

KEEPING AN OPEN DIALOGUE PROVES CHALLENGING

In mid-January, DEPA CEO Jerry Simmons and Liberty Energy CEO Chris Wright met in Washington DC for a series of scheduled congressional office meetings. The day they arrived Chris launched his new video "Let's Be Honest" on LinkedIn. In the first minute and 13 seconds, it was removed from the professional media platform by their policy team. It was flagged and then removed for violating LinkedIn's community policies under the heading "False and Misleading Content". In LinkedIn's posted policy they state "We also remove or label content that contains disputed claims relating to sensitive political or socially divisive topics."

Below is a transcript of the first minute and 48 seconds of the video "Let's Be Honest" followed by Chris' response to the Wall Street Journal article on page 2.

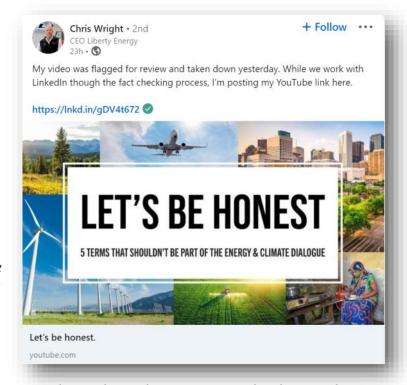
There is no climate crisis, and we're not in the midst of an energy transition either. Humans and all complex life on earth is simply impossible without carbon dioxide hence the term carbon pollution is outrageous.

Carbon dioxide does indeed absorb infrared radiation contributing to warming, but calling carbon dioxide pollution is like calling out water and oxygen, the other two irreplaceable molecules for life on Earth. There is no such thing as "clean energy" or "dirty energy". All energy sources have impacts on the world, both positive and negative.

Energy enables all human activity and is simply too important to cheapen the dialogue by using these five deceptive alarmist marketing terms. We can do better than that. Creditable honest dialogue is sadly lacking in today's discourse. These five terms:

- Climate Crisis
- Energy Transition
- Carbon Pollution
- Clean Energy
- Dirty Energy

Are not only deceptive they are, in fact, destructive deceptions. Destructive because they drive Centrist politicians and Regulators to oppose life-critical infrastructure like building



pipelines and natural gas export terminals. They cause huge anxiety in kids squelching the optimism that is so critical to life success and they deflect attention away from critical solvable problems that currently lead to 10 million premature deaths each year. Language matters. Let me cover each one of these destructive deceptions briefly.

CLICK HERE TO WATCH THE FULL 12 MINUTE VIDEO ON YOUTUBE.

LIBERTY CEO, CHRIS WRIGHT RESPONDS TO WSJ ARTICLE

This weekend the WSJ wrote an article on some of my efforts to communicate to the public about energy and climate change, and LinkedIn's censorship, then reversal of that censorship decision. I am pleased that the WSJ wrote a piece about my education efforts as it draws attention to these critical issues.

Unfortunately, they titled the article "Energy CEO Fights Climate Science..." Quite the opposite, my goal is to make bigpicture learnings from climate science more accessible to the public and put them in context with the appropriate tradeoffs regarding energy affordability, reliability, and security.

Presumably, the "fights climate science" comes from the fact that an IPCC author said I should be censored for stating false conclusions. Except my comments stating that hurricanes, tornadoes, droughts, or floods were not increasing in frequency or magnitude was correct. The data backing that up is referenced in the Bettering Human Lives report released in August last year. In the WSJ article, the authority quoted to rebut me only spoke about one, ONE of the claims I made: drought. The IPCC does say that soil moisture deficits are increasing, a factor impacted by human activities like farming. The IPCC does NOT say that meteorological or hydrological droughts are increasing. I have no desire to censor the quoted IPCC author, but he has his facts wrong in this case.

Professor Roger Pielke Jr., perhaps the world's foremost scholar on extreme weather trends, has written extensively on this topic. Here is one of his pieces on the IPCC's work on extreme weather:

https://rogerpielkejr.substack.com/p/how-to-understand-the-new-ipcc -report-1e3

Here is another on the 2022 year in review: https://rogerpielkejr.substack.com/p/dont-believe-the-hype

Below are several links covering many more issues: What the Media Won't Tell You About . . .

