

JOSEPH A. SCHREMMER

University of New Mexico School of Law
1117 Stanford NE MSC11 6070, 1 University of New Mexico
Albuquerque, New Mexico 87131-0001
(505) 277-2146 schremmer@law.unm.edu

ACADEMIC APPOINTMENTS

University of New Mexico School of Law Albuquerque, NM

Leon Karelitz Oil & Gas Law Professor 2019-present

Assistant Professor 2019-present

Research Interests: property, commercial, and environmental aspects of oil and gas development; subsurface property rights with special reference to intra-reservoir disputes arising from resource exploitation and carbon capture and storage (CCS)

Courses: oil and gas law, advanced oil and gas law, secured transactions, contracts, property, business associations

Honors & Awards: Judge Leon Karlitz Oil and Gas Law Professorship, 2019–
Nominated, UNM New Teacher of the Year, 2020, 2021

University of Kansas School of Law Lawrence, KS

Lecturer 2018-2019

Courses: oil and gas law

Washburn University School of Law Topeka, KS

Adjunct Professor 2018-19

Courses: environmental regulation of oil and gas, mineral title examination

Honors & Awards: Adjunct Professor of the Year, 2019

LEGAL EXPERIENCE

Depew Gillen Rathbun & McInteer, LC Wichita, KS

Member 2017-2019

Associate 2015-2017

Practice Areas: transactions and administrative and civil litigation in oil and gas, real estate, commercial and business, environmental, and health law

Gressel Oil Field Service, LLC/Balius Energy, Inc. Wichita, KS

Vice President and General Counsel 2014-2015

Practice Areas: general counsel for small integrated oil and gas exploration, production, and service company

Withers, Gough, Pike, Pfaff & Peterson, LLC

Wichita, KS

Associate

2013-2014

Practice Areas: transactions and administrative and civil litigation in oil and gas, real estate, commercial and business, environmental, and employment law

PROFESSIONAL LICENSES

Kansas State Courts, September 2013–present

Federal District Court, District of Kansas, September 2013–present

EDUCATION

University of Kansas School of Law

Juris Doctor, 2013

Order of the Coif

Editor-in-Chief, *University of Kansas Law Review*, 2012–13

Samuel Mellinger Award, 2013

Awarded by the faculty to the top overall graduate in the combined areas of scholarship, leadership, and service

Academic Affairs Committee, 2012–13

Shook Hardy & Bacon Scholar, 2013

University of Kansas

Masters of Business Administration, 2013

Bachelor of Science, Journalism, 2009

Bachelor of Arts, Political Science, 2009

SCHOLARLY PUBLICATIONS

Books and Treatises

The Law of Oil and Gas: Cases and Materials (11th ed. Foundation Press) (forthcoming 2021) (with Patrick H. Martin, Bruce M. Kramer, Keith B. Hall, and Tara K. Righetti)

Regulation of Refining and Marketing (the "Downstream" Sector), in Law of Environmental Protection (Thompson Reuters, forthcoming 2021–22 ed.)

Law Journal Pieces

Waste and the Governance of Private and Public Property, 93 U. Colo. L. Rev. ____ (forthcoming 2022) (with Tara K. Righetti)

Join with Me Won't You: Civic Engagement, COVID-19, and the Millennial Generation of Law Professors, in *Get in Good Trouble: A Collection of Essays by Millennial Law Scholars*, __ J. Legal Educ. __ (forthcoming 2021)

Pore Space Property, 2021 Utah L. Rev. 1 (2021)

Crystal Gazing: Foretelling the Coming Decade in Oil & Gas Law, 66 Rocky Mtn. Min. L. Inst. 5-1 (2020)

Getting Past Possession: Subsurface Property Disputes as Nuisances, 95 Wash. L. Rev. 315 (2020)

This article was one of eight finalists considered for republication in Thompson Reuters' 2021 Land Use & Environmental Law Review

Imputing Regulatory Failures in Oil and Gas Licensing: A Discussion and Proposal, 57 Washburn L.J. 265 (2018) (with Charles C. Steincamp)

Private Enforcement of the Kansas Wage Payment Act, 62 U. Kan. L. Rev. 1227 (2014) (with Sean M. McGivern)

