



**LAW SEMINARS
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The 29th Annual Premiere Conference on
Electric Power in the West

*Featuring an exceptional faculty of renowned energy experts
discussing the most pressing current issues*

January 25 & 26, 2024

John Davis Conference Center 920 Fifth Ave in Seattle and Live Online

Agenda—Day 1

9:00 Introduction & Overview

Stan Berman, Esq., *Program Co-Chair*

Berman and Todderud ~ Seattle, WA

Katherine A. McDowell, Esq., *Program Co-Chair*

McDowell Rackner & Gibson ~ Portland, OR

9:15 A Big Picture Look at Current Federal Energy Policy

Regulatory priorities at the FERC for the coming year

Matthew Christiansen, Esq., *General Counsel* (inv)

Federal Energy Regulatory Commission

Washington, DC

9:45 The Interplay Between Federal Energy Regulatory Policy and Environmental Regulatory Policy

A detailed look at recent FERC decisions and the potential impact of issues currently pending before the Commission

Douglas W. Smith, Esq.

Van Ness Feldman ~ Washington, DC

EPA's new Greenhouse Gas Standards and Guidelines for Fossil Fuel-Fired Power Plants and new "good neighbor" policy for State Transport Implementation Plans (SIPs) for ozone

Kevin Poloncarz, Esq.

Covington & Burling ~ San Francisco, CA

11:00 Break

11:15 Practical Implications of Federal Policy Changes

For the industry: A long-time industry insider's perspective on how the federal-level energy, environmental, and climate pieces fit together

Philip D. Moeller, *Executive VP,*

Business Operations and Regulatory Affairs

Edison Electric Institute ~ Washington, DC

For regional policy makers: The need for continued evolution of both grid management practices, market structures, and market operations

Elliot Mainzer, President & CEO
Independent System Operator ~ Folsom, CA

12:15 Lunch (On Your Own)

1:30 Climate Change Impacts Move to Center Stage in the Regulatory Arena as Wildfires Come to the Pacific Northwest

Wildfire Litigation: Planning for wildfire litigation and investigations by developing a Wildfire Playbook that lays out what you can do now and what to expect while the fire is burning

Nicholas D. Fram, Esq.
Munger Tolles & Olson ~ San Francisco, CA

Hardening the grid as a response: Current best thinking for selection among the options for infrastructure-based wildfire mitigation planning and implementation; update on federal infrastructure funding to improve grid resilience

Todd Filsinger, Founder
Filsinger Energy Partners ~ Denver, CO

Lessons from early utility development and implementation of public safety power shutoffs as a wildfire response and how wildfire issues are playing out under the regulatory structures for Pacific Northwest states

Rich George, Esq.,
Senior Assistant General Counsel
Portland General Electric ~ Portland, OR

3:15 Break

3:30 State Regulatory Updates

Primary items on state commission agendas in the Pacific Northwest

Katherine A. McDowell, Esq.,
Program Co-Chair, Moderator

Idaho

The Hon. Edward Lodge, Commissioner
Idaho Public Utilities Commission ~ Boise, ID

Oregon

The Hon. Megan Decker, Esq., Chair
Oregon Public Utility Commission ~ Salem, OR

Washington

The Hon. Milt Doumit, Esq., Commissioner
Washington Utilities & Transportation Commission
Olympia, WA

5:00 Reception for In-Person Faculty & Attendees

Sponsored by Berman and Todderud and McDowell Rackner Gibson

Agenda—Day 2

9:00 Energy and Carbon Markets in the West

The current outlook for electric energy supply and demand

Arne Olson, Senior Partner
Energy and Environmental Economics, Inc.
San Francisco, CA

GHG modeling in wholesale markets: What currently is happening in the WECC including Washington State's ongoing process

John Tsoukalis, Principal
The Brattle Group ~ Washington, DC

Washington State's cap & trade implementations results to date and Ecology's recent announcement that it will pursue linkage with California

Craig Gannett, Esq.
Walker Stanovsky, Esq.
Davis Wright Tremaine ~ Seattle, WA

10:30 Break

10:45 Resource Adequacy: The Most Pressing Issues for Utilities Seeking to Meet Customer Demand

Investor-owned utility perspective

Sarah E. Edmonds, Esq., President and CEO
Western Power Pool ~ Portland, OR

Publicly owned utility perspective

Mary Wiencke, Esq., Executive Director
Public Generating Pool ~ Vancouver, WA

Regional grid management perspective: BPA's current power planning priorities for climate resiliency and resource adequacy; potential impact of a Westwide-RTO; other operational issues

Rachel Dibble, VP, Power Bulk Marketing
Bonneville Power Administration ~ Portland, OR

