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The Eighth Annual Two-Day Conference on

Energy in the Northeast

New policies and incentives; innovative projects and changing markets

September 26 & 27, 2011

Boston, Massachusetts

Seaport Boston Hotel

Credits: CT 12.75 CLE | ME 12.75 CLE | NH 12.75 CLE | NY 14 CLE (non-transitional)
RI 14 CLE | VT 12.75 CLE (call about others)

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Energy in the Northeast Conference
September 26 & 27, 2011 | Boston, Massachusetts
Seaport Boston Hotel

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- 8:00 Registration and Continental Breakfast
- 8:30 Introduction and Overview
 - David T. Doot, Esq., *Program Co-Chair***
Day Pitney LLP ~ Hartford, CT
 - Mary Beth Gentleman, Esq., *Program Co-Chair***
Foley Hoag LLP ~ Boston, MA
- 8:45 **A View from Washington: Key Initiatives in Congress and at the Agencies**

Federal legislative developments on energy and climate change; overview of EPA and FERC activity

Douglas Smith, Esq.
Van Ness Feldman, P.C. ~ Washington, DC

9:30 **Special Address on Federal Energy Regulatory Policy**

FERC issues for the coming year; coordination between FERC and the Commodities Futures Trading Commission on implementation of the Dodd-Frank Act

Michael Bardee, Esq., *General Counsel*
Federal Energy Regulatory Commission ~ Washington, DC

- 10:15 **Break: Coffee, Tea and Conversation**
- 10:30 **News Items for 2010-2011 Energy Developments in the Northeast**

Implications of the NU and Nstar merger; the interchange between New York and New England; how the two capacity markets interact; ICAP decision

David T. Doot, Esq., *Program Co-Chair*
Mary Beth Gentleman, Esq., *Program Co-Chair*
- 11:00 **Natural Gas as a Driver for Electric Markets in the Northeast**

Status of EPA study on groundwater contamination from fracking; update on DOE's short-term policy pending EPA's study; impact of environmental challenges on Marcellus shale development

David G. Mandelbaum, Esq.
Greenberg Traurig, LLP ~ Philadelphia, PA

The resulting forecast: What supplies at what prices?

Thomas M. Kiley, *President and CEO*
Northeast Gas Association ~ Needham, MA

- 12:15 **Lunch (on your own)**
- 1:30 **Future Capacity Planning: ISO Observations on Primary Issues Relating to Resource Adequacy Determinations**

Contingency planning processes: Uncertainty of Vermont Yankee and Dominion renewals after the Fukushima Daiichi Plant disaster; Northern Pass transmission project, renewable requirements, and demand response impact on resource adequacy

Raymond W. Hepper, Esq., *VP, GC, Corporate Secretary*
ISO New England Inc. ~ Holyoke, MA

Robert E. Fernandez, Esq., *General Counsel*
New York Independent System Operator ~ Schenectady, NY
- 2:45 **Break: Soda, Tea and Conversation**
- 3:00 **Market Participants on the Issues Coming to the Forefront: Will the Crazy Quilt of Markets and Regulations Produce the Resources We Need for the Future?**

Assessing the results from FCM price signals for generation; transmission and EIPC planning processes; bilateral contracting for renewables

Joel D. Newton, Esq., *Senior Attorney*
Nextera Energy Resources, LLC ~ Washington, DC

Deidre Altbell, *Senior Policy Advisor*
Con Edison Company of New York ~ New York, NY

Paul Hibbard, *Vice President*
Analysis Group, Inc. ~ Boston, MA
- 4:45 **Update on Rhode Island's Proceeding on Avoided Costs and Net Metering**

What are the potential implications for a project's financial viability?

Mary Beth Gentleman, Esq., *Program Co-Chair*
- 5:00 **Continue the Exchange of Ideas: Reception for Faculty and Attendees**

Sponsored by Day Pitney LLP and Foley Hoag LLP



About the Conference



Live Seminars

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Change in the Northeast energy markets has been unrelenting. That change has been driven in part by federal initiatives from Congress and regulators, and the continuous efforts by the regional transmission authorities to improve market design. A key driver to that change has been the reality of the supply and demand for energy in the Northeast.

For the last seven years, this Boston conference has sought to provide those in the energy industry with up-to-date, informed, and broad perspectives on the evolution of energy markets in the Northeast from those who are helping to shape that evolution at the federal, regional and state levels.

