

FERC ELECTRICITY 101

November 6, 2018
Renaissance Newport Beach Hotel
Newport Beach, CA

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OVERVIEW

FERC Electricity 101 provides a comprehensive overview of the agency's impact on the electric power industry. This course is designed for attendees who are seeking a basic knowledge of FERC, desiring a refresher course, or wanting to learn about how the Obama administration and changes in congressional leadership might influence the commission.

LEARNING OUTCOMES

FERC has a large - and growing - presence in the electric industry, especially in light of the Energy Policy Act of 2005. Attendees will be able to recognize and relate the nature of the FERC role and how agency actions may affect regulated entities and the marketplace.

WHO SHOULD ATTEND

Those who will benefit from this course include engineers, managers, members of the financial community, attorneys, and anyone else interested in understanding the laws governing FERC in addition to its rules, policies, and procedures. The course will also be beneficial to individuals seeking insight on current agency proceedings involving electric power.

IACET CREDITS



EUCI has been accredited as an Authorized Provider by the International Association for Continuing Education and Training (IACET). In obtaining this accreditation, EUCI has demonstrated that it complies with the ANSI/IACET Standard which is recognized internationally as a standard of good practice. As a result of their Authorized Provider status, EUCI is authorized to offer IACET CEUs for its programs that qualify under the ANSI/IACET Standard.

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"Extremely helpful in breaking down why we are where we are today and understanding legislative reasoning."

Credit & Risk Analyst,
Midcontinent Independent
System Operator, Inc.



"Sometimes it takes a training event, where you are uninterrupted and focused on material to allow yourself to fill in the knowledge gaps. This training event allowed me to obtain that knowledge."

Manager, Regulatory, AEP

AGENDA

MONDAY, NOVEMBER 6, 2018

- 8:00 – 8:30 am** **Registration and Continental Breakfast**
- 8:30 – 8:40 am** **Welcome, Introduction, and Overview**
- 8:40 – 9:40 am** **Electric Power: Industry Overview, Organization, and Federal/State Distinctions**
- 9:40 – 10:10 am** **Getting to Know FERC**
- An Overview of FERC
 - Regulation before FERC
- 10:10 – 10:20 am** **Morning Break**
- 10:20 – 11:05 am** **Exploring FERC’s Jurisdiction**
- FERC Authority and Jurisdiction
 - State Authority and Jurisdiction
- 11:05 am – 12:00 pm** **Principles of Electric Regulation**
- Regulation Under the Federal Power Act
 - Just and Reasonable Rates
 - Prohibition Against Undue Discrimination
 - Filed Rate Doctrine
 - Rule Against Retroactive Ratemaking
 - Due Process and Burden of Proof
 - Basics of Ratemaking
- 12:00 – 1:00 pm** **Group Luncheon**
- 1:00 – 1:45 pm** **FERC Practice and Procedure**
- Types of Proceedings
 - Overview of Regulatory Process
- 1:45 – 2:30 pm** **The Introduction of Competition**
- PURPA
 - EPCRA 1992
 - Order 888 and its Progeny
 - Order 2000
 - Recent Developments
- 2:30 – 3:15 pm** **Organized Markets (RTOs, ISO, and ITCs)**
- RTO Characteristics and Functions
 - Major Market Issues
- 3:30 – 4:15 pm** **Utility Mergers and Acquisitions**
- Historical Overview
 - PUHCA and EPACT 2005
 - FPA Section 203
 - FERC Merger Policy
- 4:15 – 4:45 pm** **New Developments**
- Formula Rates
 - FERC’s NEPA review
- 4:45 – 5:30 pm** **Questions and Comments**

COURSE INSTRUCTORS



Jason Gray

Shareholder / Duncan, Weinberg, Genzer & Pembroke, P.C.

Jason is a Shareholder with Duncan, Weinberg, Genzer, & Pembroke, P.C. His practice concentrates on energy law, administrative law, and the regulation of public utilities. Within these core practice areas, Mr. Gray regularly represents a wide range of clients before the Federal Energy Regulatory Commission (FERC), a number of state public utility commissions, and various state and federal courts. He has particular experience in utility-related litigation and regularly advises clients with respect to matters pertaining to Regional Transmission Organization/Independent System Operator stakeholder processes, rate and tariff filings, rulemaking proceedings, legislation, compliance and enforcement, formal and informal settlement negotiations, energy contracting, renewable energy policy, and the development of energy projects. In addition, Mr. Gray frequently represents or advises clients with respect to appeals before the United States Court of Appeals for the District of Columbia Circuit and the United States Court of Appeals for the Ninth Circuit.



Peter Scanlon

Shareholder / Duncan, Weinberg, Genzer & Pembroke, P.C.