12:15 Lunch (On Your Own)

1:30 Resource Adequacy (cont'd): Transmission

Regional challenges and opportunities

Randall W. Hardy, Moderator
Hardy Energy Consulting ~ Seattle, WA

Update on transmission infrastructure development, including federal funding and innovative solutions like the asset swap between Idaho Power and PacifiCorp; the challenge of adding high-speed vehicle charging stations; and social equity considerations

Bill Magness, Esq.
McDowell Rackner Gibson ~ Portland, OR

NIPPC perspective on FERC's new interconnection rules and other developments in the evolution of regional wholesale electric markets and associated transmission functions in the Western Interconnection

Richard A. Glick, Esq., Principal
GQ New Energy Strategies ~ Alexandria, VA

2:45 Break

3:00 Regional Market Operations

How the operational and economic pieces currently fit together and what needs to be done to improve resource adequacy and distribution

Debra Smith, Moderator
Debra Smith Consulting ~ Eugene, OR
Kristine Raper, Esq., VP of External Affairs
Western Electricity Coordinating Council
Salt Lake City, UT

Bruce Rew, Sr. VP, Operations
Southwest Power Pool ~ Little Rock, AR

Bill Edmonds, Executive Director
Northwest Power and Conservation Council
Portland, OR

4:30 Evaluations and Adjourn

Who Should Attend

Attorneys, industry executives, government officials, Tribal representatives, customer representatives, and anyone else involved with electric energy issues

About the Conference

The Biden Administration has been fleshing out policies designed to speed the transition away from the use of fossil fuels in the electric and transportation sectors. EPA recently released new Greenhouse Gas Standards and Guidelines for Fossil Fuel-Fired Power Plants and a new "good neighbor" policy for incorporation into State Transport Implementation Plans (SIPs) for ozone. The industry will need to adapt to some generating resources becoming illegal under the new rules. In our 2024 conference, you will hear expert analysis of these and other federal policy changes.

We are very pleased to have Phil Moeller on board to provide an industry perspective on how the federal-level energy, environmental, and climate policy pieces fit together. We also have Elliott Mainzer on board to give his take on regional impacts based on his experience at both BPA and the CAISO.

Many federal policy changes are designed to minimize GHG emissions in response to climate change. Climate change impacts already have moved to center stage in the West in the form of drought and wildfires. The damage will cost billions to repair. You will hear an update on recent court cases on the issue of who is liable for what and the potential impact for utilities and ratepayers in the region. You'll also hear about progress on efforts to harden the grid and implement public safety power shutoffs as wildfire responses. Wildfires pose some thorny questions for state regulators. We are pleased to have our state commissioners panel return to discuss the policy priorities for each of the Pacific Northwest states.

On the second day you will hear specifics for ensuring resource adequacy and efficient delivery of electric power to customers. We are pleased to have Arne Olson from E3 return to lay the groundwork with a supply and demand forecast. John Tsoukalis from Brattle will report on progress towards implementation of the Extended Day-Ahead Market and what remains to be done.

Carbon markets have become intertwined with electric energy markets in the West. Craig Gannett and Walker Stanovsky from DWT are on board to talk about Washington's cap & trade program implementation and efforts to pursue linkage with California.

We will wrap up with an extensive discussion of resource adequacy. Sarah Edmonds from Western Power Pool and Mary Wiencke from Public Generating Pool will discuss the most pressing issues for IOU and publicly owned utilities and Marcus Chong Tim will talk about how resource adequacy issues are playing out in BPA's planning and operational policies. Randy Hardy will moderate a panel on transmission issues and Debra Smith will moderate a panel on the efforts being made by the Northwest Power and Conservation Council, Western Electricity Coordinating Council, Southwest Power Pool to address resource adequacy issues in regional market operations.

We hope you will join us, either in person or remotely, for what promises to be another outstanding program. We thank Davis Wright Tremaine for hosting us at their lovely John Davis Conference Center. For in-room participants, please plan to stay for the reception at the end of the first day, sponsored by Berman and Todderud and McDowell Rackner Gibson.

Sign up soon!

~ Stan Berman, Esq. of Berman and Todderud
Katherine A. McDowell, Esq. of McDowell Rackner & Gibson,
Program Co-Chairs

Registration & Other Conference Information

Tuition: Regular tuition for this program is \$1345 with a group rate of \$1210 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$1010. For Tribal members, public interest

NGO's, students, and people in their job for less than a year, our rate is \$672.50. All rates include admission to all program sessions and course materials.

Make checks payable to Law Seminars International. As a value-added bonus, you will receive access to audio and video recordings of the program at no extra charge.