This year again we have an outstanding faculty to lead conference attendees in discussion about what is happening in Washington, the capitals of Northeast states, ISO New England, the New York ISO, and with companies and organizations that are actively participating and shaping the region's energy industry. In past years, that discussion has been enriched by a knowledgeable, engaged and curious audience with experiences and questions that increase the value of this conference for everyone.

We invite you to be part of this year's survey of Energy in the Northeast.

~ Program Co-Chairs: David T. Doot, Esq. and Mary Beth Gentleman, Esq.



8:00 Continental Breakfast

8:30 Industry Perspectives on Permitting and Siting Challenges

Onshore wind and solar

Don S. McCauley, Esq.
McCauley Lyman LLC ~ Framingham, MA

Biomass

Robert E. Cleaves, Esq., President
Biomass Power Association ~ Portland, ME

9:45 Break: Coffee, Tea and Conversation

10:00 Financing: New Technologies and Project Development

Overview of the issues for discussion

David T. Doot, Esq., Program Co-Chair, Moderator
Day Pitney LLP ~ Hartford, CT

How the financiers view the market and transactional trends

Seth Jacobson, Senior Vice President
Palmer Capital Inc. ~ Los Angeles, CA

Power Purchase Agreements: How they differ with the type of resource

Paul N. Belval, Esq.
Day Pitney LLP ~ Hartford, CT

Adam Wade, Esq.
Foley Hoag LLP ~ Boston, MA

12:00 Lunch (on your own)

1:15 Special Address on Competitive Provider Participation in Distribution Markets

Legal and policy issues; how the northeastern states compare with each other; lessons from National Grid's experience in Great Britain

Marcy L. Reed, President
National Grid ~ Waltham, MA

2:00 Break: Soda, Tea and Conversation

2:15 Retail Competition: Stakeholder Views on Regulatory Changes We Need

Exploration of the role of competitive retail providers in the Northeast power markets; how legal, policy and regulatory challenges are being addressed

Cynthia A. Arcate, Esq., President and CEO
PowerOptions ~ Boston, MA

Nina Jezic, Esq., Managing Counsel
Constellation Energy Group, Inc. ~ Baltimore, MD

3:15 Demand Response: Legal and Policy Issues

What must be resolved to make it a viable option?

Donald J. Sipe, Esq.
Preti Flaherty Beliveau & Pachios LLP ~ Augusta, ME

Kathleen Carrigan, Esq.
Carrigan & Associates, LLC ~ Boston, MA

4:15 Evaluations and Adjourn

Upcoming Seminars:

Table with 3 columns: Seminar Title, Date, Location. Includes Groundwater Contamination and Vapor Intrusion Cases, California Environmental Quality Act (CEQA), and Tribal Water Law.

See more at www.lawseminars.com



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Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

Tuition: Regular tuition for this program is \$1245 with a group rate of \$935 each for two or more registrants from the same firm.

For students and people in their job for less than a year, our rate is \$622.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials.

Substitution & Cancellation:

You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Tuesday, September 20, 2011.

toward attendance at another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

Seminar Location: The conference will be held at the Seaport Boston Hotel at 1 Seaport Lane in Boston, MA 02210 USA. Call the hotel directly at (800) 440-3318 for reservations at the special negotiated rate of \$239 and mention that you are attending a Law Seminars International conference.

Continuing Education Credits:

Live credits: This program qualifies for 12.75 CT CLE; 12.75 ME CLE; 12.75 NH CLE; 14 NY CLE (non-transitional); 14 RI CLE; 12.75 VT CLE credits. Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

If You Cannot Attend: Our complete Homestudy Course, consisting of a DVD recording and the course materials (either a binder or searchable CD), is available for \$1255. The course materials alone are available for \$100. We will ship your Homestudy order via UPS ground within two weeks after the seminar or from the date we receive payment.

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Faculty: Energy in the Northeast Conference

David T. Doot, *Program Co-Chair*, partner at Day Pitney LLP, practices public utility and energy law participating in mergers, acquisitions and contracts among electric utilities. He is Secretary and Lead Counsel for the New England Power Pool (NEPOOL) and past President of the Energy Bar Association. He is a Super Lawyer and included in *Best Lawyers*.

Mary Beth Gentleman, *Program Co-Chair*, partner at Foley Hoag LLP, Co-Chair of the Energy Technology and Renewables Practice Group, advises developers and owners of community wind, micro-turbines, PV, biomass, landfill gas and hydro facilities with respect to siting, permitting, interconnection, net metering, PPAs, REC agreements and financing matters.

Michael Bardee, *Special Address*, General Counsel at the Federal Energy Regulatory Commission, has worked in various jobs at FERC for 20 years. Previously, he worked on utility issues at the Pennsylvania Office of Consumer Advocate and also litigated environmental enforcement cases at the U.S. DOJ.