Avoidable Fraccident: An Argument Against Strict Liability for Hydraulic Fracturing, 60 U. Kan. L. Rev. 1215 (June 2012)

This article was selected for republication by the Rocky Mountain Mineral Law Foundation in 50 Rocky Mtn. Min. L. Found. J. 141 (2013)

Bar and Trade Journal Pieces

Rediscovering the Doctrine of Waste and Common Law Environmental Governance, ABA Natural Resources & Environment, forthcoming 2021 (with Tara K. Righetti)

When Engineering Solutions Cause Legal Problems: The Developing Field of Reservoir Rights and Liabilities, SIPES Quarterly, Aug. 2021, at 15

Is it Time to Revisit Qualified Immunity?, J. Kan. Trial Law. Ass'n, Nov. 2020, at 29 (with Sean M. McGivern)

A New Associate's Field Guide to Partner Compensation, J. Kan. B. Assoc., Oct. 2019, at 18

Oil and Gas Secured Transactions in Kansas, J. Kan. B. Assoc., Nov./Dec. 2017, at 23

The Fair Labor Standards Act: A Tool for Those Who Represent Employees, Claimants, and Plaintiffs, J. Kan. Assoc. Justice, Jan. 2014, at 18 (with Sean M. McGivern)

Essays, Book Reviews, and Online Journal Pieces

Regulating Natural Gas Venting and Flaring as Waste: A Review of the New Mexico Approach, Oil, Gas, and Energy Intelligence (forthcoming 2021)

Book Review: Decarbonisation and the Energy Industry: Law, Policy and Regulation in Low-Carbon Energy Markets, Oil, Gas, and Energy Intelligence (forthcoming 2021)

Laches Held to Be a Cognizable Offensive (As Opposed to Defensive) Claim to Establish Title to Mineral Interests in New Mexico, Oil & Gas E-Report 12 (April 2020), available at

<https://www.cailaw.org/media/files/IEL/Publications/ereport/2020/issue-9-march.pdf>

First Assignee of Oil and Gas Lease Loses Title to a Subsequent Assignee Under New Mexico's Recording Statute Because of a Defective Notary's Acknowledgment, Oil & Gas E-Report 14 (April 2020), available at

<https://www.cailaw.org/media/files/IEL/Publications/ereport/2020/issue-9-march.pdf>

The Curious Policy Implications of In re SemCrude: Do Crude Oil Markets Need a Volcker Rule?, Washburn L.J. Online (Sept. 4, 2018), available at <http://washburnlaw.edu/publications/wlj/blog/2018/09/inresemcrude.html>

Book Chapters

Oil, Gas & Mineral Law, in 2020 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2020) (with Casey L. Jones & Charles A. Steincamp)

Oil, Gas & Mineral Law, in 2019 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2019) (with Casey L. Jones & Charles A. Steincamp)

Oil, Gas & Mineral Law, in 2019 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2019) (with Casey L. Jones & Charles A. Steincamp)

Oil & Gas (Kansas), ENVIRONMENT, ENERGY & RESOURCES LAW: THE YEAR IN REVIEW 2018 (Am. B. Assoc. 2018) (with Charles C. Steincamp)

Oil, Gas & Mineral Law, in 2018 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2018) (with Casey L. Jones & Charles A. Steincamp)

Oil & Gas (Kansas), ENVIRONMENT, ENERGY & RESOURCES LAW: THE YEAR IN REVIEW 2017 (Am. B. Assoc. 2017) (with Charles C. Steincamp)

Oil, Gas & Mineral Law, in 2017 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2017) (with Casey L. Jones & Charles A. Steincamp)

Oil, Gas & Mineral Law, in 2016 KANSAS ANNUAL SURVEY OF LAW (Kan. B. Assoc. 2016) (with Hon. John W. Broomes, Casey L. Jones & Charles A. Steincamp)

Amicus Briefs

Brief for the National Stripper Well Association as Amicus Curiae, *L. Ruth Fawcett Tr. v. Oil Producers, Inc. of Kansas* (2021) (KAN. SUP. CT. NO. 120,611)

