


CERTIFICATION OF ETHICS AGREEMENT COMPLIANCE Senate Confirmed Presidential Appointee		
1. Appointee's Information	a. Appointee's Name:	to be completed by OGE Steven E. Winberg
	b. Position Title:	to be completed by OGE Assistant Secretary for the Office of Fossil Energy
	c. Agency:	to be completed by OGE U.S. Department of Energy
	d. Date Ethics Agreement Signed:	to be completed by OGE September 13, 2017
	e. Date Confirmed:	to be completed by OGE November 2, 2017
	f. Due Date for Certification of Ethics Agreement Compliance:	to be completed by OGE February 7, 2018
2. Resignations	<i>I completed all of the resignations indicated in my ethics agreement before I assumed the duties of my current government position.</i>	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
3. Divestitures	a. <i>I have completed all of the divestitures indicated in my ethics agreement. I also understand that I may not repurchase these assets during my appointment without OGE's prior approval.</i>	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> N/A
	b. <i>I have filed a period transaction report, or periodic transaction reports, (OGE Form 278-T) to disclose the completion of these agreed upon divestitures.</i>	<input type="radio"/> Yes <input checked="" type="radio"/> No <input type="radio"/> N/A Filing Date(s) of OGE Form 278-T Report(s):
4. Managed Accounts	<i>If I have a managed account or use the services of an investment professional, I have notified the manager or professional of the limitations indicated in my ethics agreement. In addition, I am continuing to monitor purchases.</i>	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
5. Interim Recusals	<i>I complied with my interim recusal obligations pending the divestitures required by my ethics agreement.</i>	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A

<p>6. Recusals</p> <p><i>(Note: These factual statements describe the appointee's current status. They are not intended to modify ethics agreement commitments or create new recusal obligations.)</i></p>	<p>a. I am recusing from particular matters in which I know I have a <u>personal</u> or <u>imputed</u> financial interest directly and predictably affected by the matter, unless I have received a waiver or qualify for a regulatory exemption.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No</p>
	<p>b. I am recusing from particular matters in which any former employer or client I served in the past year is a party or represents a party, unless I have been authorized under 5 C.F.R. § 2635.502(d).</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A</p>
	<p>c. I am recusing from particular matters in which any former employer or client I served in the two years prior to my appointment is a party or represents a party, unless I have received a waiver under Exec. Order 13770.</p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A</p>
<p>7. Waivers and Authorizations</p>	<p>a. I received a waiver pursuant to 18 U.S.C. § 208.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
	<p>If yes, indicate the date of the waiver and indicate the financial interest covered by the waiver.</p>	<p>Date: Financial interest:</p>
	<p>b. I received a waiver pursuant to Executive Order 13770.</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
	<p>If yes, indicate the date of the waiver and the subject of the waiver (i.e., applicable paragraph of the ethics pledge, parties, particular matters, specific issue areas, as applicable).</p>	<p>Date: Subject:</p>
<p>c. I received an authorization pursuant to 5 C.F.R. § 2635.502(d).</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<p>If yes, indicate date of authorization and identify the covered person(s) as to whom you have been authorized (e.g., former employer, former client, spouse's employer, spouse's current client, etc.).</p>	<p>Date: Covered person(s):</p>	
<p>d. I received a waiver pursuant to 5 C.F.R. § 2635.503(c).</p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<p>If yes, indicate the date of the waiver and identify the former employer or payer.</p>	<p>Date: Former employer or payer:</p>	

Steven E. Winberg

8. Payments, Accelerations, or Divestitures Required to be Completed Prior to Entering Government Service	Mark this box if not applicable: <input type="checkbox"/>	a. <i>If I committed that I would forfeit a financial interest or payment, unless it was received or accelerated prior to my assumption of the duties of the government position:</i>	<input checked="" type="radio"/> <i>I received it (or it was accelerated) <u>prior to</u> my assumption of the duties of the position.</i> <input type="radio"/> <i>I received it (or it was accelerated) <u>after</u> my assumption of the duties of the position.</i> <input type="radio"/> <i>I forfeited it.</i>
		b. Financial interest or payment at issue:	
9. Requirements for Regular Appointees	<i>I have completed my initial ethics briefing, pursuant to 5 C.F.R. § 2638.305.</i> If you are a Special Government Employee (SGE) or career Foreign Service Officer (FSO), select N/A.		<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
	<i>I have signed the ethics pledge pursuant to Executive Order 13770.</i> If you are a SGE or career FSO or previously signed the pledge, select N/A.		<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
10. Additional Ethics Agreement Requirements	to be completed by OGE	to be completed by appointee <i>I am complying with these requirements as described in the adjacent box.</i>	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
11. Comments of Appointee	In completing this form, CONSOL counsel informed me on February 1, 2018, that I was entitled to additional company stock based on a deferral election I made in 2007. Such stock is valued at considerably less than \$5,000, but is not payable to me until May 16, 2018. I advised DOE counsel that I would immediately divest of these shares upon receipt. I understand that ownership of these additional CONSOL Energy, Inc. shares, regrettably means I am not in compliance with my ethics agreement. On February 6, 2018, I forfeited my rights to any and all outstanding CONSOL options, which were entitled to me in the future. On February 7, 2018, I sold the remaining CONSOL shares in my 401(k) account. I understand that such forfeiture should have been done on or before February 1, 2018. I was confirmed by the Senate on November 2, 2017, but not sworn in to the Assistant Secretary of Fossil Energy position until November 22, 2017. Therefore, I believed that I had 90 days from November 22, 2017, to complete the sale of all energy-related assets.		
Any intentionally false or misleading statement or response provided in this certification is a violation of law punishable by a fine or imprisonment, or both, under 18 U.S.C. § 1001.			
I certify that the information I have provided is complete and accurate.	Appointee's Signature: 	Date: 2/7/18	

