

2004 Gas and Power Institute
November 11-12, 2004 • Hilton Americas • Houston, TX

Thursday Morning, Nov. 11, 2004

Presiding Officers:

Jay G. Martin, Baker Hughes - Houston, TX

Michael P. Pearson, Jackson & Walker, LLP - Houston, TX

8:45 am 0.50 hr	<p>Electric Power, Part I: A Primer on the Federal Regulation of Electric Power - Generation and the Wholesale Market</p> <p>A discussion of historical federal regulation of electric generation; Federal Power Act; PUHCA; PURPA; Energy Policy Act of 1992; evolution of wholesale electric power markets.</p> <p>Jeffrey D. Watkiss, Bracewell & Patterson, LLP - Washington, DC</p>
9:15 am 0.50 hr	<p>Electric Power, Part II: A Primer on the Federal Regulation of Electric Power - Transmission and Distribution</p> <p>This session will discuss historical federal regulation of electric transmission and distribution; current scope of FERC jurisdiction; status of FERC SMD and RTO initiatives.</p> <p>Fredrick G. Yanney, Fulbright & Jaworski L.L.P. - Los Angeles, CA</p>
9:45 am 0.50 hr	<p>Electric Power, Part III: Recent Developments in the Wholesale and Retail Electric Markets in Texas - Legislative, Regulatory, Judicial</p> <p>Stranded cost true-up cases; wholesale market design; enforcement; market mitigation; competition in non-ERCOT areas; Sunset Commission recommendations for the 2005 Legislative Session.</p> <p>Marianne Carroll, Brown McCarroll, L.L.P. - Austin, TX</p>
10:30 am 0.75 hr	<p>Electric Power, Part IV: Anatomy of a Retail Electricity Sales Contract - Provider and Customer Perspectives</p> <p>Discussion of primary contract issues with suggestions for how the customer, the REP and their attorneys should prepare for contract negotiation.</p> <p>Carolyn E. Shellman, CPS Energy - San Antonio, TX Michael J. Tomsu, Vinson & Elkins LLP - Austin, TX</p>
11:15 am 0.50 hr	<p>Acquisitions and Divestitures: Prospects for Midstream Activity</p> <p>Discussion of increased acquisition and divestiture activity in the midstream gas sector and the reasons therefore; the changing faces of the players; changes in perceptions of asset value; the role of private equity; the relationship to trading and marketing; strategic considerations.</p> <p>Benjamin Schlesinger, Benjamin Schlesinger And Assoc. - Bethesda, MD</p>
11:45 am 0.50 hr	<p>Market Monitoring and Enforcement by the Federal Energy Regulatory Commission</p> <p>Suedeem G. Kelly, Modrall, Sperling, Roehl, Harris & Sisk - Albuquerque, NM</p>

Thursday Afternoon, Nov. 11, 2004

Presiding Officers:

Jay G. Martin, Baker Hughes - Houston, TX

Michael P. Pearson, Jackson & Walker, LLP - Houston, TX

1:15 pm 0.00 hr 0.75 hr ethics	Ethics, Part I: “Is It OK to Throw Away These Papers?” - Legal and Ethical Considerations Regarding Record Retention Programs Discussion of the principles and mechanics of record retention programs; special issues relating to emails and recorded telephone conversations; application of Sarbanes-Oxley Act to record retention; Committee of Chief Risk Officers’ “Best Practices”; additional legal and ethical considerations. Robert L. Levy, Haynes & Boone L.L.P. - Houston, TX
2:00 pm 0.00 hr 0.75 hr ethics	Ethics, Part II: Ethical Considerations and Malpractice Prevention in an Energy Practice Discussion of three ethical issues that arise most frequently in energy-related litigation—lying, conflicts of interest, and confidentiality. Eugene M. Nettles, Porter & Hedges, LLP - Houston, TX
3:00 pm 0.75 hr	Natural Gas; Focus on LNG, Part I: Selected Current Regulatory Issues A discussion of Hackberry’s approval of proprietary access to LNG terminals; its effect on development of merchant LNG market; characteristics of terminal use arrangements; issues relating to access to interstate pipeline capacity; gas/quality interchangeability; current FERC initiatives. Blaine Yamagata, Jackson Walker, L.L.P. - Houston, TX Joel A. Youngblood, Jackson Walker - Houston, TX
4:00 pm 0.75 hr	Natural Gas; Focus on LNG, Part II: Separating Fact from Fiction - Environmental and Safety Issues Associated with LNG Projects A discussion of required environmental permits, studies; public safety/health risks; consequences studies; onshore/offshore distinctions; public disclosure and homeland security concerns. Richard Riley Myers, Earth Consulting Group Southwest, LLC - Houston, TX
4:45 pm 0.50 hr	Natural Gas, Part III: Homeland Security and Domestic Energy Infrastructure An overview of FERC, DOT, MMS regulations on pipeline transportation, safety; homeland security issues, initiatives. Shemin Proctor, Andrews & Kurth - Washington, DC

Friday Morning, Nov. 12, 2004

Presiding Officers:

Jay G. Martin, Baker Hughes - Houston, TX

Michael P. Pearson, Jackson & Walker, LLP - Houston, TX

8:30 am 0.75 hr	<p>Deregulated Energy Markets, Part I: The Changing Face of Energy Trading</p> <p>An overview of factors contributing to the decline of the energy trading industry; factors impacting industry recovery; new market participants.</p> <p>Loretta Cross, Grant Thornton LLP - Houston, TX Dawn S Richter, First Solar, Inc. - Phoenix, AZ Richard Stein, Bank of America - Houston, TX</p>
9:15 am 0.75 hr	<p>Deregulated Energy Markets, Part II: Marking up the Forms - Common Modifications of Standard Trading Contracts</p> <p>Common modifications to the EEI, NAESB, ISDA and Master Netting Agreement, as well as the ISDA Power and Gas Annexes and the EEI Gas Annex.</p> <p>Lisa J. Mellencamp, Constellation Energy Commodities Group - Houston, TX Dede Russo, Reliant Energy, Inc. - Houston, TX</p>
10:15 am 0.00 hr 0.75 hr ethics	<p>Ethics, Part III: When the Government Comes Calling - Advising Officers and Directors on Civil and Criminal Investigations in the Post-Enron Era</p> <p>Discussion of recent developments (e.g., SOX, Thompson Memo, up-the-ladder reporting, noisy withdrawal) which challenge major assumptions about dealing with government inquiries.</p> <p>Edward J. Hardin, Rogers & Hardin, LLP - Atlanta, GA Russell Hardin Jr., Rusty Hardin & Assoc, P.C. - Houston, TX</p>
11:00 am 0.50 hr	<p>Deregulated Energy Markets, Part III: The Present and Future of Tolling Transactions</p> <p>Discussion of current environment for gas-to-power tolling; mechanics of and contractual considerations in tolling agreements; cleaning up existing long-term transactions; future of tolling transactions.</p> <p>Robert Bohme, Baker Botts L.L.P. - Houston, TX</p>
11:30 am 0.75 hr	<p>Current Trends in Litigation Affecting the Gas and Power Industries</p> <p>Discussion of often-litigated issues in energy industry contracts; strategies for dealing with these issues during contract negotiations.</p> <p>Adam P. Schiffer, King Spalding LLP - Houston, TX</p>