Brief for the Kansas Independent Oil & Gas Association as Amicus Curiae, *Jason Oil Co., LLC v. Little* (2018) (KAN. SUP. CT. NO. 118,387)

Technical Papers

Yevhen "Eugene" Holubnyak, Martin Dubois, Tandis Bidgoli, Dana Wreath, Lynn Watney, Susan Stover, David Newell, Fatameh "Mina" Fazelalavi, Andrew Hollenbach, Jeffrey Jennings, Christopher Steincamp, Joseph Schremmer, Brendan Jordan, Brad Crabtree, Jennifer Christenson, Dane McFarlane, John Doveton, Krish Krishnamurthy, Makini Byron, and Kevin Watts, *Integrated CCS for Kansas (ICKan) Final Technical Report* (Dec. 31, 2018), <https://doi.org/10.2172/1491482>

SELECTED CLES, PRESENTATIONS, PANELS & SYMPOSIA

Virtual Proceedings: Zoom Into the Future, H. Vearle Payne American Inn of Court (Albuquerque, New Mexico), March 9, 2021 (panel)

The COVID-19 Oil Crash and Its Legal Implications, New Mexico State Bar Association, Natural Resources, Environmental, and Energy Law Section, Dec. 18, 2020

Change Is in the Air: The Election, the Supreme Court, and their Implications for the Election, University of New Mexico School of Law, Nov. 17, 2020

Ethics on Demand—Informal Discovery, Wichita Bar Association, July 27, 2020

Ethics of Informal Discovery, 2020 Wichita Bar Association Civil Practice CLE, July 7, 2020

Crystal Gazing: Foretelling the Coming Decade in Oil & Gas Law, 66th Annual Rocky Mountain Mineral Law Institute, Salt Lake City, Utah, July 23, 2020

Annual Case Law Update—Kansas Oil & Gas Edition, Wichita Association of Petroleum Landmen, April 2020

Oil and Gas and You in New Mexico, Luncheon Presenter, District 1 Bar Association Meeting, Santa Fe, New Mexico, Jan. 13, 2020

Oil & Gas Case Law Update—New Mexico and Beyond, Oil and Gas Law CLE, New Mexico State Bar Association, Dec. 4, 2019

What Privacy? Technology in Action in Criminal and Civil Trials, H. Vearle Payne American Inn of Court (Albuquerque, New Mexico), Nov. 12, 2019 (panel)

Thou Shall Not Steal & Other Ethics Rules for Probate & Estate Planning Lawyers, Probate Issues for Non-Probate Lawyers, Wichita Bar Association & Wesley E. Brown Inn of Court, June 14, 2019

What's Bubbling Up in Oil, Gas & Mineral Law?, Recent Developments in the Law, University of Kansas School of Law, May 23, 2019

Annual Update: Business & Real Estate Law Ethics, 2019 Wichita Bar Association Business Law CLE, May 10, 2019

Annual Case Law Update—Kansas Oil & Gas Edition, Wichita Association of Petroleum Landmen, May 3, 2019

Oil, Gas & Mineral Law, 2019 Kansas Bar Association Annual Survey of Law, April 23, 2019

Adversarial Ethics, 2019 Wichita Bar Association Civil Practice CLE, April 19, 2019

Relationship Status—It's Complicated: Better Understanding the Lawyer-Client Relationship, 2018 Wichita Bar Association Fall Ethics CLE, Nov. 16, 2018

Ethics for New Lawyer, 2018 Wichita Bar Association Practical Skills for New Attorneys, Oct. 24, 2018

Keeping it Real Estate: An Ethics Update, 2018 Wichita Bar Association Real Estate Law CLE, May 11, 2018

Oil, Gas & Mineral Law, 2018 Kansas Bar Association Annual Survey of Law, April 23, 2018

The Legal Ethics of Mineral Title Examination, 2018 Spring Kansas Bar Association Oil, Gas & Mineral Law CLE, Mar. 2, 2018

Estates and Future Interests 101, Wichita Association of Petroleum Landmen, Jan. 8, 2018

Business Law Ethics Refresher, Kansas Association of Legal Assistants and Paralegals, Dec. 5, 2017

Royalty Mispayments from Multiple Perspectives, 2017 Kansas Bar Association Oil, Gas & Mineral Law CLE, Oct. 6, 2017

