

RÉSUMÉ OF JONATHAN E. ELLIS

President

**Willis, Graves & Associates, Inc.
8140 North Mopac Expressway
Building 2, Suite 250
Austin, Texas 78759
(512) 346-8240**



Mr. Ellis is a recognized industry expert on commercial terms in contracts for the purchase and sale of natural gas, oil, and natural gas liquids and on the valuation of minerals, products and services for the oil and natural gas industry. His consulting engagements deal with market value, the negotiation of sales contracts for oil, natural gas and refined products at various transfer points, and with contractual and regulatory compliance issues for producer and utility clients. Mr. Ellis' extensive experience in the completion of specialized research projects for the analysis of value related issues in the energy sector is widely utilized. His commercial clients include producers, pipelines, mineral owners, utilities and end users. Mr. Ellis is an invited lecturer at numerous industry seminars and continuing education conferences.

1988-2009

Mr. Ellis joined Willis, Graves & Associates, Inc. as a Senior Consultant in 1988. He became President of the firm in 1999. Since joining the firm, Mr. Ellis has been continuously engaged as an industry consultant on the marketing, pricing and valuation of oil, natural gas and natural gas liquids and on the valuation of related utility services. Willis, Graves & Associates, Inc. was established in 1977.

1987-1988

Prior to his employment with Willis, Graves & Associates, Inc., Mr. Ellis served as the director of natural gas consulting for the Enerpro division of Planmetrics Inc. of Chicago Illinois. As a director of consulting services, Mr. Ellis was responsible for the oil and gas practice of the firm. Mr. Ellis was active in consulting engagements involving royalty owners, producers, pipelines and local distribution companies. Mr. Ellis' assignments at Planmetrics involved conducting research on the terms and provisions of supply contracts, working on industry restructuring for utility clients, and directing revenue audits for upstream producer clients.

1982-1987

Prior to the acquisition of Enerpro by Planmetrics in August 1987, Mr. Ellis was a principal and Vice President of Enerpro Inc. From the formation of the firm in 1982 until its acquisition, Mr. Ellis was responsible for developing and performing consulting services for royalty owners, producers and purchasers of natural gas and oil. In that time Mr. Ellis worked with numerous oil and gas companies to solve marketing, contract administration and revenue accounting problems.

1980-1982

Prior to joining in the formation of Enerpro, Mr. Ellis was employed as an associate by the Resource Analysis and Management Group of Oklahoma City. As an associate of the RAM Group, Mr. Ellis was responsible for auditing payments received by producers under purchase contracts with pipelines, conducting determinations of contract price under favored nations price provisions and assisting clients in compliance with NGPA regulations and FERC Orders relating to gas pricing.

1979-1980

Mr. Ellis was engaged by the United States Department of State, Agency for International Development, Mission to Honduras to conduct field research and prepare a strategic analysis relating to the energy needs of the rural population and its relationship to forest resource utilization. The report developed an econometric model for evaluating resource utilization and a complete treatment of the literature on forest management problems in developing nations and was published as a Masters Thesis.

Education and Professional Affiliations

Mr. Ellis earned a BA from the University of Texas at Austin in 1978 with a major in government and economics and a strong concentration in statistical analysis. Mr. Ellis earned his MPA from the Lyndon B. Johnson School of Public Affairs, also at the University of Texas, where he concentrated on economics and applied research methods. Mr. Ellis is a member of the Independent Producers Association of America (IPAA) and of the Texas Independent Producers and Royalty Owners Association (TIPRO). Mr. Ellis has been a member of the TIPRO Task Force on Revenue Auditing Issues.

Mr. Ellis' knowledge of custom and practice in the industry and his regulatory experience has led to his engagement as a consulting expert in the following matters during the past eight years.

