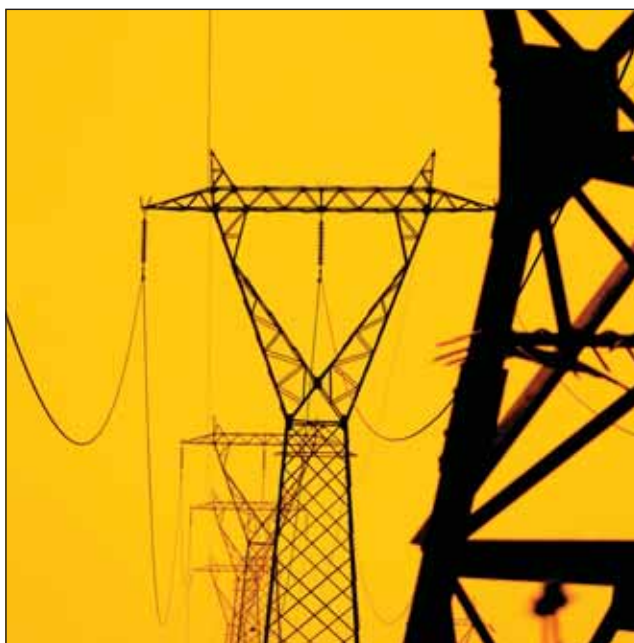


9TH ANNUAL
GAS AND POWER INSTITUTE



September 23–24, 2010
Hyatt Regency ▪ Houston, Texas

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THURSDAY MORNING, SEPT. 23, 2010

Presiding Officer:

Diana M. Liebmann, Haynes and
Boone, LLP, San Antonio, TX

8:00 a.m. Registration Opens
Includes continental breakfast.

8:30 a.m. Welcoming Remarks
Diana M. Liebmann, San Antonio, TX

8:45 a.m. .75 hr

DOE and FERC: Recent Developments and Trends in Energy, Power and Gas

This session reviews significant developments in power, natural gas and oil pipeline regulation at FERC, including FERC's activities in the relatively nascent areas of Smart Grid interoperability standards and electric reliability, and recent developments in DOE's Loan Guarantee Program.

Kenneth G. Hurwitz, Washington, DC

9:30 a.m. .75 hr

State Regulatory Update

A summary of regulatory developments affecting Texas' wholesale and retail electric markets during 2010.

Marianne Carroll, Austin, TX

10:15 a.m. Break

10:30 a.m. 1.00 hr ethics

Ethics in a Changing Legal Environment

The legal profession is becoming global. Lawyers are migrating. The rules are changing. And the ABA's Commission on Ethics 20/20 is studying the implications. Learn what impact these changes have on you, your practice and the ethical rules, and what the courts are saying about which ethical rules apply to your practice.

Ophelia F. Camiña, Dallas, TX

11:30 a.m. .75 hr

Financing: Financial Tools for Energy Companies

A brief overview of gas, coal and power market fundamentals leading into a discussion of financing tools available to the gas and power industries.

Keith Barnett, Houston, TX

THURSDAY AFTERNOON

LUNCHEON PRESENTATION

12:15 p.m. Pick up Box Lunch
Included in conference registration.

12:30 p.m. .75 hr

Expanding Pipeline Infrastructure in Newly-Developed Gas Fields: An Examination of the Marcellus Shale

A discussion of the state and federal pipeline regulatory and environmental requirements applicable to new pipelines constructed in the Marcellus Shale areas of West Virginia and Pennsylvania, including FERC/Natural Gas Act issues related to interconnecting new pipelines into the existing interstate pipeline grid, applicable state pipeline regulatory regimes, the availability of negotiated rates vs. cost-of-service rates, environmental permitting issues, and pipeline safety issues. The session includes analysis of existing regulatory regimes as barriers to market entry.

Moderator:

Michael P. Pearson, Houston, TX

Panelists:

Thomas J. Sniscak, Harrisburg, PA
Kenneth E. Tawney, Charleston, WV

1:15 p.m. Break

1:30 p.m. .50 hr

Shale Play Environmental Issues

The perfection of hydraulic fracturing techniques to unlock gas from shale formations may be one of the greatest developments in hydrocarbon production since Howard Hughes invented the rotary drilling bit, but it has created a host of new environmental concerns. This presentation addresses legal issues relating to water supply for fracturing operations, management and reuse of flow-back water, public concerns regarding chemicals used in the fracturing process, discharge or disposal of flow-back water that cannot be reused, allegations of groundwater contamination from fracturing operations, benzene emissions associated with shale gas production, and nuisance issues associated with the conduct of fracturing operations in close proximity to residential areas.

Larry W. Nettles, Houston, TX

2:00 p.m. .75 hr

CFTC and Trading under the Obama Administration Rules

Discussion of new trading rules and the impact on gas and power transactions including ICE, CME/ NYMEX and proprietary market trading.

Craig Pirrong, Houston, TX

2:45 p.m. Break

3:00 p.m. .50 hr

Hot Topics Involving Nuclear Power: DOE Loan Guarantee Program and Its Possible Expansion

A presentation on the current issues of significance affecting the nuclear industry, including DOE Loan Guarantees, NRC licensing issues, the Yucca Mountain Project and the Blue Ribbon Commission on America's Nuclear Future.

Michael F. McBride, Washington, DC

3:30 p.m. .50 hr

Natural Gas Demand and Wind Generation

A discussion of natural gas demand outlook with a focus on electric power demand. Renewable generation policy issues and potential to impact generation landscape, including the impact on natural gas-fired generation market share are examined. Lessons learned and implications from the Texas case study are explored.

