

# CANADIAN CHAPTER

## ENERGY BAR ASSOCIATION

### Date & Location

September 24, 2020

1:00 PM – 4:00 PM (ET)

Virtual Meeting via Zoom



### AGENDA

THURSDAY, SEPTEMBER 24, 2020

#### 1:00 - 1:10 PM: Opening Remarks

- **Gordon Kaiser**, *Canadian Chapter President*, Energy Bar Association, *Managing Director*, Energy Arbitration Chambers
- **Mary Anne Aldred**, *Canadian Chapter Secretary*, Energy Bar Association, *CEO and General Counsel*, Ontario Energy Board

#### 1:10 - 1:50 PM: Cybersecurity: The New Challenges for Energy Regulators

Cyber security issues on the North American electricity grid have become of greater concern in the last few years, in part due to the rapid evolution of distributed energy resources on both sides of the border, and like most aspects of cross border cooperation, are now made more acute by the current pandemic. This panel will discuss the manner in which these issues are addressed and mitigated both domestically and as a coordinated effort between Canada and the United States.

Moderator: **Mary Anne Aldred**, *Chief Operating Officer and General Counsel*, OEB

Panel:

- **Alex Foord**, *Vice President, Information and Technology Services*, Ontario IESO
- **David Morton**, *Chair*, British Columbia Utilities Commission
- **Laura Schepis**, *Senior Director, National Security*, Edison Electric Institute

#### 1:50 - 2:00 PM: Health Break

## 2:00 - 2:30 PM: NAFTA: Past, Present and Future

On July 1 of this year, the North American Free Trade Agreement came to an end after 24 years. It was replaced by a new treaty known as the USMCA or US Mexico Canada Agreement, resulting in a significant change in Canada US relations. The most significant change may be the elimination of the Chapter 11 dispute resolution process, which involved a number of major arbitrations between Canada and the United States. A number of these arbitrations involved the energy sector and Canadian energy regulators, in which two of those cases are still underway. The panel will address the implications of the new treaty and the impact it will have on the energy sector in both countries

Moderator: **Gordon Kaiser**, *Managing Director*, Energy Arbitration Chambers

Panel:

- **Sanjay Mullick**, *Partner*, Kirkland & Ellis
- **John A. Terry**, *Partner*, Torys

## 2:30 - 3:15 PM: Virtual Adjudication

With the onset of COVID-19, regulatory boards and courts have had to find new and innovative ways to conduct hearings virtually. This panel will discuss both the technical aspects of convening and carrying out a virtual hearing and the administrative law and procedural challenges virtual hearings create. Guidance will be provided on how to handle both sets of challenges.

Moderator: **Peter Gurnham, QC**, *Chair*, Nova Scotia Utility and Review Board

Panel:

- **Paul Allen**, *Executive Director*, Nova Scotia Utility and Review Board
- **The Honorable Carmen Cintron**, *Chief Administrative Law Judge*, FERC
- **Christine Long**, *Registrar*, Ontario Energy Board

## 3:15 - 3:25 PM: Health Break

## 3:25 - 4:00 PM: Can We Increase Regulatory Efficiency?

The unparalleled challenges arising from COVID-19 and resulting strenuous economic situation facing governments underscores the importance of improving regulatory efficiency. In Alberta, the Alberta Utilities Commission has established an expert committee to evaluate the AUC's processes and procedures in rate proceedings with a goal of making them more efficient and productive. This session will provide an overview of that report and discuss its findings.

Moderator: **Louis Legault**, *Directeur des Services*, Juridiques, Régie de l'énergie

Panel:

- **Joseph T. Kelliher**, *Executive Vice President, Federal Regulatory Affairs*, NextEra Energy Inc.; *Former Chair*, FERC
- **Carolyn Dahl Rees**, *Chair*, Alberta Utilities Commission

## 4:00 PM: Closing remarks

- **Jane E. Rueger**, *EBA President, Partner*, Perkins Coie LLP

## REGISTRATION:

**THE DEADLINE FOR RECEIPT OF EARLY-BIRD REGISTRATION IS September 18, 2020.** Conference registrations will only be accepted when accompanied by a check, money order, government purchase order/training form or credit card information and may be limited by the capacity of the facilities. Registrations will not be held without payment.