Hurricanes, U.S. Heat Waves Drought in Western and Central Europe, Floods

Engage with Pielke Jr.'s writings if you want to garner a deeper understanding of extreme weather data and the gross mishandling of this issue, unfortunately, illustrated in this WSJ piece.

Disappointing that the journal would find someone unable to get it right on droughts — one tiny topic in my broad 12minute video — to justify a headline that I "fight(s) climate science."

My goal is to short-circuit the media, activists, and politicians who thrive on frightening, alarmist climate pronouncements that are often at odds with the facts. In Liberty's Bettering Human Lives report, I wrote a 12-page long section on climate change and climate economics along with an extensive list of references for the dialogue. Far from "fighting it," I want to spread a basic understanding of climate change so that we can engage in a more sober conversation around the unavoidable tradeoffs that must be made on climate goals, our energy system, and poverty abatement.

I thank the journal for writing this piece and stirring dialogue on these critical topics.



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DEPA believes in seeking common ground, through common sense solutions, to the challenges facing our industry. Our bipartisan approach provides a uniquely powerful voice for our members at the state and national level.

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BILL STEVENS

DEPA REGULATORY COMMITTEE MEETINGS 2023

- March 16
- . June 15
- SEPTEMBER 21
- December 21

COMMITTEE MEETINGS
ARE HELD VIA ZOOM
AT 2:00 PM
CENTRAL TIME.

THE IPHONE CLEAN ENERGY CHARGING SETTING

THE MOST POLITICAL FEATURE ON YOUR IPHONE

Apple's iOS 16.1 update released last October included a new feature called "Clean Energy Charging". It appears this feature was recently activated by default. When Clean Energy Charging is enabled most user experience significantly slower charge times.

This setting, according to Apple is an opportunity for users to reduce their carbon footprint by "selectively charging when lower carbon-emission electricity is available." Essentially, data is gathered in the Optimized Battery Charging feature to predict when you typically charge your phone and only allows normal charging when there is an abundance of renewable energy on the grid.

With 80% of energy consumption in the US coming from hydrocarbons, paired with the intermittent nature of wind and

solar, it is generous to say there is regularly "an abundance" of renewable energy on the grid. So, essentially the phone will only charge at a very slow trickle.

If you have been wondering why when you are plugged in your phone never gets to 100%, this setting is most likely turned on. You don't need a new phone. You just need to turn this setting off.

Be ready for an opportunity to rethink your slow charge with the auto message "Clean energy charging helps reduce carbon footprint" when you switch this setting off.

This feature is only available in the US right now.

To turn off the feature, go to Settings > Battery > Battery Health & Charging and turn off Clean Energy Charging.



DC FLY-IN AND BOARD MEETING 2023

May 10 - 11 Hay Adams Hotel

REGISTER TO ATTEND ONLINE WWW.DEPAUSA.ORG/DC-FLY-IN/

WATCH FOR ADDITIONAL AGENDA INFORMATION IN YOUR EMAIL INBOX.

TENTATIVE EVENT AGENDA

WEDNESDAY, MAY 10

- Noon Board Lunch
- 12:30 PM BOARD MEETING
- 5:30 PM WELCOME RECEPTION
- 7:30 PM DINNER

THURSDAY, MAY 11

- 7:30 AM GROUP BREAKFAST
- 10:00 am Shuttle to the Hill
- 10:30 am Private room visitors to speak to the group
- 12:00 PM LUNCH
- 1:00 PM OFFICE VISITS
- 3:30 PM RETURN TO THE HOTEL
- 5:00 PM RECEPTION

OTHER DETAILS

The Hay Adams Hotel 800 16th Street NW 800-4245054 or 202-638-6600

Room Block Rate expires April 12, 2023

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In order to keep our event free to attend we need sponsors to help off set the event costs. Please consider assisting.

Sponsorship levels are on our registration page, or contact the DEPA office.