- Amarillo National Bank v. Pioneer Natural Resources, USA - litigation involving revenue accounting and the market value of natural gas at the lease.
- BB&T, et al. v. Cabot Oil and Gas Corp., et al. - litigation involving revenue accounting and the market value of natural gas at the lease. (Deposition)
- City of Ft. Worth v. TXU Energy Services - mediation involving the purchase of landfill gas for a non conventional energy project.
- Coates, et al. v. Coastal - litigation involving royalty accounting and the market value of natural gas as defined in a mineral lease.
- Crawford County Oil v. Plains Marketing - litigation involving crude oil pricing and terms under a crude oil sales contract. (Deposition)
- Davidson Ranch, et al. v. UPRC, et al. - litigation involving royalty payments and market value under the terms of the mineral lease. (Deposition)
- Deas, et al. v. Exxon, et al. - class certification litigation involving royalty payments and market value under the terms of the mineral lease. (Deposition)
- 89 Ranch Partners. v. Oryx - litigation involving royalty value of oil.
- Exxon v. United States - multiple litigations involving the determination of market prices for Federal income tax depletion allowance calculations. (Deposition and Trial)
- Frost National Bank v. Oryx, et al. - litigation involving crude oil and condensate values.

- Garza Energy Trust v. Coastal Oil & Gas, et al. - litigation involving gas and oil values under the terms of the mineral lease. (Deposition and Trial)
- Haley, et al. v. Exxon - litigation involving gas prices and reasonably prudent marketing. (Deposition and Trial)
- Heritage Resources, Inc. v. Gibson, Dunn & Crutcher, LLP. - litigation involving damage calculations related to natural gas production and sales values. (Deposition)
- HRF Exploration v. CESI, et al. - litigation involving market prices and performance under a marketing agreement for natural gas production.
- Jarvis Christian College, et al. v. ExxonMobil Corp. - litigation involving natural gas, natural gas liquids and oil the market value at the lease.
- Johnson, et al. v. Shell - litigation involving oil prices, oil contracts and the market value of oil at the lease.
- Johnson, et al. v. Anadarko Petroleum Corp. et al. - litigation involving proceeds received and reasonable prudent operator standards for marketing natural gas.
- Kinder Morgan. v. City of El Paso - litigation involving the application of franchise taxes to the special marketing affiliate of an intrastate pipeline.
- Lakota Resources v. Pathex Petroleum - litigation involving natural gas marketing and values under the terms of a joint operating agreement. (Deposition and Trial)
- Lopez v. Mobil Producing Texas & New Mexico, et al. - litigation involving the marketing of natural gas under the mineral lease. (Deposition)
- McCall, et al v. Exxon - litigation involving gas prices and reasonably prudent marketing.
- McClymond, Ltd. v. Cantera, et al. - litigation involving natural gas and natural gas liquids values under the terms of a gas processing agreement.
- Moye, et al. v. Exxon - class certification litigation involving royalty payments for natural gas, liquids and other minerals under the terms of the mineral lease. (Deposition and Trial)
- Pine Mountain Oil and Gas, Inc. v. Equitable Production Company - litigation involving gas gathering rates in an Appalachian production area.
- Ruiz, et al. v. ExxonMobil Corp. - litigation involving royalty payments for natural gas under market value and reasonable prudent operator valuations under the terms of a State of Texas mineral lease.
- Russell v. Panhandle Producing, et al. - litigation involving the interpretation of economic provisions in a first sale contract.
- Stack v. Transco, et al. - litigation involving the resolution of gas balances between working interest owners under a joint operating agreement.

- Texas Osage Royalty Pool, Inc. v. Anadarko Petroleum Corporation, et al. - litigation involving the market value of oil and the treatment of natural gas under the mineral lease. (Deposition)
- Turner. v. Esperanza - litigation involving the value of oil under a joint operating agreement. (Deposition)
- Walsh and Watts, Inc. v. Atlantic Ricfield Company - litigation involving the market value of crude oil under a sales agreement. (Deposition)
- Williams v. Texas Gas Transmission - litigation involving the value of a mineral interest in a natural gas storage operation.
- Wright v. Chevron, USA et al. - litigation involving natural gas processing and the value of payments to the MMS under applicable lease and regulatory provisions.

