THE VIRGINIA STATE CORPORATION COMMISSION
THE MARSHALL-WYTHE SCHOOL OF LAW
AND
THE VIRGINIA STATE BAR ADMINISTRATIVE LAW SECTION

PRESENT

THE TWENTY-SECOND NATIONAL REGULATORY CONFERENCE

REGULATING

REALITY

May 10 and 11, 2004
Marshall – Wythe School of Law
Williamsburg, Virginia
THE TWENTY-SECOND NATIONAL REGULATORY CONFERENCE

REGULATING REALITY

Monday, May 10, 2004

8:00 a.m.  REGISTRATION and CONTINENTAL BREAKFAST  Marshall-Wythe School of Law

8:30 a.m.  WELCOME:  The Honorable Theodore V. Morrison, Jr., Chairman
            Virginia State Corporation Commission

            Brian Buniva, Chair
            Administrative Law Section
            Virginia State Bar

            W. Taylor Reveley, Dean
            Marshall-Wythe School of Law
            The College of William and Mary

8:45 a.m.  THE SECURITY AND PROTECTION OF UTILITY FACILITIES: FEAR IS NOT A FACTOR
            How have the security and protection of utility facilities changed after September 11, 2001? This panel will provide perspectives from both the federal and state governments, as well as a utility's perspective and experience as a service provider to the Pentagon.

            Introduction:  Allison Held, Assistant to the Commission
            Virginia State Corporation Commission

            Moderator and Panelist:  Massoud Tahamtani, Director
            Virginia State Corporation Commission
            Utility and Railroad Safety Division

            Panelists:  Jack Fox, Branch Chief, Pipeline Infrastructure
                        Transportation Security Administration
                        Department of Homeland Security

                        Ralph Fisher, Division Head-Operations
                        Washington Gas Light Company

10:00 a.m.  BREAK
SURVIVOR - WHO WILL LAST IN THE BROADBAND WORLD?
Today, several broadband technologies compete for the same customers, but under different rules. Companies are investing billions in their networks, gearing up for an even bigger battle. What services will they provide? Will customers buy them? Who will survive, and how will regulation and market pressures affect survival?

Moderator  Lydia Pulley, Vice President and General Counsel
            Verizon Virginia and West Virginia

Panelists:  Rick Cimerman, Senior Director of State Telecommunications Policy
            National Cable Telecommunications Association

            Michael J. Balhoff, Managing Director
            Legg Mason

            Link Hoewing, Assistant Vice President, Internet and Technology Policy
            Verizon

            H. Russell Frisby, Jr., CEO and President
            CompTel/ASCENT

12:00 Noon  LUNCHEON
            University Center, Chesapeake Room A
            College of William and Mary
            (Transportation provided)

KEYNOTE ADDRESS
Introduction:  Brian Buniva
            LeClair Ryan, A Professional Corporation

            Dr. Massoud Amin, Director
            Center for the Development of Technological Leadership
            University of Minnesota

2:00 p.m.  EXTREME MAKEOVER – OVERHAULING THE ELECTRIC GENERATION AND GAS PIPELINE LANDSCAPE
This panel will discuss financial and regulatory hurdles needed to site new electric generation and gas pipelines in Virginia. Issues for discussion include the impact of the Virginia Restructuring Act on generation and also the gas capacity shortage on Virginia's Eastern Shore and how to solve it.

Moderator:  Brian R. Greene, Associate
            Christian & Barton, LLP

Panelists:  Chris Broemmelsiek, Vice President
            Competitive-Power Ventures, Inc.

            John A. Stevens, Senior Utilities Engineer
            Division of Energy Regulation
            Virginia State Corporation Commission

            Matthew Kahal, Senior Associate Consultant
            Exeter Associates, Inc.

            James C. Moore, Director of Customer Service
            Williams Gas Pipeline – Transco
3:15 p.m.

BREAK

3:30 p.m.

TRADING SPACES - UTILITY SITING ISSUES
If you want to get someone's attention, mention that an electric transmission line is going to be nearby. This kind of SCC proceeding produces some truly passionate testimony as to why location is a really bad spot for the line and so the line should instead be sited in location Y. The SCC sorts through competing claims of homeowners, businesses, developers, local governments, and utilities when approving sites for new transmission lines. Is the current process working? Are ways to improve it? Will FERC or other entities play a larger role in transmission line siting in the future?