WWW.DEPAUSA.ORG/DC-FLY-IN/

METHANE COALITION COMMENTS SUBMITTED ON PROPOSED EMISSIONS GUIDELINES

202.361.8215 jelliott@spilmanlaw.com

February 13, 2023

EXECUTIVE SUMMARY

The Producer Associations are committed to working with EPA to craft legally justified regulations that protect the environment and do not place unnecessary burdens on the Oil and Gas Industry. The Producer Associations provide the following summary:

Fugitive Emissions Monitoring of "Low Production Wells" Misses the Mark.

EPA's continued focus on "component" counts creates a

number of problems for regulators and the regulated. State regulators and owners/operators do not make decisions based on component counts. Nonetheless, EPA relies on component counts to determine the type and frequency of fugitive emissions monitoring. EPA defines four categories of sources/sites: a fifth category is needed - an Intermediate Well Site. As proposed below, an Intermediate Well Site would allow certain wells sites, historically considered to be a "low production well", to utilize industry practices to identify leaks at substantially less cost than EPA's proposed framework. EPA's proposal places an economic burden on owners/operators of low production wells that is not justified or supported.

EPA Utilizes Inaccurate Data to Justify "Zero-**Emitting" BSER for Pneumatic Controllers and** Pumps.

Concurrent with this supplemental proposal, EPA has proposed revisions to its GHRP rules and acknowledges that current GHGRP rules yield inaccurate and poor-quality emissions data. Further, EPA acknowledges that this inaccurate data from historic GHGRP inventories was used to justify its cost-effectiveness evaluation for the "zeroemitting" proposed BSER for pneumatic controllers and pumps. EPA knowingly utilizes historical GHGRP Inventories that overstate methane emissions by as much as 96

The Honorable Michael S. Regan US Environmental Protection Agency 1200 Pennsylvania Avenue NW Standards of Performance for New, Reconstructed, and Modified Sources and Emissions Guidelines for Existing Sources: Oil and Natural Gas Sector Washington, DC 20460 Climate Review Docket ID No. EPA-HQ-OAR-2021-0317

The following Comments are submitted on the above-referenced supplemental notice of proposed rulemaking ("Supplemental Proposal") on behalf of the following national and state Dear Administrator Regan, trade associations: the Independent Petroleum Association of America ("IPAA"), Arkansas Independent Producers and Royalty Owners ("AIPRO"), Domestic Energ PA"), Eastern Kansas Oil & Gas Association ("EKOGA"), Illinois Oil & Gas Association ("IOGA"), Gas & Oil Association of West Virginia ("GO-WV"), Independent Petroleum (100A), Gas & Oil Association of West Virginia (30-44), independent of New Mexico ("IPANM"), Indiana Oil and Gas Association ("INOGA"),

percent for intermittent-bleed pneumatic devices to make the reasonableness determination work. Pneumatic controllers and pumps are not the problem EPA portrays them to be. EPA needs to withdraw the current "zero-emitting" BSER for pneumatic devices and consider the BSER alternatives proposed below.

The Super-Emitter Response Program Should be Revised to Address Unexpected Significant Releases, Without Subjecting Owners/Operators to Significant Expense.

Malfunctions happen and equipment breaks such that greater than anticipated emissions to the atmosphere occur. The owner/operator of such equipment should not be characterized as a "super-emitter" and the negative connotations associated with such a label. EPA should clarify that any information submitted by a "third-party notifier" cannot be used as the basis for enforcement. Additionally, third-party notifiers should be required to post a bond or other financial assurances that would compensate owners/operators for the cost associated with responding to an alleged unexpected significant release that is ultimately determined to not be an unexpected significant release.

SEE THE FULL DOCUMENT HERE

DEPA Joins Support Letter

Protect Americans' Savings from Ideological Embezzlement Support the Braun/Barr CRA Resolution on ESG

February 7, 2023

To Members of Congress:

Each year, millions of new Americans retire from their jobs. Most of these retirees will have spent decades working hard to save as much money as they are able to in order to sustain them through a decade or more of retirement. The savings these Americans rely on are often managed by employer-sponsored plans (such as 401ks), for which the federal government established minimum standards and safeguards in the Employee Retirement Income Security Act of 1974 (ERISA).

