



Institute for
ENERGY LAW

Renewable Energy Law Conference



Renewable Energy Law Conference

January 23, 2014

Westin San Diego Hotel
San Diego, California

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Register before January 10 to receive a discount!

Highlights

- Energy imbalance markets
- Hot topics in solar PV equipment warranties
- Distributed generation and net metering issues
- Consumer law issues for residential solar
- Market trends in project A&D

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SEPA

solar electric power association

Conference Co-Chairs

Stephen F. Case
San Diego Gas & Electric
Company
San Diego, California

Wayne W. Song
Morgan, Lewis & Bockius LLP
Los Angeles, California



The Westin San Diego Hotel

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Winston & Strawn LLP

Howard E. Susman
Stoel Rives LLP

8:00 REGISTRATION AND CONTINENTAL BREAKFAST

8:45 WELCOME AND INTRODUCTION TO THE CONFERENCE

— Stephen F. Case, San Diego Gas & Electric Company,
San Diego, California

— Wayne W. Song, Morgan, Lewis & Bockius LLP,
Los Angeles, California

9:00 STATE OF FEDERAL TAX SUBSIDIES FOR RENEWABLE ENERGY PROJECTS

Federal tax benefits are worth at least 56¢ per dollar of capital cost for the typical renewable energy project. As such, tax equity remains a core part of financing such projects. What is the outlook for the tax subsidies, and what are current trends and issues in the tax equity market?

— Keith Martin, Chadbourne & Parke LLP, Washington, D. C.

9:40 POWER PURCHASE AGREEMENTS

The agreement to sell generated energy is a project's primary source of revenue, and therefore is central to financial and legal structuring. The panel will discuss contractual and regulatory considerations for Power Purchase Agreements in both the utility and distributed generation contexts.

— Howard E. Susman, Stoel Rives LLP,
San Diego, California

— Stephen F. Case, San Diego Gas & Electric Company,
San Diego, California

— Kristin Kotch, Assistant General Counsel, Distributed
Generation Legal Group, SunEdison,
San Francisco, California

10:40 BREAK

10:55 ENERGY IMBALANCE MARKETS AND RENEWABLE RESOURCES

Understanding the fundamentals of the California ISO energy imbalance market proposal and how it can help integrate renewable resources.

— Sidney Davies, Assistant General Counsel,
California Independent System Operator Corporation,
Folsom, California

11:40 CONSUMER LAW ISSUES FOR THE RESIDENTIAL SOLAR INDUSTRY

Scrutiny for the advertising of alternative energy products is at its highest level. Learn what types of claims require substantiation, what type of substantiation is required and how to advertise renewable energy claims in all forms of media, while avoiding claims by the FTC, state attorneys general and class action attorneys.

— Brian L. Heidelberger, Winston Strawn LLP, Chicago, Illinois

12:15 NETWORKING LUNCHEON

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1:45 HOT TOPICS IN SOLAR PV EQUIPMENT WARRANTIES AND PERFORMANCE GUARANTEES

- Common long-term solar PV equipment warranties and performance guarantees
- What trends are emerging? Are the warranties/guarantees different for utility scale and distributed generation projects?
- How long must the warranties last?
- How do these compare to warranties and guarantees compare to those in the wind industry?
- How are PV panels tested prior to installation?
- How are PV panels tested during and after installation?
- What role do EPC contractors play?
- What solutions are available to mitigate defects and credit risk?

— Jeffrey R. Atkin, Foley Lardner LLP, Los Angeles, California

— Robert James, Solar Engineer, Garrad Hassan America, Inc., San Diego, California

— Brian Grenko, Director of Operations, Yingli Solar, San Francisco, California

— Jimmy Chuang, VP of Structured Finance, SolarCity, San Francisco, California

2:30 BANK AND INSTITUTIONAL DEBT IN RENEWABLE SECTOR - RECENT TRENDS

Our speaker will review recent trends in debt finance including:

- factors affecting choice of bank versus institutional debt
- the range of bank and institutional debt products currently available
- typical intercreditor issues between bank debt and institutional debt providers
- debt/tax equity forbearance
- project-level issues (PPAs, creditworthiness of equipment suppliers, reserve requirements, etc.)

— Allan Marks, Milbank, Tweed, Hadley & McCloy LLP, Los Angeles, California

3:15 BREAK

3:30 LEGAL ISSUES RAISED BY DISTRIBUTED GENERATION AND NET METERING

More than 300,000 “net metered” solar systems are now interconnected with utilities across the country, adding gigawatts of distributed generation capacity. The explosive growth of solar and other forms of distributed generation is creating new issues and opportunities for utilities, project developers, and customers, with laws and regulations evolving quickly in many of the 43 states that permit net metering. What are the current regulatory trends, and how will these trends affect distributed generation and net metering in the future?