Brandon Blossman, Houston, TX

4:00 p.m. .50 hr

Primer on Pipeline Imbalances

Practical problems resulting from pipeline imbalances, and available tools to mitigate such problems.

James E. Goddard, Dallas, TX

4:30 p.m. .50 hr

Legislative Issues: Is the Sun Setting on the State's Major Energy Regulatory Agencies?

The 2010-2011 Sunset review cycle could have major implications for the energy industry in Texas. There is no shortage of political and regulatory issues to consider as the Sunset Advisory Commission reviews every major energy regulatory agency in Texas, including the Public Utility Commission of Texas, the Electric Reliability Council of Texas, the Railroad Commission of Texas and the Texas Commission on Environmental Quality.

Tab R. Urbantke, Dallas, TX

5:00 p.m. Adjourn

Presiding Officer:

Diana M. Liebmann, Haynes and Boone, LLP, San Antonio, TX

8:00 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. .50 hr

NERC and TexasRE Update: What You Need to Know

An overview of current North American Electric Reliability Council (NERC) standards compliance and enforcement trends and update regarding the change in the regional entity to Texas Reliability Entity, Inc.

Susan Denise Vincent, Austin, TX

9:00 a.m. .75 hr

FERC Enforcement Policy

Former FERC Chairman Kelliher reviews the origins of FERC enforcement authority granted by Congress in 2005, explains how FERC implemented its new authority and discusses current enforcement policy issues.

Hon. Joe Kelliher, Washington, DC

9:45 a.m. 1.00 hr ethics

To Talk or Not to Talk: Ethics Opinion 587 and the Elusive Ex Parte Rule

Practitioners have commonly believed that the restrictions of the ex parte rule begin only with the institution of formal contested case proceedings. Ethics Opinion 587 holds that certain pre-litigation discussions violate the ethical obligation to refrain from ex parte discussions. Is this so? Does this make routine exchanges between agency and industry representatives unethical? The presenters engage the audience in a general discussion about the legal, ethical and practical implications of the ex parte rule and Ethics Opinion 587.

Ron Beal, Waco, TX
Lou Bright, Austin, TX

10:45 a.m. Break

11:00 a.m. .50 hr

The Continuing Evolution of the ERCOT Market Design: Nodal and Beyond

Although there is a temporary freeze on most proposed market design changes in the near term, a flurry of new market rules can be expected in the future as ERCOT adapts to the Nodal market conversion and wrestles with the economic impacts of renewable resources and other emerging technologies. Market realities are forcing stakeholders to rethink entire market definitions and configurations—from the kinds and volumes of ancillary services ERCOT procures to the long-term sustainability of the energy-only market design.

Mark Bruce, Austin, TX

11:30 a.m. .50 hr

PPAs in a Nodal Market

This session examines issues with power purchases and sales arising from the transition to a Nodal market, including managing issues under existing PPAs as well as structuring new PPAs. The discussion includes a review of relevant experiences from other markets' transitions to Nodal and how they may apply to ERCOT, including "Seller's Choice" issues, pricing mechanisms and force majeure and change in law clauses. The presentation also highlights issues specific to PPAs with respect to wind and other renewable resources.

Thomas H. Warren, Atlanta, GA

12:00 p.m. .50 hr

New Clean Carbon Technology in the Production of Fuels, Chemicals and Power

A review of emerging "clean carbon" technologies being commercialized in the conversion of natural gas, petroleum coke, biomass and coal into fuels, chemicals and electric power. State and federal incentives including the comprehensive Texas incentive package that has been developed over the past four years and the \$563 million (and growing) in Department of Energy investment in Texas clean carbon projects are also discussed.

Michael J. Nasi, Austin, TX

12:30 p.m. Adjourn

REGISTRATION FOR GP10

Mail this registration form to:

**The University of Texas School of Law, Attn. CLE—GP10
P.O. Box 7759, Austin, TX 78713-7759**

or fax a copy to: **512-475-6876** or register online: **www.utcle.org**

Questions? Call us at 512-475-6700

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Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION

Includes Course Binder and Thursday Luncheon Presentation

- Early Registration Fee due by Wednesday, September 15, 2010\$395
- Registration Fee after Wednesday, September 15, 2010.....\$445

CONFERENCE PUBLICATIONS AND MEDIA

Allow 3-5 weeks from the conference date for delivery.

- Course Binder WITHOUT Conference Registration.....\$250
Note: Conference registration includes Course Binder.
- Audio CD Set.....\$200
- Audio MP3 Files on CD.....\$130
- eBinder on CD (PDF format).....\$250/\$50
(\$250 purchased alone, \$50 with registration or purchase of Course Binder or Audio CD Set or Audio MP3 Speeches on CD)

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HOUSTON

September 23–24, 2010

CONFERENCE LOCATION



Hyatt Regency

1200 Louisiana Street
Houston, TX 77002
713-654-1234

Special Room Rate: \$159
good through August 23, 2010
(subject to availability)

Parking:

Valet \$15 per day, \$25 overnight;
Self-parking available in
nearby lots and garages
(subject to change)

KEY DATES

September 15, 2010, 5 p.m.

last day for early registration
add \$50 for registrations
received after this time

September 17, 2010, 5 p.m.

last day for full refund

September 20, 2010, 5 p.m.

last day for partial refund
\$50 processing fee applied

September 23, 2010, 8:45 a.m.

Institute begins

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