Texas Supreme Court Acts on Two Significant Oil and Gas Cases

Insights

The Texas Supreme Court denied a petition in one case and granted a petition in the other, both dealing with provisions in oil and gas leases

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EPA Reaches Settlement Over Sprague Oil Tank Emissions

Insights

Sprague Resources LP has agreed to reduce air pollution from heated petroleum storage tanks at its facilities in South Portland, Searsport and five other New England cities, according to a federal lawsuit and proposed consent decree filed.

Potential Extension of the Construction Safe Harbor

Period Is Expected

Insights

Treasury indicates its intention to revise the rules governing the deadline for construction of wind and solar projects to qualify for the production tax credit (PTC) and investment tax credit (ITC).

The Mexican Government Against Wind Energy and Solar Power

Insights

The government’s obsession with fossil fuels is clear, due to inscrutable causes unrelated to reason. However, it has reached implausible extremes.

The Emerging Hydrogen Economy

Insights

Hydrogen is gaining increasing prominence as a key element in the future global energy mix. In a recent report hydrogen is considered to have the potential to generate US$140 billion per year of revenue in the United States alone by 2030.

Proposed BLM Interim Guidance to Provide Relief for Oil & Gas Operators

Insights

Bureau of Land Management (BLM) has drafted two separate Interim Guidance statements to help alleviate some of the industry's and BLM' hardships created by the coronavirus 2019 (COVID-19) pandemic and dramatic collapse of oil prices. The final guidance should be issued by the end of the week.

Inside Clean Energy: New Law Launches Virginia Into Landmark Clean Energy Transition

Insights

One lawmaker compared the passage of the statute, which requires the state to move to 100 percent carbon-free energy, to landing on the moon.

“Agreement in Principle” on OPEC Production Cuts?

Insights

The Organization of the Petroleum Exporting Countries (“OPEC”) and other countries including Russia may have reached a tentative agreement during its virtual meeting today to temporarily cut a significant volume of production; however, at the last-minute, Mexico did not approve the deal.

Surrounding Circumstances Don’t Always Inform Deed Construction

Insights

A discussion about an assignment of an overriding royalty in minerals unambiguously conveyed the override in production under an entire lease.

The Missing Puzzle Piece for Getting to 100% Clean Power

Insights

Across the country, dozens of cities and states have passed laws or resolutions targeting 100 percent carbon-free

electricity – most recently 20 communities in Utah and the state of Virginia.

Agencies, Plaintiffs Target Ethylene Oxide

News

Both the United States Environmental Protection Agency (EPA) and plaintiff's lawyers have been targeting the chemical ethylene oxide in recent months.

"No Obligation" Clause Dooms Oil and Gas Asset Bid

Insight

Chalker and other sellers wanted to sell leases in several Panhandle counties. LeNorman signed a Confidentiality Agreement, which had a provision entitled 'No Obligation'.

IRS Issues Welcomed Guidance

on Carbon Capture Tax Credit

Insight

The IRS has issued much-awaited guidance regarding the Section 45Q credit.

Oil and Gas Executive Rights – Drilling Down on Your Duty

Insight

Over the past decade, the Texas Supreme Court has attempted to define and clarify exactly what duty is owed by an oil and gas executive right holder (the "executive") to the non-participating interest holders who are along for the ride, collecting royalty payments but having little to no ability to control how they are generated.

FERC Defends Use of Tolling Orders Before the DC Circuit En Banc

Insight

The Petitioner's main challenge was FERC's usage of tolling orders as impermissible under the Natural Gas Act and the Due Process Clause of the Fifth Amendment.

U.S. Energy Efficient Requirements and Enforcement

Insights

There are many ways to violate the regulations. In addition to selling products that do not meet the required efficiency standards, there are a list of other activities that constitute violations.

Ninth Circuit Hears Debate Over Oil Drilling in Alaska Reserve

Insight

In 2016, ConocoPhillips Alaska found a new cache of oil in the reserve that would mean an additional 130,000 barrels per day – beyond the daily 500,000 barrels that flowed through TransAlaska Pipeline last year.

Fifth Circuit Rules

“Approximate Physical Presence” is Required for General Personal Jurisdiction

Insight

Can targeted advertising establish general jurisdiction over a foreign corporation?

Making Big Oil Pay For Climate Change May Be Impossible

Insight

As more governments and taxpayers find themselves staring down the barrel at rising climate costs, they are increasingly turning to the courts to hold Big Oil accountable.

2019 Bad Guys in Energy

Insight

Gray Reed partner Charles Sartain takes a look back at some of 2019’s malefactors in the energy business in a post in the firm’s Energy & the Law blog.