**OGE STATEMENT REGARDING
CERTIFICATION OF ETHICS AGREEMENT COMPLIANCE**
Senate Confirmed Presidential Appointee

Appointee's Information	Appointee's Name:	Steven E. Winberg
	Position Title:	Assistant Secretary for the Office of Fossil Energy
	Agency:	U.S. Department of Energy
	Date Ethics Agreement Signed:	September 13, 2017
	Date Confirmed:	November 2, 2017
	Due Date for Certification of Ethics Agreement Compliance:	February 7, 2018

Statement

As noted in section 11 of the Certification of Ethics Agreement Compliance, Assistant Secretary Winberg was advised on February 1, 2018, that he was entitled to receive shares of CONSOL stock pursuant to a deferral election he made in 2007. This arrangement was not addressed in the original ethics agreement he signed on September 13, 2017, or in the nominee financial disclosure report he filed.

Subsequent to being advised that he was entitled to the additional shares of CONSOL stock, Assistant Secretary Winberg consulted with agency ethics officials and OGE regarding the actions he would be required to take to address the arrangement. OGE acknowledges that Assistant Secretary Winberg is working with appropriate officials to amend his ethics agreement and nominee financial disclosure report. Assistant Secretary Winberg will be required to submit another Certification of Ethics Agreement Compliance to reflect that he has fully complied with his amended ethics agreement once all required actions have been taken.

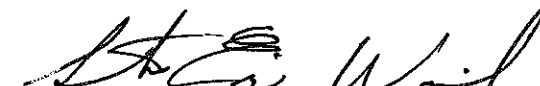
Date of Statement: February 14, 2018

CERTIFICATION OF ETHICS AGREEMENT COMPLIANCE

Senate Confirmed Presidential Appointee

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4. Managed Accounts	<i>If I have a managed account or use the services of an investment professional, I have notified the manager or professional of the limitations indicated in my ethics agreement. In addition, I am continuing to monitor purchases.</i>	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
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	<p>c. <i>I am recusing from particular matters in which any former employer or client I served in the two years prior to my appointment is a party or represents a party, unless I have received a waiver under Exec. Order 13770.</i></p>	<p><input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A</p>
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	<p>If yes, indicate the date of the waiver and indicate the financial interest covered by the waiver.</p>	<p>Date: Financial interest:</p>
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	<p>If yes, indicate the date of the waiver and the subject of the waiver (i.e., applicable paragraph of the ethics pledge, parties, particular matters, specific issue areas, as applicable).</p>	<p>Date: Subject:</p>
<p>c. <i>I received an authorization pursuant to 5 C.F.R. § 2635.502(d).</i></p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<p>If yes, indicate date of authorization and identify the covered person(s) as to whom you have been authorized (e.g., former employer, former client, spouse's employer, spouse's current client, etc.).</p>	<p>Date: Covered person(s):</p>	
<p>d. <i>I received a waiver pursuant to 5 C.F.R. § 2635.503(c).</i></p>	<p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
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	<i>If you are a SGE or career FSO or previously signed the pledge, select N/A.</i>		
10. Additional Ethics Agreement Requirements	to be completed by OGE	to be completed by appointee	<i>I am complying with these requirements as described in the adjacent box.</i> <input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A
11. Comments of Appointee	I was an employee at CONSOL Energy, Inc. from 2002 to 2014. As part of my annual compensation package, CONSOL awarded a combination of cash bonus, CONSOL Energy stock, stock options, and restricted stock units. In the process of complying with my ethics agreement, which was executed on September 13, 2017, I was informed by CONSOL that I was entitled to additional deferred shares of company stock, which I will receive pursuant to company policy in May 2018. On March 12, 2018, I notified CONSOL that I would immediately forfeit such stock. Consequently, I no longer hold any financial interest in CONSOL Energy.		
Any intentionally false or misleading statement or response provided in this certification is a violation of law punishable by a fine or imprisonment, or both, under 18 U.S.C. § 1001.			
I certify that the information I have provided is complete and accurate.		Appointee's Signature: 	Date: 3/22/18