

# ENERGY REGULATION

Baker Botts’ Energy Regulatory Practice extends to all aspects of federal and state regulation. In power markets we represent utilities, merchant generators, renewable energy developers, new market entrants, emerging technology developers and electricity consumers. In oil and gas markets, we counsel producers, shippers, midstream operators and transporters, distributors and consumers. We advise and represent producers, distributors, and consumers of energy in all its forms, and counsel those developing infrastructure or other energy projects as well as those investing in or lending to the energy sector.

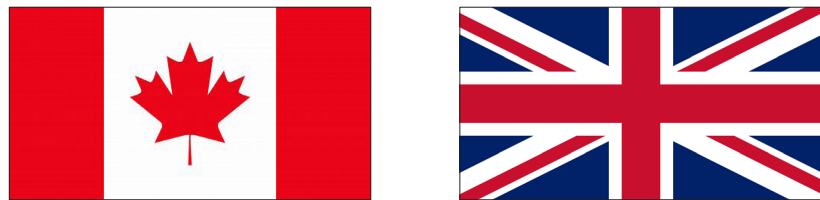
## REGULATORY EXPERIENCE

Regulatory experience is a critical component in the permitting, structuring, development, financing, and operation of energy projects and in the acquisition, disposition and commercialization of energy assets. Baker Botts lawyers are able to help clients identify important regulatory considerations, develop strategies to address regulatory issues and implement those strategies.



## COUNTRIES WE WORK IN

Beyond U.S. federal and state agencies and courts, Baker Botts lawyers handle regulatory matters and proceedings in other jurisdictions. We have appeared before the National Energy Board of Canada and advised on cross-border regulatory issues relating to Mexico. Additionally, lawyers in our London office are skilled in handling U.K. regulatory matters and have experience dealing with European and other energy regulatory regimes internationally.



## GOVERNMENT AGENCY EXPERIENCE

Our lawyers practice before a variety of federal and state agencies that regulate energy markets and clients. They also routinely deal with other agencies that affect energy projects and facilities. Baker Botts regulatory lawyers also handle civil litigation related to federal and state regulatory issues and appellate cases arising from review of both lower court decisions and agency orders.



FEDERAL ENERGY  
REGULATORY  
COMMISSION



U.S. DEPARTMENT  
OF ENERGY



COMMODITIES  
FUTURES TRADING  
COMMISSION



TEXAS PUBLIC UTILITY  
COMMISSION



TEXAS RAILROAD  
COMMISSION



THE U.S. SECURITIES  
AND EXCHANGE  
COMMISSION



U.S. DEPARTMENT  
OF THE INTERIOR



U.S. DEPARTMENT OF  
TRANSPORTATION



THE U.S. ARMY CORPS  
OF ENGINEERS



THE U.S. MINERAL  
MANAGEMENT  
SERVICE



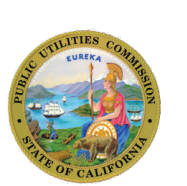
THE U.S. DEPARTMENT OF  
COMMERCE



THE U.S.  
COAST GUARD



TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY



CALIFORNIA PUBLIC  
UTILITIES COMMISSION

## WHAT WE'RE DOING NOW

As the energy industry continues to evolve, our attorneys have been at the forefront of the transition to a clean energy economy. Today, our nationally recognized practice represents some of the most ambitious and capital-intensive energy infrastructure projects in the United States. These projects include offshore wind facilities; buried HVDC merchant transmission lines bringing renewable power to U.S. cities; the development of new intermittent carbon-free resources; pumped-storage hydroelectric generation; energy storage; carbon capture, utilization, and storage facilities; and hydrogen-related infrastructure. These new initiatives complement our core strengths representing electric and gas companies in administrative and litigation matters before state and federal agencies and courts. Our attorneys also counsel clients on the regulatory aspects of mergers, acquisitions, and financings, defend companies against enforcement actions, develop compliance programs, and advise companies on tariff and market rules to maximize opportunities in the marketplace. We are a full service practice, representing both incumbent and long-established companies as well as new market entrants.

# OUR TEAM



**JAY RYAN**  
Partner  
Washington

Jay Ryan advises utilities, developers, and PE investors on the development of large-scale energy infrastructure projects, FERC regulation of generation and transmission assets, and the operation of energy and capacity markets. Named an Energy and Environmental Trailblazer by The National Law Journal, Jay currently represents clients on energy transition matters, including DOE funding programs and the development of HVDC transmission, offshore wind assets, pump storage projects, and cross-border facilities.



**EMIL BARTH**  
Partner  
Washington

Emil Barth advises project developers, marketers, utilities, and distributed generation and retail energy providers on federal and state regulatory and permitting matters, including before the Federal Energy Regulatory Commission, U.S. Department of Energy, and state utility commissions. He also has extensive transactional experience with respect to developing and negotiating agreements for renewable and carbon free energy, electricity, natural gas, and renewable natural gas. He has been recognized by Chambers for both electric and oil and gas regulatory work.