Moderator: Cliona Mary Robb, Partner
Christian & Barton, LLP

Panelists: John D. Smatlak, Managing Director – Electric Transmission
Dominion Virginia Power

Charles Simmons, Consultant
Appalachian Power Company (retired Vice President)

Wayne Smith, Senior Counsel
Office of General Counsel, Virginia State Corporation Commission

6:30 - 8:00 p.m.

COMMISSIONERS' RECEPTION

Williamsburg Hospitality House

Everyone attending the National Regulatory Conference is cordially invited to this reception on Monday evening. Come and meet the Commissioners as well as the panelists and speakers on the conference program

Tuesday, May 11, 2004

7:45 a.m.

CONTINENTAL BREAKFAST

Marshall-Wythe School of Law

8:30 a.m.

TECHNOLOGY ISLAND: WILL NEW TECHNOLOGIES BREAK LONG-STANDING ADVENTURE
What impact will new telecommunications and energy technologies have on regulated industries and the commissions that regulate those industries? Are those new technologies likely to displace existing utility infrastructure? Do those new technologies undermine the "regulatory compact" between franchised utilities and regulatory commissions? Do state utility commissions have the authority to regulate those new technologies? How should utility regulators respond to such competitive threats?

Introduction: Paige E. Holloway, Esquire
Anderson & Holloway, LLC

Moderator: R. Peter Lalor, President
Commonwealth Chesapeake Company, LLC

Panelists: James L. Lewis, Senior Vice President, Public Policy
MCI
Peter T. Disser, Vice President
NiSource Energy Technologies

James Bradford Ramsey, General Counsel
National Association of Regulatory Utility Commissioners

BREAK

10:30 a.m.

ETHICAL EYE FOR THE “FOREIGN” GUY
The issue of multi-jurisdictional practice is being widely discussed and studied across the globe. The question of how it will impact all of us and how the practice of law will look in the future remains to be answered. The panel will explore the current practice of administrative lawyers, private counsel and corporate counsel answering the questions of addressing client needs in multiple jurisdictions. How should the individual states regulate the practice across state lines? What are the unauthorized practice concerns involved? How many of us have actually stepped across the line in our current practice and what is the reality of the future? What will GATS bring and how will we react?

Introduction: C. Meade Browder, Senior Assistant Attorney General
Office of the Attorney General

Moderator: Leslie A. T. Haley, Assistant Ethics Counsel
Virginia State Bar

Panelists: Kodwo Gharley-Tagoe, Chief Regulatory Counsel
Duke Energy Corporation

Robert Eicher, Esquire
Williams Mullen

James E. Moliterno, Professor
William and Mary School of Law

12:30 p.m.

PROGRAM CONCLUDES

The program (pending approval) will include 8 hours of Continuing Legal Education (CLE) credits, including 2 hours of Ethics credits from the Virginia State Bar.

PROGRAM COMMITTEE

Brian L. Buniva, Esquire
LeClair Ryan, a Professional Corporation
Chair, Administrative Law Section
Virginia State Bar

JoAnne L. Nolte, Esquire
TheConradFirm
Vice Chair, Administrative Law Section
Virginia State Bar

T. Borden Ellis, Esquire
LeClair Ryan, a Professional Corporation

C. Meade Browder, Jr., Esquire
Office of the Attorney General of Virginia

Vishwa B. Link, Esquire
Dominion Resources Services, Inc.

Lydia Pulley, Esquire
Verizon, Virginia and West Virginia
CONFERENCE INFORMATION
- Parking is available at the Marshall-Wythe School of Law. Transportation is available to and from the Williamsburg Hospitality House.
- The number of registrants will be limited to 140. Registrations will be processed in the order of receipt.
- Registration Fee: $250 per person.
- Mail payments to:

  National Regulatory Conference  
c/o Mary Council  
Virginia State Corporation Commission  
P. O. Box 1197  
Richmond, Virginia 23218

- Business casual dress is encouraged for all attendees.

RESERVATION INFORMATION
A block of rooms is being held at the Williamsburg Hospitality House, 415 Richmond Road, Williamsburg, VA 23185, (757) 229-4020 until April 4, 2003.