Financial aid is available to those who qualify. Contact our office for more information.

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 Friday, January 19, 2024. After that time, we will credit your tuition toward attendance at another program or the purchase of an audio or video replay.

Continuing Education Credit: Live credits: This program qualifies for 11.75 Washington MCLE, 12.00 California MCLE, 11.75 Idaho MCLE, 11.75 Oregon MCLE, and 11.75 ABCEP environmental professional credits. Upon request, we will help you apply for CLE credits in other states and other types of credits.

Time Shift Your Content: Audio and video replay files, with course materials, are available for download or on a flash drive at the same price as live attendance. Files are available for downloading five business days after the program or from the date we receive payment. Flashdrive orders are sent via First Class mail within seven business days after the program or from the date we receive payment. The course materials alone are available for \$100.

Faculty

Stan Berman, *Program Co-Chair*, co-founded Berman and Todderud. He represents electric utilities and other electric industry participants in complex high-stakes litigation and appeals at FERC, state regulatory commissions, and in the courts. Before going into private practice, he was the Assistant General Counsel in charge of the Office of Hydroelectric and Electric Litigation at the FERC.

Katherine A. McDowell, *Program Co-Chair*, McDowell Rackner Gibson, advises and represents utilities and energy companies on a full range of regulatory and administrative law issues. Her work focuses on ratemaking, resource development and acquisition, compliance with environmental mandates, industry restructuring, utility mergers and acquisitions, and appeals from administrative orders.

Randall W. Hardy, *Moderator*, is the Founder of Hardy Energy Consulting. It provides strategic advice to utilities, their customers, and other groups and organizations affected by electricity restructuring. He is the former CEO of Seattle City Light and BPA Administrator.

Debra Smith, *Moderator*, Debra Smith Consulting, formerly served as General Manager and CEO of Seattle City Light (SCL). She joined SCL from the Central Lincoln People's Utility District on Oregon's coast. She started her electric-industry career at Eugene Water and Electric Board.

Matthew Christiansen is General Counsel at the Federal Energy Regulatory Commission. He previously served as a Legal Advisor to Chairman Glick and as a staff attorney in the Commission's Office of the General Counsel. He also was an Energy Law and Policy Fellow at NYU Law School's Guarini Center on Environmental, Energy and Land Use Law.

The Hon. Megan Decker is Chair of the Oregon Public Utility Commission. She represents Oregon as Co-Chair of the Committee on Regional Electric Power Cooperation (CREPC), as well as a member of the Western Interconnection Regional Advisory Body (WIRAB) and the Enrolled Parties and States Committee of NorthernGrid, a regional transmission planning organization. She also served as Co-Vice-Chair of the Energy Resources and the Environment Committee for the National Association of Regulatory Utility Commissioners.

Rachel Dibble is Vice President for Power Bulk Marketing at the Bonneville Power Administration. She oversees BPA's power trading floor, scheduling, pricing, market analysis, long-term surplus sales and purchases, energy imbalance market participation, and Western Resource Adequacy Program (WRAP) development and implementation. Before joining BPA, she was the Supervisor for Regulatory Affairs and Contracts at the Salt River Project.

Milt Doumit was appointed to serve as a commissioner to the Washington Utilities and Transportation Commission in September 2022. He is a member of the National Association of Regulatory Utility Commissioners (NARUC) Committees on Energy Resources and the Environment and International Resources and the Environment. He also serves on the Board of State Regulators for the Western Energy Imbalance Market.

Bill Edmonds is Executive Director of the Northwest Power and Conservation Council. He previously served as Director of Environmental Management and Sustainability at NW Natural Gas, Director of Environmental Policy at PacifiCorp, and as a Public Utility Analyst for the California Public Utilities Commission.

Sarah E. Edmonds is President and CEO of the Northwest Power Pool Corporation, doing business as the Western Power Pool (WPP), a nonprofit corporation that helps coordinate electric grid operations for the western United States and Canada. She previously served as Director of Transmission and Reliability for Portland General Electric and Vice President and General Counsel of PacifiCorp.

Todd Filsinger, Filsinger Energy Partners, provides high-level strategy, economic evaluation, expert testimony, forecasting, and complete interim-management solutions to energy, oil & gas, industrial, and manufacturing companies. Most recently, he has

been integral to wildfire mitigation planning across several western states. In the State of California he has been, assisting the Governor's Office with the PG&E bankruptcy, wildfire mitigation plan, and Public Safety Power Shutoff program.

Nicholas D. Fram is a litigation partner at Munger Tolles & Olson. He focuses on high-stakes complex commercial litigation, internal investigations, and mass torts. This includes tort claims against Southern California Edison and other utilities.