Publications and Seminar Presentations

- Forest Resource Management in Developing Nations; The University of Texas, 1980.
- Toward a Solar America: An Institutional Assessment of On-site Solar Technologies; The University of Texas, 1980.
- Implementation of FERC Order 399; seminar presentation at various conferences sponsored by the Texas Independent Producers and Royalty Owners Association, 1984.
- Natural Gas Producer Prices; monthly periodical reporting natural gas prices and contract activity, Federal Programs Advisory Service, 1984-1987.
- Natural Gas Marketwire; daily wire service reporting natural gas spot market prices and contract activity, Belvoir Publications, 1987-1988.
- Competition in the Natural Gas Industry: The Producers View; seminar paper presented at the 15th Annual National Utilities Conference, 1987.
- Systems Design and Operation; seminar presentation for the "Natural Gas Accounting in an Open Access and Spot Market Environment" conferences sponsored by Executive Enterprises, 1988.
- Revenue Analysis for Decision Support: Projections and Sensitivity Analysis; seminar presentation for the "Natural Gas Audit Briefing" conferences sponsored by Executive Enterprises, 1988.
- Severance Tax Marketing Cost Deductions and Refunds; Texas Independent Producers and Royalty Owners Association Monograph Series, 1989.
- Market Value Research Techniques; seminar presentation for the "Natural Gas Royalty and Working Interest Owners Conference" sponsored by Executive Enterprises, 1989.
- Information Systems to Track Gas Imbalances; seminar presentation for the "Natural Gas Imbalances Conference" sponsored by Executive Enterprises. 1990.

- Gas Balancing Agreements: Addressing Gas Balancing Issues Beyond the Model Operating Agreement; seminar presentation for the "Natural Gas Contracting in the 1990s Conference" sponsored by Executive Enterprises, 1990.
- Valuing Stored Gas for Royalty and Severance Tax Purposes; seminar presentation for the "Natural Gas Storage Conference" sponsored by Executive Enterprises, 1991.
- Natural Gas Accounting Handbook; D. Larry Crumbley, CPA & Virginia A. Nichols, CPA, Editors, Executive Enterprises, Inc. 1991.
- Market Value Research Techniques; seminar presentation for the "Natural Gas Royalty and Working Interest Owners Conference" sponsored by Executive Enterprises, 1991.
- Market Value and the Mineral Lease; seminar presentation for the National Association of Royalty Owners Texas Statewide Convention, 1992.
- Gurus, Wizards and Gadgets in the Gas Patch: Evaluating Gas Balancing Systems; seminar presentation for the "Natural Gas Imbalances Conference" sponsored by Executive Enterprises, 1993.
- Evaluating Gas Balance Management Systems in the Restructured Natural Gas Industry; seminar presentation for the "Natural Gas Imbalances Conference" sponsored by Executive Enterprises, 1995.
- Contracting in Natural Gas - Commodity Price Provisions for the Third Spot Decade; seminar presentation for Gas Mart '96 " sponsored by Natural Gas Intelligence Press, 1996.
- Royalty Valuation: 20th Century Paradigms and 21st Century Markets; seminar presentation for the 46th annual meeting of the American Association of Professional Landmen, 2000.
- Using the Web to Determine the Reasonableness of Payments to Royalty Owners and Non-Operators; seminar presentation for the "6th Annual National Oil and Gas Royalty Conference" sponsored by Professional Development Institute, University of North Texas, 2002.
- Navigating the Web for Royalty Information; seminar presentation for the "8th Annual National Oil and Gas Royalty Conference" sponsored by Professional Development Institute, University of North Texas, 2005.
- Navigating the Web for Royalty Information; seminar presentation for the "9th Annual National Oil and Gas Royalty Conference" sponsored by Professional Development Institute, University of North Texas, 2006.
- Midstream Marketing Resources: Using Public Records and the Internet as Tools in Midstream Marketing; presentation for the 61st Annual Convention of the Texas Independent Producers and Royalty Owners Association, 2007.
- The Wealth of Public Information Available Regarding Oil and Gas Royalties; presentation for the "10th Annual National Oil and Gas Royalty Conference" sponsored by Professional Development Institute. University of North Texas. 2008.

Other Associations

Mr. Ellis serves the Boards of Section 501(c)(3) non-profit organizations providing financial and program support for youth sports in Austin neighborhoods. Mr. Ellis is an active Austin Independent School District Partner in Education. Mr. Ellis is a licensed soccer coach and holds certificates from the United States Soccer Federation and the National Soccer Coaches Association of America.

NOT FOR REPRODUCTION