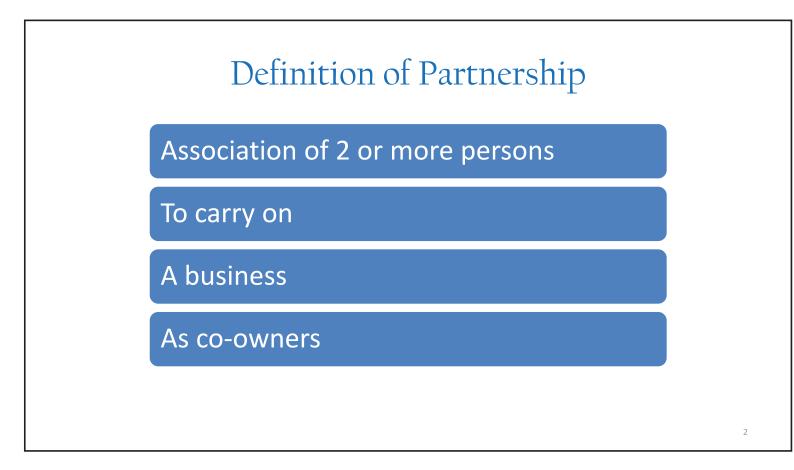
Hello Again! Inadvertent Partnerships Revisited

John C. Ale

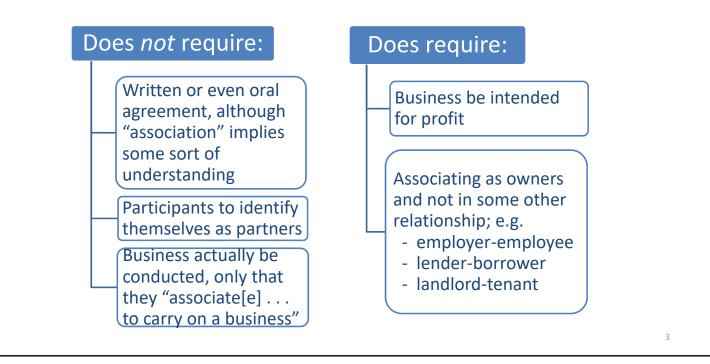
Senior Vice President, General Counsel & Secretary Southwestern Energy Company

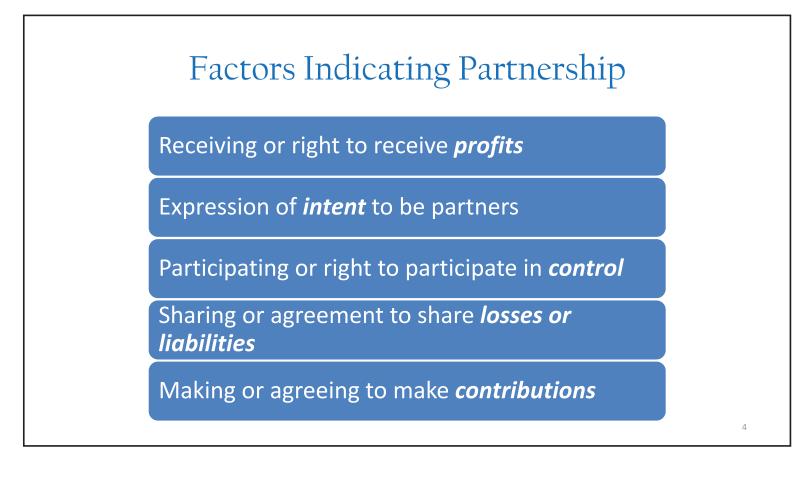
> LLCs, LPs and Partnerships UTCLE – Austin, July 12-13, 2018

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Implications in Definition





How to Assess Factors Ingram v. Deere (Tex. 2009)

Factors considered as a whole

No one factor is determinative

Absence of any factor means no partnership

Presence of all factors means partnership

Only one factor typically is not enough

All other circumstances:

- Factfinder determines
- Reviewed for sufficiency of evidence

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