



## M. Shane Harvey

Member

### Charleston Office

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**M. Shane Harvey is a Member of the Firm and practices out of the Firm's office in Charleston, West Virginia. He leads the Firm's Environmental Practice Group and Coal Industry Group, and is a member of the Firm's Executive Committee. *The Best Lawyers in America*® named him "Lawyer of the Year" in Charleston, WV for Environmental Law in 2021 and Mining Law in 2020 and 2023.**

Shane frequently litigates complex commercial and environmental matters and counsels clients on a variety of compliance issues. He has significant experience in both law and business, having served as in-house counsel and general counsel for energy companies for more than a decade. He has handled many high-profile crises and counsels clients on crisis management planning and response. Shane understands the need for practical legal advice from the client's perspective - he knows his clients want the right answer, as quickly and as cost-effectively as possible.

## Awards

- Named *The Best Lawyers*® 2023 Charleston, West Virginia Mining Law "Lawyer of the Year"
- Named *The Best Lawyers*® 2021 Charleston, West Virginia Environmental Law "Lawyer of the Year"
- Named *The Best Lawyers*® 2020 Charleston, West Virginia Mining Law "Lawyer of the Year"
- West Virginia *Super Lawyers*® - Energy & Natural Resources Law (2016-2020)
- *The Best Lawyers in America*® - Commercial Litigation, Environmental Law, and Mining Law (2017-2024)

## Notable Legal Experience

### Commercial and Construction:

- Represented multiple construction and engineering clients in bid and contract disputes
- Represented multiple clients in condemnation actions
- Represented multiple banking clients in lender liability actions

### Enforcement and Cleanup:

- Represented publicly traded energy company in enforcement and cleanup efforts following highly publicized spill affecting waterways in multiple states

### Clean Water Act Litigation:

- Represented multiple publicly traded energy companies in CWA enforcement actions

### Environmental Disclosures to SEC:

- Represented publicly traded companies in environmental disclosures made in public filings with the SEC

## Environmental Crisis Management, Planning, and Counseling:

- Counseled publicly traded companies on crisis management planning

## Permitting Appeals:

- Represented multiple clients in permit appeals under numerous environmental statutes

## Work History

- Jackson Kelly PLLC (2011-Present)
- Alpha Natural Resources, Inc. (2011)
- Massey Energy Company (2000-2011)
- Jackson Kelly PLLC (1994-2000)
- Goldman Sachs (1991)

## Practices

- Appellate
- Environmental
- Government Relations
- Renewable Energy

## Industries

- Coal
- Energy
- Oil & Gas
- Cannabis Law
- Utilities
- Mining

## Education

- West Virginia University College of Law (J.D., 1994)
  - *West Virginia Law Review*, General Editor
- Virginia Tech (B.A. in Finance, *summa cum laude*, 1991)
  - Graduated first in Finance class (1991)
  - Virginia Tech Finance Student of the Year (1991)

## Admissions

- West Virginia (1994)
- U.S. Supreme Court (2009)
- U.S. Court of Appeals, Fourth Circuit (2016)
- U.S. District Court, Northern District of West Virginia (1994)
- U.S. District Court, Southern District of West Virginia (1994)
- West Virginia Supreme Court (1994)

## Professional Organizations

- Energy & Mineral Law Foundation, Trustee

## Speaking Engagements & Publications

- Co-presenter with **Michelle Elmore Wooton**, "It's Heating Up: the Opportunities and Challenges of Renewable Development," EMLF 43rd Annual Institute, Omni Amelia Island Resort, 9Fernandina Beach, Florida, June 12-14, 2022)
- EMLF Fall Institute, Speech, "40th Anniversary of SMCRA" (Lexington, Kentucky, Oct. 2017)
- AAPL 61st Annual Meeting, Co-presenter, with Aaron S. Heishman, "Lessons from the Anti Coal Movement: The Next Attack on the Oil and Gas Industry" (Nashville, Tennessee, June 17, 2015)
- WVONGA Spring Seminar: Co-presenter, with Aaron S. Heishman, "What the Oil and Gas Industry Can Expect from the Sierra Club" (Wheeling, West Virginia, May 13, 2015)
- AAPL Appalachian Land Institute: Speech, with Aaron S. Heishman, "Lessons Learned from the Coal Industry: The Next Attack on Oil and Gas" (Washington, Pennsylvania, Oct. 3, 2014)

## Community

- Putnam County Youth Sports, Coach
- Summers County (West Virginia) Student Scholarship, Founder