

THE WILLIAM & MARY LAW SCHOOL
THE VIRGINIA STATE CORPORATION COMMISSION
THE VIRGINIA STATE BAR ADMINISTRATIVE LAW SECTION
THE VIRGINIA BAR ASSOCIATION ADMINISTRATIVE LAW SECTION

present

THE THIRTY-SEVENTH ANNUAL NATIONAL REGULATORY CONFERENCE



May 16-17, 2019

William & Mary Law School
613 S. Henry Street
Williamsburg, Virginia 23185

DRAFT AGENDA

Thursday, May 16

- 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**
- 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. The panel will also discuss resource adequacy planning.
- The panel will be moderated by **Ernest White**, State Corporation Commission, and the confirmed speakers are **The Honorable Talina R. Mathews**, Kentucky Public Service Commission; **The Honorable Michael T. Richard**, Maryland Public Service Commission; **Frederick S. Bresler, III**, PJM interconnection; **W. Mason Emmett**, Exelon Corporation; and **Glen Thomas**, GT Power Group, LLC.
- 10:15 a.m. **Break**
- 10:30 a.m. **Has the Time Come for Electric Vehicles and Storage?**
- 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. **Philip Jones**, The Alliance for Transportation Electrification, will moderate this panel, and the speakers will be **Emil Avram**, Dominion Energy; **Marcy Bauer**, EVgo; and **Patrick Bean**, Tesla.
- 11:45 a.m. **Lunch** *Trinkle Hall, College of William & Mary*

1:30 p.m. **Grid Modernization: What Is it and What are the Goals?**

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.

Confirmed panelists including **The Honorable M. Beth Trombold**, Public Utilities Commission of Ohio; **Benjamin O. Davis**, Concentric Energy Advisors, Inc.; **Ladeene Freimuth**, GridWise Alliance; and **Elin Swanson Katz**, Office of Consumer Counsel for Connecticut, will offer their perspectives on the relative costs and benefits of various aspects of grid modernization.

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

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.

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

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

Friday, May 17

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**

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.

Confirmed speakers include **Bob Inglis**, republicEn.org; **Trieste Lockwood**, Virginia Department of Environmental Quality; **Walton C. Shepherd**, Natural Resources Defense Council; and **Brooks M. Smith**, Troutman Sanders LLP.

11:45 a.m. **Adjourned**

PENDING - The program is seeking 7.5 hours of Virginia Continuing Legal Education (CLE) credit which includes 2.0 hours of ethics credits. - PENDING

PROGRAM COMMITTEE

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Chair, Program Committee

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