The Law of Oil and Gas Mortgages, Security Interests, and Statutory Liens, 2017 Eastern Kansas Oil & Gas Law Conference, Aug. 4, 2017

Recent Topics in Business Law Ethics, 2017 Wichita Bar Association Business Law CLE, May 12, 2017

Oil, Gas & Mineral Law, 2017 Kansas Bar Association Annual Survey of Law, April 24, 2017

Should I Be Scared? Secured Transactions in Mineral Title Examination, 2017 Spring Kansas Bar Association Oil, Gas & Mineral Law CLE, Mar. 3, 2017

Guest Lecturer, Mineral Title Examination Course, Washburn University School of Law, Jan. 2017

Recent Cases in the Ethics of Conflicts of Interest, 2016 Wichita Bar Association Fall Ethics CLE, Nov. 2016

Guest Lecturer, Environmental Regulation of the Oil & Gas Industry Course, Washburn University School of Law, Aug. 2016.

Environmental Law Primer for the Business Lawyer, 2016 Wichita Bar Association Business Law CLE, May 13, 2016

Current Status Update of Federal Environmental Laws, 2016 Spring Kansas Bar Association Oil, Gas & Mineral CLE, Mar. 4, 2016

Lease Drafting, Structuring, & Negotiating, 2015 Landlord-Tenant Law CLE, Sept. 2015

Employment Law for the Business Lawyer, 2015 Wichita Bar Association Business Law CLE, May 2015

Lesser Prairie-Chicken Conservation Plan, Mid-America Association of Division Order Analysts Meeting, July 2014

OTHER ACADEMIC RESEARCH EXPERIENCE

San Juan CarbonSAFE III 2020–present

CarbonSAFE/Integrated CCS for Kansas (ICKan) 2016–present

SELECTED HONORS & RECOGNITIONS

Judge Leon Karelitz Oil and Gas Law Professorship, UNM School of Law, 2019–
Nominated, UNM New Teacher of the Year, 2020, 2021
Adjunct Professor of the Year, Washburn University School of Law, 2019
Super Lawyers Rising Star—Missouri and Kansas, 2018, 2019
President’s Award, Wichita Bar Association, 2019
Outstanding Service Award, Kansas Independent Oil & Gas Association, 2019
40 Under 40, Wichita Business Journal, Class of 2018
Wichita Influencer, Wichita Business Journal, 2018
Emerging Leader, Wichita Business Journal, 2017
Samuel Mellinger Award, University of Kansas School of Law, 2013
Order of the Coif, 2013
Shook Hardy & Bacon Scholar, 2013
Eagle Scout, Boy Scouts of America, 2001

COMMITTEES, MEMBERSHIP & AFFILIATIONS

New Mexico Supreme Court Ad Hoc Committee for the Recruitment and Retention of
Lawyers for Rural New Mexico, 2020–21
American Bar Association
 Section of Environment, Energy, and Resources, Member
Kansas Bar Association
 Oil, Gas & Mineral Section, Member
 President, 2018–19
 Executive Committee, 2015–19
Wichita Bar Association
 Wichita Bar Association Nominating Committee, 2018–19
 Chair, Real Estate & Business Law Committee, 2016–19
 Complaint Investigator, Ethics & Disciplinary Committee, 2017–19
 Young Lawyers Society
 Treasurer, 2018– 19
 Social Outreach Chair, 2013–14
Rocky Mountain Mineral Law Foundation, Member
H. Vearle Payne American Inn of Court (Albuquerque, NM), Member
Kansas Independent Oil & Gas Association
 Board of Directors, 2015–
 Chair, Legislative Committee, 2016–19
 Environmental Law Committee, 2015–19
Mid-America All-Indian Center
 Treasurer, 2017–19
 Board of Trustees, 2016–19
Kansas Legal Services—Pro Bono Volunteer
Kansas Audio-Reader Network, Volunteer
Ronald McDonald House—Red Shoe Society
Knights of Columbus, 4th Degree Member
 Deputy Grand Knight, Immaculate Conception, Albuquerque 2020–present
University of Kansas Alumni Association, Life Member