

PRESENTED AT

Renewable Energy Law

Jan 29-30, 2018
Austin, TX

Due Diligence and M&A for Clean Energy Projects

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January 30, 2018



STRUCTURE OF TRANSACTION

- “Stock” vs. asset
 - Transfer consideration (assignments, permits)
 - Inclusivity of transaction (assets and liabilities)
 - Tax considerations
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- Majority of transactions are “stock” (i.e., membership interest)



DEVELOPMENT/OPERATIONAL

- Payment structure
- Proximity to COD
- Regulatory changes

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AREAS OF DILIGENCE

- Resource
- Operation
- Financial performance
- Condition of facilities
- Contracts
- Compliance/permits
- Incentives
- Corporate/legal health

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First appeared as part of the conference materials for the
2018 Renewable Energy Law session

"Due Diligence and M&A for Clean Energy Projects"