A pernicious practice known as Environmental, Social, and Governance (ESG) investing has emerged over the past several decades. Rather than prioritize the financial well-being and stability of retirees, ESG seeks to advance ideological goals related to environmental policy and other divisive subjects. While it is a tenet of a free society that people ought to be able to use their own money as they see fit (including advancing their own particular priorities), ESG is a misappropriation of retirees' savings by money managers for their own political agendas. Most Americans think it's a bad idea for companies to use their financial influence to advance a political or social agenda, as is the case in ESG investing.1

Forcing Americans into ESG investment is not only politically inappropriate, it is also financially irresponsible. According to research from the University of Chicago, mutual funds scoring highly on ESG factors are constantly outperformed by funds rated lowest for ESG.2 Moreover, 85 percent of the country does not even know what "ESG" is, and therefore would not be aware of the financial risks their retirement

account managers are subjecting them to when they actively pursue ESG investment decisions.3

Under the Trump-Pence administration, the U.S. government protected retirees from this kind of abuse by issuing a rule clarifying that, under ERISA, the managers of retirement funds could not engage in ESG investment if it would have a negative impact on retiree's savings or expose them to additional risks ("Financial Factors in Selecting Plan Investments").

Tragically, on November 22, 2022, the Biden administration chose to undermine the Trump-Pence safeguards by issuing their own ERISA rule that would make it easier for retirement fund managers to imperil retirees' savings. With 22 percent of Americans set to be relying upon their retirement savings and benefits in 2050, this policy of misappropriation cannot be allowed to stand.

Fortunately, Congress can overturn the Biden administration's dangerous ESG rule through the Congressional Review Act (CRA). Under the CRA, the new Congress can review and disapprove of rules issued in the last 60 days of the previous Congress. There is a limited lookback period authorized under the CRA, so it is critical that Congress act quickly.

Today, Senator Mike Braun and Representative Andy Barr introduced joint resolutions which would block Biden's ERISA rule and protect Americans from dangerous investment management practices. We, the undersigned organizations and officials, are calling on every member of the United





Steven J. Buri President Discovery Institute



Ferry R. Simmons #CEO President/CEO Domestic Energy Producers Alliance



Kristen A. Ullman President Eagle Forum





David D. Wallace, II



Ralph Reed Chairman Faith and Freedom Coalitie



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Chairman Young Conservatives of Texas Benjamin Zycher Senior Fellow American Enterprise Institute

(For identification purposes only)

Sam Rohrer American Pastors Network (For identification purposes only)

E. Calvin Beisner, Ph.D. President Comwall Alliance for the Stewardship of Creation (For identification purposes only)

This letter was written and spearheaded by Advancing American Freedom (AAF). AAF is a 501(c)(4) organization advocating for Conservative values and policy proposals.

WHAT YOU MISSED ON TWITTER THIS MONTH

IF YOU DON'T PARTICIPATE



Senator Kennedy: Dr. Litterman, how long have you been studying

climate change and possible solutions? **Dr. Robert Litterman:** "... let's say 15"

Senator Kennedy: "Okay, how about you Dr. Holtz-Eakin"

Dr. Holtz-Easkin: "Oh about, ah, 25"

Senator Kennedy: "Dr. Litterman, how much would it cost to make the United States of America carbon neutral by 2050?"

Dr. Litterman: "I don't know sir."

Senator Kennedy: "So you are advocating we do these things, but you don't the ultimate cost?"

Dr. Litterman: "Yes, absolutely. I certainly don't know the ultimate cost, and its very uncertain. It depends on innovations, it depends on....

broad gesture>"

Senator Kennedy: "Yes I understand. I'm just trying to lay a foundation and understand your expert testimony. Dr. Holtz-Easkin, do you know how much it will cost to make the United States of America carbon neutral by 2050?"

Dr. Holtz-Easkin: "Depends how you do it. If we do it all on the federal budget directing things it would be super expensive."

Senator Kennedy: "Public and private dollars. Its ultimately private dollars anyway."

Dr. Holtz-Easkin: "I agree."

Senator Kennedy: "So how much?"

Dr. Holtz-Easkin: "You're going to look at 50 trillion dollars."