**RYLAN NORFOLK**  
Special Counsel  
Washington

**FERC:** Electric Transmission & Interconnection; Regulation under FPA, PURPA, PUHCA; Natural Gas Transportation & Storage; Audits, Investigations & Standards of Conduct  
**Organized Markets:** ERCOT, MISO, PJM, CAISO, ISO-NE, NYISO, SPP  
**CFTC:** Exchange Investigations and Enforcement



**ANDREA STOVER**  
Partner  
Austin

Andrea Stover counsels and represents energy clients related to issues and proceedings before the Public Utility Commission of Texas, ERCOT, the Texas Railroad Commission, as well as state and federal courts. Ms. Stover also represents energy clients in a variety of transactions. Ms. Stover extensive experience includes representing utilities and other entities in base rate and fuel proceedings, permitting of electric transmission lines, certification and ongoing compliance counseling for retail electric providers and power generation companies, mergers and acquisitions of utilities and other energy companies, interconnection issues, and contested permits for salt water disposal wells.



**MICHAEL YUFFEE**  
Partner  
Washington

Michael Yuffee has extensive experience in regulatory proceedings, investigations, and transactional matters before the Federal Energy Regulatory Commission and the Commodity Futures Trading Commission. He represents clients in regulatory matters including wholesale energy market design; transportation access and generation interconnection issues; electric, natural gas and oil pipeline rate proceedings; compliance, enforcement, and investigation matters; transactional diligence and approvals; and litigation and appellate matters.



**LANDON LILL**  
Senior Associate  
Austin

**PUCT:** Generation, Transmission & Distribution, Retail  
**TX RRC:** Oil & Gas, Pipelines  
**Market Rules:** ERCOT Renewable Energy Transactions & Counseling; Cryptomining & Large Loads; Behind-the-Meter Projects



**PATRICK LEAHY**  
Senior Associate  
Austin

**PUCT:** Rate Proceedings, Counseling, Certification and Registration  
**ERCOT:** Protocol Compliance & Revision  
**TX RRC:** Injection Well Permitting  
**Energy Litigation:** State Office of Administrative Hearings, Appeals of agency action to courts  
**TCEQ:** Permitting, enforcement, contaminated site issues



**JIM BARKLEY**  
Partner  
Houston

Jim Barkley represents electric utilities, pipelines, power generators, and energy consumers before the Public Utility Commission of Texas, Texas Railroad Commission, ERCOT, and in state and federal courts. Mr. Barkley's diverse experience includes first impression pipeline rate cases before the TRRC, proceedings at the PUCT to design, approve, and carry out the construction of \$7 billion in new transmission infrastructure to serve renewable generation in West Texas and the Texas Panhandle; and disputes and regulatory proceedings arising out of the February 2021 winter storm.



**JULIANA SERSEN**  
Partner  
Austin

Juliana Sersen's practice focuses on counseling and representing energy clients on regulatory matters and complex energy market issues. Prior to joining Baker Botts, she served as the Assistant General Counsel at ERCOT. While at ERCOT, Ms. Sersen managed ERCOT's market participant registration department and played a pivotal role in representing ERCOT in securitization proceedings at the Public Utility Commission of Texas following Winter Storm Uri. Ms. Sersen has extensive experience in helping clients navigate technical and novel issues within ERCOT and focuses much of her work on the integration of emerging technologies to help ensure a more reliable and resilient Texas grid.



**JIMMY SKIPTON, IV**  
Associate  
Austin

**FERC:** Utility Audit Response; Interstate Pipeline Tariffs  
**PUCT/ERCOT:** Regulatory counseling; contested case proceedings  
**TX Legislature:** Former policy advisor to Speaker of House; bill analysis and legislation drafting



**GEORGE FIBBE**  
Partner  
Houston

George Fibbe draws on his broad experience in private practice, as a general counsel, and in government service, to represent clients in complex regulatory matters and commercial disputes. He handles high-stakes matters across the energy sector, including the power industry, renewables, nuclear, LNG, and upstream and midstream oil and gas. Before joining Baker Botts, Mr. Fibbe served as Deputy General Counsel for Litigation, Regulation & Enforcement for the U.S. Department of Energy, where he oversaw various regulatory issues across the Department's offices.



**MICHELLE BOUDREAUX**  
Partner  
Houston

Michelle Boudreaux has over 20 years of experience providing transactional and regulatory advice to the owners and operators of liquids energy and natural gas pipelines. She has represented clients at FERC and state agencies, including the California PUC, in contested proceedings regarding rates and terms of service. Michelle's work also includes midstream energy project development, regulatory compliance, and regulatory counseling on transactions involving the acquisition and financing of pipeline assets and businesses.



**KATIE GANTLEY**  
Associate  
Washington

**FERC:** Power, Natural Gas, Oil and Liquid Hydrocarbons; approval of asset transfers, rulemakings  
**Organized Markets:** MISO, PJM, SEEM, NYISO  
**State Energy Regulation:** OH PUC, VA SCC

**BAKER BOTTS**