- Kenneth M. Kulak, Morgan, Lewis & Bockius LLP, Philadelphia, Pennsylvania
- Eran Mahrer, Executive Vice President, Strategy and Research, Solar Electric Power Association, Washington, D.C.

4:15 MARKET TRENDS IN ENERGY PROJECT ACQUISITION/DISPOSITION DEAL TERMS

What are the key components a buyer needs to evaluate, and what are the pitfalls buyers typically find in projects or project portfolios presented to them? This session will examine how the key negotiated terms in energy project M&A deals are being resolved in the current market along with the primary factors involved in getting a deal closed. This session also will discuss the M&A strategies that need to be employed in executing the varying types of strategic alliances that have become prevalent in the current environment.

- Dirk R. Mueller, Farella Braun + Martel LLP, San Francisco, California
- Elliot Hinds, Akin Gump Strauss Hauer & Feld LLP, Los Angeles, California

5:00 ADJOURN

5:00 - 6:45 NETWORKING RECEPTION

ABOUT THE INSTITUTE FOR ENERGY LAW (IEL)



Institute for
ENERGY LAW

An institute of The Center for American and International Law, IEL provides superior educational and professional opportunities for lawyers and other professionals in the energy industry through educational courses, conferences, scholarly publications and membership activities. IEL presents numerous educational conferences and seminars each year, publishes papers, periodicals and the *Oil and Gas Reporter*, and provides an important forum in which contemporary issues affecting the energy industries can be discussed.

For more information about the IEL, visit cailaw.org/iel.

Upcoming Course Schedule

(All courses held in Houston unless otherwise stated)

<p>65th Annual OIL & GAS LAW CONFERENCE</p> <p>FEB 19 - 20, 2014</p>	<p>INTERNATIONAL ENERGY ARBITRATION An ITA-IEL Joint Winter Forum</p> <p>FEB 20 - 21, 2014</p>	<p>3rd IEL-ANADE CONFERENCE</p> <p>MEXICO CITY MAR 27 - 28, 2014</p>	<p>MERGERS & ACQUISITIONS / ACQUISITIONS & DISPOSALS CONFERENCE</p> <p>MAY 15 - 16, 2014</p>	<p>5th LAW OF SHALE PLAYS CONFERENCE</p> <p>PITTSBURGH SEP 2014</p>	<p>7th Annual YEP GENERAL COUNSEL FORUM</p> <p>SEP 23, 2014</p>
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REGISTRATION

Renewable Energy Law Conference

January 23, 2014

Westin San Diego Hotel • San Diego, California

Registration includes the Conference, course materials on USB and online and all meals.

Check applicable box:	Received by 1/13/14	Received after 1/13/14
Regular registration fee	<input type="checkbox"/> \$435	<input type="checkbox"/> \$495
IEL Advisory Board Member	<input type="checkbox"/> \$345	<input type="checkbox"/> \$395
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Materials Only	<input type="checkbox"/> \$145	<input type="checkbox"/> \$145

*(IEL Advisory Board Members can choose to attend EITHER this conference OR the Annual Oil & Gas Conference in February 2014 free of charge)

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8:30am-5:00pm CST

PAYMENT MUST ACCOMPANY REGISTRATION

GENERAL INFORMATION

CANCELLATION POLICY: Tuition, less a \$50 cancellation fee will be refunded upon receipt of written cancellation received by January 13, 2014. E-mail cancellation notice to cburkel@cailaw.org. After this date, no refunds, but substitution of attendees for this program will be permitted. Registrants not entitled to a refund will receive the course materials.

HOUSING: The cost of housing is not included in tuition. However, rooms (in limited number) have been reserved at the Westin San Diego Hotel, 400 West Broadway, San Diego, CA 92101. Registrants should call 1-888-627-9033 and advise them they are attending the "CAILAW Institute for Energy Law Meeting" to receive a reduced room rate of \$189 + tax. The last day to obtain this special rate is January 6, 2014.

NONDISCRIMINATION POLICY: The Center for American and International Law does not discriminate on the basis of race, color, sex, religion, national origin, age, disability, veteran status or any other protected status in educational activities, scholarship programs or admissions.

PRESS POLICY: All IEL conferences are held under the Chatham House Rule. Participants, including journalists, are free to use any information received, but comments may not be attributed to any speaker identified by name or affiliation.

MCLE CREDIT: This program is approved by the State Bar of California for 6 hours, no ethics. California certificates of attendance will be available. This program is also approved by the State Bar of Texas for 6 hours, no ethics. Course ID Number: 901277515. Sign-in sheets and/or certificates of attendance will be available for ALL states.

SPECIALIZATION CREDIT: This program is approved by the Texas Board of Legal Specialization for 6 hours in the following areas: Administrative Law, Oil, Gas and Mineral Law and Real Estate



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RENEWABLE ENERGY LAW CONFERENCE

Institute for Energy Law
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