Senator Kennedy: "50 Trillion dollars, okay. (pause in thought) If we make the United States of America carbon neutral, by 2050, by

spending 50 trillion dollars, which you are advocating I gather?"

Dr. Holtz-Easkin: "no."

Senator Kennedy: "okay. Then strike that last part. I'm wrong, you're not advocating, you ARE advocating something."

Dr. Holtz-Easkin: "If you're going to do something, do something smart. That's what I am advocating."

Senator Kennedy: "Okay, if we spend 50 trillion dollars to make the United States of American carbon neutral by 2050, how much will that lower world temperatures?"

Dr. Holtz-Easkin: "I can't answer because I can't know what China and India and the rest of the globe has done."

Senator Kennedy: "Okay, have you heard anybody from the Biden administration say how much it will lower world temperatures?"

Dr. Holtz-Easkin: (thoughtful pause) "no"

Senator Kennedy: "Does anybody know how much it will lower world temperatures?"

Dr. Holtz-Easkin: "No, no one can know for sure."

Senator Kennedy: "Okay, Dr. Litterman, if we spend 50 trillion dollars, or however much it takes, to make the United States carbon neutral by 2050, how much will it lower the world temperatures?"

Dr. Litterman: "Senator that depends on the rest of the world. We have to work with the rest of the world. We're in this together. Its one

world! We can't build a wall around the United States and say..."

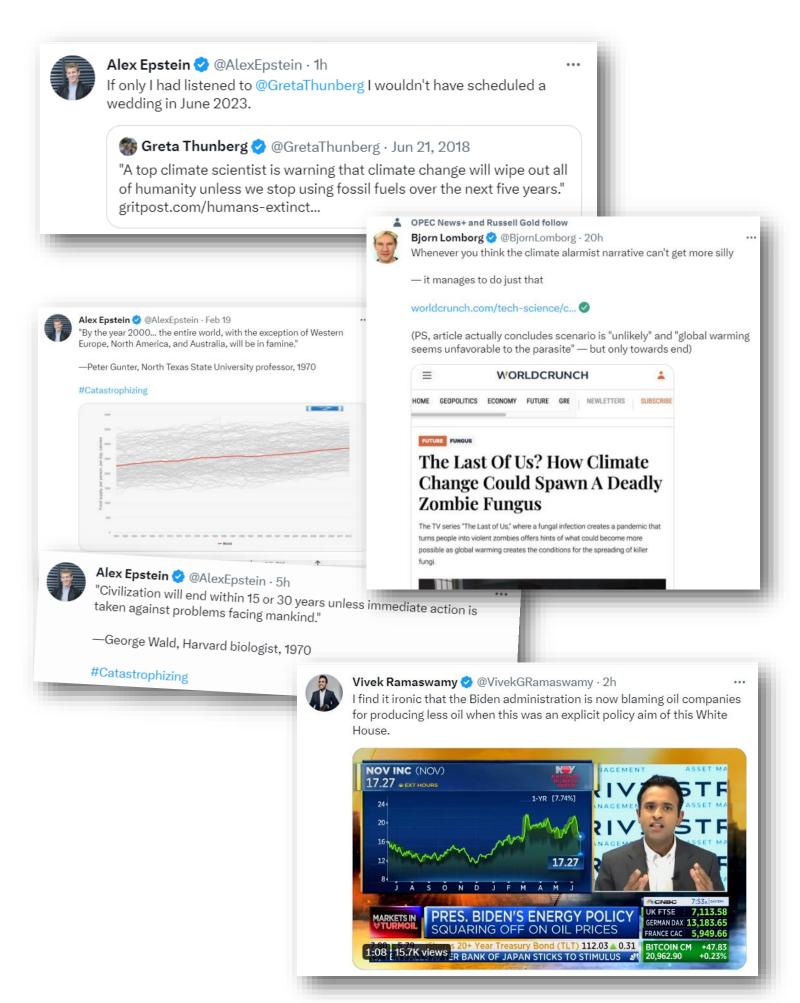
Senator Kennedy: ".. What if, we spend 50 trillion dollars, Europe corporates, most Western democracies corporate, but India and China don't. How much will our 50 trillion dollars lower world temperatures?"

