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## Carroll Martin

PARTNER

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## Overview

Carroll joined the firm in 1980 when the practice centered on oil and gas litigation and regulation. Since then she has continued to focus primarily on oil and gas issues, broadening the scope to include analysis and drafting of various oil and gas instruments and agreements, environmental regulation of exploration and production activities, other administrative agency matters, and mediation. Carroll became board certified in Oil, Gas and Mineral Law in 1986, and completed mediator training in 1994. In litigation matters she has handled all types of oil and gas disputes and represents lessors, lessees, operators and non-operators across the state, at the trial and appellate level, and in state and federal court. Carroll frequently speaks and writes on oil and gas topics, and was a contributor to the Environmental Law volumes of the Texas Practice series (2005).

## Experience

### Representative Matters

Developed lease and other exploration and production agreements for lessee and lessor clients.

Successfully defended lessee in title dispute brought by top lessee.

Successfully defended operator against claims for overriding royalty interests by former consultants.

Successfully prosecuted and settled lease obligation and termination claims for lessors.

Successful prosecution, defense and settlement of numerous mineral title disputes.

### **Selected Reported Cases**

Coates Energy Trust, et al. v. Frost National Bank, Cause No. 04-11-00838-CV, 2012WL5984693, (Tex. App.—San Antonio, pet. denied 2014)

King Ranch, Inc. v. Chapman, 118 S.W.3d 742 (Tex. 2003)

Concord Oil Company v. Pennzoil Exploration & Production Company, 966 S.W.2d 451 (Tex. 1998)

Schwartz v. Prairie Producing, Inc., 833 S.W.2d 629 (Tex. App.—Houston [1st Dist.] 1992, writ dismissed after settlement)

Day & Company, Inc. v. Texland Petroleum, Inc., 786 S.W.2d 667 (Tex. 1990)

Musick v. Railroad Commission of Texas, 747 S.W.2d 892 (Tex. Civ. App.—Austin 1988, writ denied)

## **Awards**

- Selected for The Best Lawyers in America® in Oil & Gas Law, by BL Rankings, 2007-2024
- Texas Super Lawyer, a Thomas Reuters business, Energy & Resources, 2005, 2007 – 2023
- Super Lawyers, The Top Women Attorneys in Texas, 2020
- Appointed Member of Interstate Oil & Gas Compact Commission, 1991-96
- Life Member, Texas Law Fellow, 1996

## **Articles & Presentations**

- Traps in Oil & Gas Litigation, 32nd Annual Advanced Oil, Gas & Energy Resources Law Course (2014)
- What Works and What Doesn't When Drafting Leases, 29th Annual Advanced Oil, Gas & Energy Resources Law Course (2011)
- Occupied Territory: Competing Land Uses by the Owners of the Surface and Mineral Estates, 59th Annual Oil & Gas Law Conference (2008)
- All for One and One for All: A Primer on Pooling in Texas, 31st Ernest E. Smith Oil, Gas & Mineral Law Institute (2005)
- Yours, Mine and Ours: Conflicts Between Mineral and Surface Estates, 46th Rocky Mountain Mineral Law Institute (2000)

- Gas Royalty Issues: Who, What, How and When? Valuation and Payment in Today's Market, Southwestern Legal Foundation's Forty-Sixth Annual Institute on Oil and Gas Law and Taxation (1995)
- Current Standards of Duty and Care in Traditional Oil & Gas Relationships: Lessor/Lessee, Operator/Nonoperator and Producer/Purchaser, Southwestern Legal Foundation's Forty-First Annual Institute on Oil and Gas Law and Taxation (1990)
- Environmental Law volumes of Texas Practice Series (2005)

## News & Insights

- Carroll Martin presents at Fundamentals of Oil, Gas and Mineral Law Conference
- The Top Women Attorneys in Texas 2020 - Super Lawyers
- Carroll Martin Elected Chair of Oil, Gas & Energy Resources Law Council
- SDM Lawyers Recognized in The Best Lawyers in America, 2022 Edition
- Congrats to our 2021 Texas Super Lawyers
- 13 SDM Lawyers Recognized in Best Lawyers® 2023 Honors
- Congrats to our 2022 Texas Super Lawyers
- SDM Lawyers Recognized In Best Lawyers® 2024
- Congrats to our 2023 Texas Super Lawyers

## Practice Areas

- Oil & Gas Business Advice
- Oil & Gas Litigation

## Education

- Duke University, B.A., History, magna cum laude, 1976
- University of Texas School of Law, J.D. with honors, 1980

## Admissions

- Board Certified, Oil, Gas and Mineral Law, Texas Board of Legal Specialization, since 1986
- State Bar of Texas
- U.S. District Court for the Southern District of Texas
- U.S. Court of Appeals, Fifth Circuit

- Oil, Gas & Mineral Law Section, State Bar of Texas

## Activities

- Chair, Oil, Gas & Energy Resources Law Council, 2021
- Vice Chair, Oil & Natural Gas Exploration & Production Section of ABA's SONREEL 1994
- Pro Bono Coordinator for Firm Participation in Family Law Clinic, Travis County (1982-2008)
- Community and Charitable Organizations
- Chair, University United Methodist Church Foundation, (2007 – present)
- Methodist Children's Home Investment Advisory Board (2014)