THE THIRTY-SEVENTH ANNUAL NATIONAL REGULATORY CONFERENCE

May 16 - 17, 2019

William & Mary Law School
613 S. Henry Street
Williamsburg, Virginia 23185
THE THIRTY-SEVENTH ANNUAL NATIONAL REGULATORY CONFERENCE

Thursday, May 16, 2019

8:00 a.m.  Registration and Breakfast  Lobby of the Law School

8:30 a.m.  Welcome:  Judith Williams Jagdmann, Chairman  
Virginia State Corporation Commission

Davison M. Douglas, Dean  
William & Mary Law School

K. Beth Clowers, Chair, Program Committee  
Vice-Chair, Virginia State Bar Administrative Law Section

8:45 a.m.  Generation Subsidies and PJM  
90 minutes

This panel will examine how generation subsidies from states affect the market, FERC’s June Order on the Minimum Offer Price Rule in PJM, which addressed recent controversies of the capacity market impact of certain generators receiving state subsidies and found PJM’s capacity markets to be unjust and unreasonable as a result, and how the FERC proceeding will reshape the PJM capacity market and other markets dealing with the same issues. Also, the panel will discuss resource adequacy planning.

Moderator:  D. Mathias Roussy, Jr., Hearing Examiner  
Virginia State Corporation Commission

Panelists:  The Honorable Talina R. Mathews  
Kentucky Public Service Commission

The Honorable Michael T. Richard  
Maryland Public Service Commission

Frederick S. “Stu” Bresler, III  
Senior Vice President, Operations and Markets  
PJM Interconnection

W. Mason Emnett, Vice President, Competitive Market Policy  
Exelon Corporation

Glen Thomas, President  
GT Power Group, LLC

10:15 a.m.  Break
10:30 a.m.  **Has the Time Come for Electric Vehicles and Storage?**  
75 minutes

This panel will discuss electrification efforts in Virginia and across the country, and the challenges and opportunities that exist for transportation electrification and energy storage. Panel discussion will address policy initiatives, as well as regulatory and legal challenges, for electric vehicle adoption and expansion of charging infrastructure.

**Moderator:** Philip B. Jones, Executive Director  
The Alliance for Transportation Electrification

**Panelists:**  
Emil Avram, Vice President - Innovation  
Dominion Energy

Marcy Bauer, Director, Program Operations  
EVgo Services LLC

Patrick Bean, Senior Manager, Policy and Business Development  
Tesla

11:45 a.m.  **Lunch**  
Trinkle Hall, College of William & Mary  
Transportation provided.

Classrooms are locked from 11:45 – 1:15.

1:30 p.m.  **Grid Modernization: What Is It and What Are the Goals?**  
75 minutes

The grid modernization panel will explore the need to ready the electric grid for future challenges, including increased deployment of renewable resources and other technological advances. The panel will attempt to define grid modernization, including both grid- and customer-facing technologies and activities. The panel will consider experiences of other states and whether the regulatory framework (regulated or deregulated) has impacted those experiences.

**Moderator:** Ladeene Freimuth  
Policy Director, GridWise Alliance  
President, The Freimuth Group, LLC

**Panelists:**  
The Honorable M. Beth Trombold  
Public Utilities Commission of Ohio

Benjamin O. Davis, Senior Project Manager  
Concentric Energy Advisors, Inc.

Marc E. Lewis, Vice President - Regulatory & External Affairs  
Indiana Michigan Power

Joseph A. Rosenthal, Principal Attorney  
Office of Consumer Counsel for Connecticut

2:45 p.m.  **Break**

If you are staying for Ethics, please pick up the materials at the registration desk.
3:00 p.m.  **Ethics**  
**Confidentiality: Non-Clients’ Misconduct**

This interactive program uses hypotheticals to explore lawyers' confidentiality and disclosure duties in the context of non-clients' misconduct, including: determining what state's ethics rules apply; lawyers' possible duty to disclose non-clients' felonies or child abuse; corporate lawyers' "reporting up" employee misconduct; friendly and adverse non-clients' false testimony; lawyers' duty to report other lawyers' misconduct (including lawyers subject to the duty, whom they must report, the reporting duty's standards and timing, and the role of lawyers' confidentiality duty).

**Thomas E. Spahn**, a Partner at the McGuireWoods law firm, and nationally known expert on ethics, will lead an informative and interactive session using challenging hypotheticals to address current ethical issues of interest to all attorneys.

*As a reminder, MCLE regulations state that you may not receive credit for the same course in two successive credit years.*

5:00 p.m.  **Program adjourns for the day**
*VSB Administrative Law Section will hold their annual meeting to elect officers.*

5:45–7:45 p.m.  **Conference Reception**  
*Chesapeake Room, Upper Level of the Sadler Center*

Parking is available at the Sadler Center. Also, from 5:30 - 6:30, a shuttle will depart the Hilton Garden Inn every 15 minutes. The return shuttle will depart the Sadler Center from 6:45 - 7:45.

The program has been approved for 7.5 hours of Virginia Continuing Legal Education (CLE) credit which includes 2.0 hours of ethics credit.
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Friday, May 17, 2019

8:00 a.m.  Breakfast  
Lobby of the Law School

9:00 a.m.  The Honorable Bernard L. McNamee  
Federal Energy Regulatory Commission  
Keynote Address

10:00 a.m.  Break

10:15 a.m.  Carbon Regulation: The Holistic View  
90 minutes

This panel will examine the grey areas in carbon regulation as we discuss opportunities for carbon reduction and the role of varying energy sources in the pathway to the future.

Moderator:  Matthew L. Gooch, Partner  
ReisingerGooch, PLC

Panelists:  Bob Inglis, Executive Director  
republicEn.org

Trieste Lockwood, Senior Policy Advisor  
Virginia Department of Environmental Quality

Walton C. Shepherd  
Virginia Policy Director, Climate & Clean Energy Program  
Natural Resources Defense Council

Brooks M. Smith  
Managing Partner, Richmond Office  
Troutman Sanders LLP

11:45 a.m.  Closing remarks and the conference concludes
K. Beth Clowers, Esq.  
Virginia State Corporation Commission  
Vice Chair, VSB Administrative Law Section  
Chair, Program Committee

Elaine S. Ryan, Esq.  
McGuireWoods LLP  
Chair, VSB Administrative Law Section

James G. Ritter, Esq.  
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Secretary, VSB Administrative Law Section

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The Virginia, Maryland & Delaware Association of Electric Cooperatives

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