Dr. Litterman: "We are in this together Senator, we have to get the world to work together." **Senator Kennedy:** "I understand. I get that. How much will it lower world temperatures?"

Dr. Litterman: "If China and India do not help?"

Senator Kennedy: "yes"





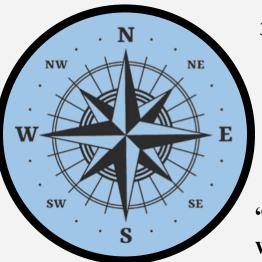
Our charge for 2022 was Rational. Going into 2023 DEPA will continue to seek rational decisions, while we keep purposeful goals in mind. Our leaders and voters need to overcome the emotional response to the inaccurate messages and keep the purpose of our industry in mind- The welfare of the US, and the world starts with energy. DEPA will bring facts and clear thinking to the table where challenges are being discussed.



pur-pose-ful (adjective) / parpasf(a) 1/

1: Having or showing determination or resolve

2: Having a useful purpose



3: Intentional

"EFFORTS AND COURAGE ARE NOT ENOUGH WITHOUT PURPOSE AND DIRECTION" - JOHN F. KENNEDY

Be assured DEPA will continue to be prepared, passionate, and persistent when it comes to representing your interests in Washington, D.C.

OUR WORK IS CRITICAL. YOUR SUPPORT IS VITAL.

We look forward to working with you.



DUCERS

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"I'm not convinced there is a better industry that supplies as many jobs, and as many products worldwide...when you're look ing at the bottom of your shoes, or a bicycle seat, or the grips, or a steering wheel... if you sit inside an airplane and look around, everything that is in the cirplane is made from fassil fuels. And I just can't imagine that anywhere in someone's mind that they believe that they could literally replace all of those products and kill an industry, over a myth."

-Judy Stark, Pres. Panhandle Producers and Royalty Owners Assoc, on the fight to protect the oil and gas industry from misinformation

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\$25,000: Principal Investor

\$15,000: Partner Investor

\$10,000: Associate Investor

 \mathbf{O} \$5,000: Affiliate Investor

\$2,500: Colleague O

\$1,000: Advocate

O \$500: Friend of the Industry

\$100: DEPA Supporter 0

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DEPAUSA.

Dear DEPA Members,

The welfare of the US, and the world starts with energy. In 2023 our mission is to be purposeful. "Efforts and courage are not enough with out purpose and direction." DEPA will continue the effort to seek rational decisions, while we keep **purposeful goals** on the forefront of our agenda. Our leaders and voters need to overcome the emotional response to the inaccurate messages and keep the purpose of our industry in mind. DEPA will bring facts and clear thinking to the table where challenges are being discussed.

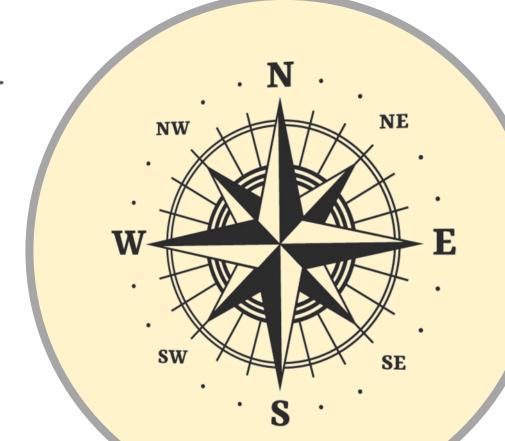
Please do what you can to support our efforts by donating to our DEPA PAC. PAC donation rules are very stringent. Please follow the instructions on the donation card to make your contribution.

Thank you for all you do, and for your support of DEPA, and our mission.

Jerry Simmons

DEPA President/CEO

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What does your contribution to DEPA do?

We believe the only way to accomplish our sharply focused agenda is to establish common ground. We consistently seek common sense solutions to the challenges that face us in business, including our relationships with the legislative and executive branches of the Federal government.

DEPA gives a loud, clear voice to the majority of individuals, and companies responsible for domestic oil and gas production. We should be unapologetic about being the driver of economic growth ad security across the globe. Find out more at www.depausa.org

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