  
Treasurer

BOARD OF DIRECTORS

Donna M. Attanasio (ex officio)  
Cynthia A. Marlette
Glenn S. Benson (ex officio)  
Harvey L. Reiter (ex officio)
Richard P. Bonnifield (ex officio)  
Richard L. Roberts
Christine F. Ericson  
Richard G. Smead
Robert S. Fleishman (ex officio)  
Regina Y. Speed-Bost (ex officio)
Christopher M. Foley  
Michael J. Thompson
Les A. Fyock  
Andrea C. Wolfman
Susan N. Kelly (ex officio)