Marcy L. Reed, *Special Address*, President of National Grid, is responsible for the financial, operational and customer service performance of the business in Massachusetts and manages the relationships with regulators, government officials and the communities National Grid serves.

Deidre Altobell, Senior Policy Advisor of the Energy Market Policy Group at Con Edison Company of New York, represents Con Edison within the NYISO stakeholder processes to ensure the compatibility of electric transmission system reliability and the competitive marketplace.

Cynthia A. Arcate, President and CEO, PowerOptions, is leading the non-profit organization's efforts to reduce member costs while identifying opportunities to improve energy savings and efficiency. She was former Deputy

Commissioner for Programs at the Massachusetts Division of Energy Resources.

Paul N. Belval, partner at Day Pitney LLP, is Chair of the Renewable Energy and Energy Project Development and Finance practice groups. He focuses on transactions involving power projects and energy and water companies.

Kathleen Carrigan, founder of Carrigan & Associates, LLC, focuses on energy and telecommunications industries. She was Senior Vice President, General Counsel and Corporate Secretary for ISO New England.

Robert E. Cleaves is President at Biomass Power Association, the leading voice for biomass to electricity, representing over 2,000 MW of installed capacity. He focuses on the renewable energy development process and renewable markets.

Robert E. Fernandez is General Counsel at New York Independent System Operator. Previously, he was Vice President and Chief Regulatory Counsel at Sithe Energies, Inc., a U.S.-based merchant generation company.

Raymond W. Hepper, Vice President, General Counsel and Corporate Secretary at ISO New England Inc., is the principal legal advisor and is responsible for coordinating all legal and regulatory activities.

Paul Hibbard, Vice President at Analysis Group, Inc., has public and private sector experience in energy and environmental technologies, economics, market structures and policy. Previously, he was Chairman of the Massachusetts Department of Public Utilities.

Seth Jacobson, Senior Vice President at Palmer Capital Inc., focuses on new business development working with technology partners to identify, develop, and finance new projects. He is also a Senior Research Fellow at the Center for Advanced Studies on Terrorism where he presents on U.S. energy security issues.

Nina Jezic is Managing Counsel at Constellation Energy Group, Inc.

Thomas M. Kiley, President and CEO of Northeast Gas Association, is responsible for the interaction with regulatory, legislative and business organizations. Previously, he was President of The New England Gas Association.

David G. Mandelbaum, shareholder at Greenberg Traurig, LLP, focuses on air, water and waste regulation, superfund and contamination, climate change, oil and gas development, and water rights. He is listed in *Chambers* and *Best Lawyers*.

Don McCauley, partner at McCauley Lyman LLC, is experienced in commercial, regulatory, securities, finance, bankruptcy, environmental and real estate matters. His practice focuses on commercial law and energy law.

Joel D. Newton is Senior Attorney at Nextera Energy Resources, LLC.

Donald J. Sipe, partner in the Energy and Telecommunications Group at Preti Flaherty Beliveau and Pachios, helps energy and utilities clients make the transition from regulation to competition. He is Vice Chair of the New England Power Pool. Previously, he was staff attorney with the Maine Public Utilities Commission.

Douglas Smith, member at Van Ness Feldman, P.C. was General Counsel to the Federal Energy Regulatory Commission and Deputy General Counsel for Energy Policy at the U.S. Department of Energy. He specializes in electricity, natural gas, and hydroelectric regulation.

Adam Wade, a member of the Business Department's Energy Technology and Renewables Group at Foley Hoag LLP, is experienced in serving the needs of renewable energy companies in their development and financing of wind, solar and geothermal projects.

September 26 & 27, 2011

Boston, Massachusetts

Seaport Boston Hotel

1 Seaport Lane
(800) 440-3318

Who Should Attend:

Attorneys, industry executives, governmental officials, customer representatives, and consultants involved with energy issues in the Northeast

You Will Learn About:

- Key initiatives in Congress and at the agencies
- FERC issues for the coming year in the Northeast
- News items for 2010-2011 energy developments
- Natural gas as a driver for electric markets
- Future capacity planning
- Market participants on the issues coming to the forefront
- Industry perspectives on permitting and siting challenges
- Update on Rhode Island's proceeding on avoided costs and net metering
- Financing: New technologies and project development
- Competitive provider participation in distribution markets
- Retail competition: Stakeholder views on regulatory changes
- Demand response: Legal and policy issues to make it a viable option

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