



POWER PRACTICE OVERVIEW

K&L Gates is a fully integrated global law firm with lawyers located across five continents. Our global energy and utilities team works together to guide clients through federal and state legislative and policy initiatives, mergers and acquisitions, commercial transactions, project financing and development, regulatory compliance, tax matters, physical and financial products trading transactions, restructuring and insolvency, and litigation. Our clients include investor-owned and publicly owned electric, gas, and water utilities, independent power producers, alternative energy project developers and producers, emerging businesses in the smart energy sector, power marketers, oil and gas producers, coal bed methane producers, natural gas and petroleum product storage and transmission companies, members of the nuclear power industry, industrial and commercial energy customers, municipalities, lenders, developers, and contractors.

OUR SERVICES

We advise clients across the entire electric supply continuum on the legal aspects of their business activities, including:

- Mergers and acquisitions, including the purchase and sale of electric generating facilities and utilities.
- Wholesale and retail electric power purchase and sale transactions, energy derivatives, electric transmission, generator interconnection, and other agreements.
- Purchase and sale of renewable energy credits, verified emissions reduction certificates, emissions allowances, and other environmental trading products.
- Judicial and administrative proceedings involving a wide variety of issues, including challenges to market-based rate authority, controversies regarding regulated cost allocations, transmission rate design, and participation in bankruptcy proceedings.
- Restructuring private and public utilities involving formulating and obtaining regulatory approvals for comprehensive restructuring.
- Proceedings before various federal agencies, including the Department of Energy, the Federal Energy Regulatory Commission, the Federal Trade Commission, the U.S. Department of Justice, the Bonneville Power Administration, and the Western Area Power Administration, and before state public utilities commissions and infrastructure siting agencies.
- Formation and operation of U.S. regional transmission organizations, including the PJM Interconnection, the New York ISO, ISO New England, the Midwest ISO, and the California ISO.
- Application of antitrust laws and competition policy, including civil and criminal investigations and enforcement actions, transactional matters, and federal and state regulatory proceedings involving competition issues.
- Policy and lobbying activity, including numerous significant legislative proceedings involving issues such as stranded cost, retail open access, and tax reform legislation.
- Enforcement proceedings before FERC, CFTC, and SEC.
- Structuring of power transactions with distressed or potentially distressed counterparties, including protections against credit risk through alternative deal structures and use of bankruptcy safe harbors.

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Robert T. Honeywell

Of Counsel, New York

+1.212.536.4863

robert.honeywell@klgates.com



William M. Keyser

Partner, Washington D.C.

+1.202.661.3863

william.keyser@klgates.com



Alyssa A. Moir

Partner, Seattle

+1.206.370.7965

alyssa.moir@klgates.com



Ankur K. Tohan

Partner, Seattle

+1.206.370.7658

ankur.tohan@klgates.com

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