Craig Gannett is a partner at Davis Wright Tremaine. He focuses his practice in the fields of electric utility regulation, renewable energy development, and climate change-related regulation. He also teaches Climate Change Law at the University of Washington School of Law and is the President of the Henry M. Jackson Foundation, which focuses on the intersection of climate change and national security.

Rich George is Senior Assistant General Counsel at Portland General Electric with a focus on the areas of environmental and natural resource policy, regulation and compliance, state and federal energy regulation and compliance, and general corporate, business transactions. He is PGE's "Green Lawyer" representing PGE in renewable energy matters and environmental matters including wildfires and the Portland Harbor Superfund proceeding.

Rich Glick is a Principal at GQ New Energy Strategies. He formerly served as Chair of the Federal Energy Regulatory Commission and held senior positions in the United States Senate, the Department of Energy, and for a major clean energy developer. As a consultant, he is working with Gridworks on their Western States Transmission Initiative (WSTI), a collaborative effort among leading regulators, policymakers, and thought leaders.

The Hon. Edward Lodge is a Commissioner at the Idaho Public Utilities Commission. Before joining the Commission, he served as a Policy Assistant and Communications Director under Governor Philip Batt, Special Assistant to Governor Dirk Kempthorne, and as Government Affairs Specialist for Connolly and Smyser. He also served as Director of Government and Regulatory Affairs for Qwest/CenturyLink.

Bill Magness is Of Counsel to McDowell Rackner Gibson and focuses on energy and telecommunications law, with an emphasis on regulatory, litigation, policy, and business advice to regulated companies. He formerly served as General Counsel for the Electric Reliability Council of Texas (ERCOT) in all aspects of its business and regulatory matters before state regulators and state and federal courts.

Elliot Mainzer is the President & CEO of the California Independent System Operator (CAISO). He served as Administrator of the Bonneville Power Administration from 2013 to 2020.

Philip D. Moeller is Executive VP, Business Operations and Regulatory Affairs at Edison Electric Institute. He previously served as a Commissioner at the FERC. Earlier in his career, he headed the Washington, DC, office of Alliant Energy Corporation, served as a Senior Legislative Assistant for Energy Policy to US Senator Slade Gorton (R-WA), and as the Staff Coordinator of the Washington State Senate Energy and Telecommunications Committee in Olympia, Washington.

Arne Olson is a Senior Partner at Energy and Environmental Economics, Inc. (E3) and leads the firm's Bulk Energy Infrastructure practice. He has led a number of landmark studies of the feasibility and cost of achieving deep decarbonization and high renewable penetration goals for electric utilities, including studies of 100% renewable and net zero energy systems in New England, California, the Pacific Northwest and the Midwest.

Kevin Poloncarz co-chairs the Environmental and Energy Practice Group, Energy Industry Group, and ESG Practice at Covington & Burling. He represents electric utilities, financial institutions, investors, and companies in policy, litigation, and transactional matters concerning power and carbon markets, carbon dioxide removal (CDR) technologies, carbon capture, utilization and storage (CCUS), sustainable aviation fuel, and clean hydrogen.

Kristine Raper is Vice President of External Affairs for the Western Electricity Coordinating Council (WECC). Before joining the WECC, she served as a Commissioner at the Idaho Public Utilities Commission.

Bruce Rew is Senior Vice President of Operations for the Southwest Power Pool. He is responsible for SPP's real-time operations, operational planning and analysis support of all reliability coordination, market operations, tariff administration and scheduling functions. He has also served as Vice President of Engineering for SPP.

Douglas W. Smith, a partner at, and co-chair of, Van Ness Feldman, represents clients on regulatory and policy matters before the Federal Energy Regulatory Commission and the Department of Energy. He also provides counsel on climate change, energy technology, and renewable energy policy. He formerly served as General Counsel of the FERC and as Deputy General Counsel for Energy Policy at DOE.

Walker Stanovsky practices energy and climate change law at Davis Wright Tremaine. He has represented publicly owned and investor-owned utilities, utility customers, independent power producers, and sustainability-focused nonprofits and helped them navigate the swift currents of climate and energy regulation at the local, state, and federal levels.

John Tsoukalis is a Principal at The Brattle Group. He is an expert in electric market modeling, analyzing regional market participation, transmission rate design, market design, detection of market manipulation and damages analyses, and strategic planning.

Mary Wiencke is Executive Director of the Public Generating Pool. Previously, she was the Vice President of Market, Regulation, and Transmission Policy for PacifiCorp where she developed and provided strategic direction on PacifiCorp's environmental, transmission and market policies.