<b>Canadian Annual Meeting Chapter Registration Rates USD</b>	<b>Member Early Rate Until 9/18</b>	<b>Member Regular Rate Starting 9/19</b>	<b>Nonmember</b>
Registration <b>(USD)</b>	\$55	\$70	\$125
Student Registration <b>(USD)</b>	Free	Free	\$25

**Join now** and attend the Canadian Chapter Annual Meeting for \$20. Student members are free.

**Note:** You must first join EBA to get the discounted Annual Meeting registration. After joining, you will receive a confirmation email with the discount code to register for \$20. **Students:** After you join, you will be able to register for the Annual Meeting free of charge without a discount code. Email Mary Margaret Frank at [mmfrank@eba-net.org](mailto:mmfrank@eba-net.org) for more information.

## CONTINUING PROFESSIONAL DEVELOPMENT CREDITS:

Approved by the Law Society of BC for 2.5 hours of Continuing Professional Development credits (including the Ethics component).

## POLICIES:

To learn more, please contact EBA, (202) 223-5625 or by email at [EBA@eba-net.org](mailto:EBA@eba-net.org).

### CANCELLATION POLICY:

Refunds will be given to registrants who submit written cancellation to the address shown on the registration form by **9/22/2020**, less a \$50 administrative fee. The cancellation policy also applies to registration forms that are received and accepted after the deadline date. No refunds will be given after **9/22/2020**. If a cancellation is requested after the deadline and accepted, there will be a \$100 administrative fee. Substitutions are acceptable by 9/22/2020 (non-members substituting for members will be charged the difference between the member and non-member fees). Please note that regardless of the date the cancellation notice is received, no refunds will be processed until after the program. Confirmations will be sent to registrants via email if an address is provided.

### SPECIAL ACCOMMODATIONS

Persons in need of special accommodation should inquire with Lisa Levine, Chief Executive Officer, [llevine@eba-net.org](mailto:llevine@eba-net.org) at the EBA office.

### EBA HARDSHIP POLICY

EBA offers eligible student, government, and academic members' discounts on the rates for most EBA programs which carry CLE credits, including EBA's Annual and Mid-Year meetings. EBA will, on a case-by-case basis, consider requests



from members to attend EBA programs at discounted rates. Discount requests must be made to EBA's office at least fifteen days prior to the close of regular registration for the program in question. Requests will be considered by EBA if timely and complete. Discount requests must demonstrate substantial financial hardship. Please submit your request to [llevine@eba-net.org](mailto:llevine@eba-net.org).

## **DIVERSITY & INCLUSION**

The Energy Bar Association ("EBA") is committed to the goals of fostering an inclusive and diverse membership and increasing diversity across all levels of the Association. Attorneys and energy professionals in the energy field are welcome to join our ranks, regardless of race, creed, color, gender (including gender identity or expression), sexual orientation, family and marital status (including pregnancy), family responsibilities, religion, national origin, age, personal appearance, political affiliation, veterans status, disability, source of income (government, solo, corporate, firm practice), or place of residence or business (geographic diversity) and are encouraged to become active participants in the Association's activities.

## **PHOTOGRAPHS**

By registering for this program, you authorize EBA to use any photographs taken of you during the event. Photographs may be used in promotional materials or stories that appear in professional publications and websites.

**QUESTIONS: CONTACT EBA, 202-223-5625 OR [MMFRANK@EBA-NET.ORG](mailto:MMFRANK@EBA-NET.ORG)**



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\*Join EBA [private attorneys \$225 / government in house counsel \$100] and attend the Canadian Annual Meeting for \$20

\*STUDENTS - Join EBA and attend the Canadian Annual Meeting for FREE

Email Mary Margaret Frank at [mmfrank@eba-net.org](mailto:mmfrank@eba-net.org) for the discount and/or more information.

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 2000 M St. NW, Suite 715  
 Washington, DC 20036

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