Peter is a Shareholder with Duncan, Weinberg, Genzer, & Pembroke, P.C. with over 25 years of experience on matters involving energy law, administrative law, litigation, and the regulation of electric and natural gas public utilities. Mr. Scanlon represents a wide range of clients before the Federal Energy Regulatory Commission (FERC) in proceedings involving electricity and natural gas tariff and rate proceedings and investigations. Peter also represents clients' interests in Federal Power Marketing Administration proceedings, before state public utility commissions, and various state and federal courts. He also regularly advises clients with respect to matters pertaining to regulatory compliance and enforcement, Regional Transmission Organization/Independent System Operator tariffs and stakeholder processes, dispute resolution, rulemakings, interconnection agreements, municipal law, renewable energy project development, take-off agreements, and power plant acquisitions and construction. Mr. Scanlon regularly negotiates standard energy industry contracts, with substantial experience negotiating NAESB, ISDA, and EEl agreements on behalf of his clients. Mr. Scanlon develops annual updates for a treatise on administrative procedures for Lexis Nexis. Prior to joining DWG&P, Mr. Scanlon was in-house counsel for a natural gas public utility holding company involved in natural gas exploration, interstate pipelines, storage, local distribution, and energy production and marketing.

COURSE INSTRUCTORS



Greg Upton

Assistant Professor / Louisiana State University

Greg Upton is Assistant Professor at the Center for Energy Studies, Louisiana State University. His research interests are related to the analysis of economic and public policy issues on energy and the environment.

Dr. Upton is also Research Associate at Acadian Consulting Group (ACG), for which he has five years of experience in supporting expert analysis of economic, statistical, and public policy issues in energy and regulatory industries.

During his tenure at ACG, Dr. Upton has worked on more than 20 regulatory cases in more than 10 states. He has worked on a wide range of issues including the impact of utility rate increases on economic output, the distributional effects of different types of utility rate designs, economic impacts of new infrastructure programs, benchmarking analysis, economic valuation, and estimating the tax impact of a large environmental disaster.

Dr. Upton holds a Ph.D. in Economics from Louisiana State University where he also received both an M.A. in economics and a B.S. in economics with a concentration in empirical analysis. He is a member of professional organizations such as the International Association of Energy Economics (IAEE), American Economic Association (AEA) and the Southern Economic Association (SEA).

REQUIREMENTS FOR A SUCCESSFUL COMPLETION OF PROGRAM

Participants must sign in/out each day and be in attendance for the entirety of the course to be eligible for continuing education credit.

INSTRUCTIONAL METHODS

This program will use PowerPoint Presentations, group discussions, as well as active participation.

EVENT LOCATION

A room block has been reserved at the Renaissance Newport Beach Hotel, 4500 MacArthur Blvd, Newport Beach, CA 92660, for the nights of November 4- 6, 2018. Room rates are US \$189, plus applicable tax. Call **1-949-476-2001** for reservations and mention the EUCI event to get the group rate. The cutoff date to receive the group rate is October 15, 2018 but as there are a limited number of rooms available at this rate, the room block may close sooner. ***Please make your reservations early.***



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PLEASE REGISTER

BOTH FERC ELECTRICITY 101 AND FERC COMPLIANCE AND ENFORCEMENT COURSES:

NOVEMBER 6-7, 2018: US \$1895
 EARLY BIRD on or before October 19, 2018: US \$1695

FERC ELECTRICITY 101 COURSE ONLY:

NOVEMBER 6, 2018: US \$995
 EARLY BIRD on or before October 19, 2018: US \$895

How did you hear about this event? (direct e-mail, colleague, speaker(s), etc.)

Print Name

Job Title

Company

What name do you prefer on your name badge?

Address

City

State/Province

Zip/Postal Code

Country

Phone

Email

List any dietary or accessibility needs here

CREDIT CARD INFORMATION

Name on Card

Billing Address

Account Number

Billing City

Billing State

Exp. Date

Security Code (last 3 digits on the back of Visa and MC or 4 digits on front of AmEx)

Billing Zip Code/Postal Code

OR Enclosed is a check for \$ _____ to cover _____ registrations.

Substitutions & Cancellations

Your registration may be transferred to a member of your organization up to 24 hours in advance of the event. Cancellations must be received on or before October 5, 2018 in order to be refunded and will be subject to a US \$195.00 processing fee per registrant. No refunds will be made after this date. Cancellations received after this date will create a credit of the tuition (less processing fee) good toward any other EUCL event. This credit will be good for six months from the cancellation date. In the event of non-attendance, all registration fees will be forfeited. In case of course cancellation, EUCL's liability is limited to refund of the event registration fee only. For more information regarding administrative policies, such as complaints and refunds, please contact our offices at (201) 871-0474