



Armando F. Benincasa | Member

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LICENSURE PA | VA | WV
EDUCATION J.D. University of Virginia

Armando Benincasa combines state agency experience, real-world business perspective, and deep understanding of complex environmental issues in a practice focused on energy and environmental law, environmental litigation, administrative law, government affairs, and lobbying. He manages cases involving permitting and regulatory requirements for natural resources, including coal, oil, and gas, solid waste, water resources, underground storage tanks, voluntary remediation, and the drafting of rules and statutes related to the environment. He has extensive experience in governmental matters, as well as in representing energy companies before state agencies and the West Virginia Legislature.

REPRESENTATIVE EXPERIENCE

Negotiated orders with multiple Appalachian regulatory agencies on behalf of client regarding status of oil and gas wells

Conducted due diligence for \$10,000,000 acquisition of drilled wells and undeveloped leases in the Appalachian Basin

Represented energy companies with regard to permitting and compliance issues before state and federal regulators and boards, including multi-media Clean Air Act and Clean Water Act enforcement actions

Represented energy companies, including coal and oil and gas clients, in performance of due diligence related to potential past, current, and future environmental liabilities, including review of compliance status, permitting and other regulatory issues related to transactions

Represented production and midstream energy companies with regard to the negotiation and resolution of federal environmental claims pursuant to the Clean Water Act

Represented production and midstream energy companies with regard to the negotiation and resolution of state air quality, water, and waste environmental claims pursuant to various state acts in Appalachia

Represented energy, regulatory, and municipal clients with regard to permitting, enforcement and administrative matters before environmental agencies and boards in Appalachia, including claims regarding well contamination, permit issuance, permit terms and conditions, and permit/asset transfers

WORK EXPERIENCE

2002 Steptoe & Johnson PLLC
1995-2002 In-house Counsel, West Virginia Department of Environmental Protection, Office of Legal Services

RECENT PUBLICATIONS / SPEAKING ENGAGEMENTS

EPA Finalizes New Rule and Rolls Back Existing Rules Regarding Methane Emissions in the Oil and Gas Industry

EPA Proposes Changes to The Section 401 Water Quality Certification Process

New Montana District Court Ruling Could Impact Energy Development Throughout the U.S.

New Nationwide Permit 12 Released by United States Army Corps of Engineers

New Rule Re-Defining Waters of the United States Released

Rocky Mountain Oil & Gas Webcast - Waters of the U.S. and Missouri Riverbed Disputes

Sixth Circuit Vacates Nationwide WOTUS Rule Injunction

Supreme Court Rules That Certain, But Not All, Discharges to Groundwater May Require Permitting Under the Clean Water Act

Supreme Court Rules WOTUS Challenges Properly Before Federal District Courts

"EPA Releases Draft Oil & Gas Wastewater Management Study," Oil & Gas E-Report, Institute for Energy Law, Issue 3, September 2019

"The Marcellus Shale: Challenges for Tomorrow," Law360, April, 2009

"Marcellus Shale and Water Resources: Use, Regulation and Unintended Consequences," 2008, 3rd Mineral Law Conference (EMLF)

MEMBERSHIPS AND AWARDS

PROFESSIONAL

The Best Lawyers in America®

Best Lawyers® 2016 Charleston, WV, Water Law, Lawyer of the Year

Energy & Mineral Law Foundation

Rocky Mountain Mineral Law Foundation

Best Lawyers® 2013 Charleston, West Virginia Lawyer of the Year

The State Journal, West Virginia's Top Lawyers 2008

Graduated magna cum laude, Washington & Lee University

Phi Beta Kappa

INDUSTRY/CIVIC

Water Environment Association

Board of Directors, Air & Waste Management Association

Past Chair, Environment Committee, West Virginia Chamber of Commerce

Independent Petroleum Association of America

West Virginia Oil & Natural Gas Association

Marcellus Shale Coalition