

THE ENERGY BAR ASSOCIATION'S RENEWABLE ENERGY COMMITTEE AND
DEMAND-SIDE RESOURCES AND SMART GRID COMMITTEE

INVITE YOU TO ATTEND

A "BROWN BAG" LUNCH PROGRAM ON

"WHAT IS ENERGY STORAGE? HOW DOES CLASSIFICATION OF ENERGY STORAGE
INFLUENCE REGULATORY TREATMENT, MARKET PARTICIPATION
AND COMMERCIAL VIABILITY?"

JULY 29, 2010
12 NOON TO 2 PM (Eastern Time)

FOLEY & LARDNER LLP
3000 K STREET, N.W., WASHINGTON, D.C.
LIVE AND TELECONFERENCE

CLE CREDIT IS NOT SECURED FOR THIS MEETING

REGISTRATION INFORMATION

Please complete and return the **attached** registration form for On-Site Attendance or Teleconference Participation. Pre-registration is required and registration forms along with payment **must** be returned by no later than **July 23, 2010**. If you have questions, please contact Marlo Brown at marlo@eba-net.org.

REGISTRATION FEES

\$20 - EBA Members
\$40 - Non-Members
\$0 - Students - Registration fees are for all participants except for **full-time** students for whom there will be no charge.

LOCATION INFORMATION

Foley & Lardner LLP is located at 3000 K Street, N.W., Washington, D.C. at the bottom of Thomas Jefferson Street (on the water side) in Georgetown. Please go to the 6th Floor reception area. Parking is available. The closest Metro station is Foggy Bottom at 23rd & Eye Streets, N.W. (about a 15-minute walk). The closest stop for the Circulator Westbound is 30th & M Streets, N.W. The closest stop of the Circulator Eastbound is Thomas Jefferson and M Streets, N.W.

Dear Colleagues,

On June 11, 2010, the Federal Energy Regulatory Commission's Office of Energy Policy and Innovation issued a Request for Comments on how electric storage technologies and the services provided by those technologies should be classified and where and how they fit into FERC's regulatory structure. New applications of energy storage on the electric system are posing novel and interesting questions about whether energy storage is transmission, distribution, generation or load, or perhaps all of the above. What rate structures are appropriate? How do different applications affect Federal and State jurisdiction of these devices and services? What about accounting for costs and reporting of operational data? In addition to these regulatory issues, what are the emerging viable energy storage business models? Who is developing energy storage systems and how are they being financed? What barriers need to be removed in order for energy storage services to participate in the various electric power markets?

To address these important issues, we have assembled a panel of active participants in these new developments: a key member of the FERC team wrestling with these issues, a market design expert from one of the organized wholesale markets, two developers of utility-scale energy storage, and a FERC practitioner who faced these very issues in the recent *Western Grid Development* case. Our panelists will be:

Rahim Amerkhail, from FERC's Office of Energy Policy and Innovation, the technical lead for the Request for Comments in Docket No. AD10-13, who will provide an overview of the regulatory issues raised by the range of energy storage devices and services these provide, and the questions FERC is most interested in having the industry answer.

Chantal Hendrzak, General Manager of PJM's Applied Solutions group, who will discuss how energy storage fits into the existing organized markets and what kinds of adjustments and/or new markets are needed to accommodate energy storage.

Robert J. Kraft, CEO of Energy Storage and Power, developer and operator of advanced Compressed Air Energy Storage (CAES) generating facilities. Mr. Kraft will discuss the uses of CAES, the regulatory hurdles, and the elements necessary to make energy storage commercially viable.

Mike Hopkins, Executive Vice President and General Counsel of Ice Energy, which manufactures distributed energy storage devices that use advanced technologies to shift air conditioning load from on-peak to off-peak hours. Mr. Hopkins will discuss the uses of Ice Energy's storage technology, its business model, and some of the legal issues his company faces.

Roger Feldman, Partner at Andrews Kurth and counsel for Western Grid Development, who will discuss the issues raised in WGD's recent application for a declaratory order seeking treatment of its storage devices as transmission facilities.

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LAST NAME

FIRST NAME

M.I.

FIRM/COMPANY/AGENCY

ADDRESS

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STATE

ZIPCODE

PHONE

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PLEASE CHECK THE APPROPRIATE BOX BELOW:

On-Site Participation **Teleconference** Participation (Teleconference instructions will be sent before the meeting)

REGISTRATION FEES: Cancellations **must** be received in writing by **July 23, 2010**.

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