

**Midwestern Wind Power
Development & Finance Summit**
July 27- 28, 2009—Chicago, IL
Main Conference Agenda

8:00-9:00 Registration and Breakfast

9:00-9:15 Administrative announcements and opening remarks by the Conference Chair
Pauline Doohan, *Principal*, Doohan Law

Accessing Stimulus Bill Renewable Energy Finance Provisions

9:15-10:00 **Overview of Stimulus Bill Programs and Energy Financing Mechanisms**

This presentation will focus on the energy industry-specific portions of the American Recovery and Reinvestment Act, presenting an overview of these provisions, followed by a discussion of how to take advantage of the various opportunities made available via the legislation.

Presenter:

Gregory F. Jenner, *Member*, Stoel Rives LLP

10:00-10:45 **The DOE Loan Guarantee Program**

- Rules for Innovative Technology Program
- Rules for Commercial Projects Program
- Implementation of old vs. new authority
- Application and guarantee timelines
- Application process
- Application, loan and credit subsidy costs
- Qualifying projects and sponsor eligibility
- Project size and risk considerations
- Structures that DOE will find attractive
- Debt/equity issues
- DOE 1st priority lien and relations with other lenders
- Relationship with other stimulus benefits

Presenter:

Kenneth W. Hansen, *Partner*, Chadbourne & Parke LLP

10:45-11:15 Morning Refreshment & Networking Break

11:15-12:00 **Status and Outlook for the Treasury Grant Program**

- Program rules from Treasury

- Program implementation and timetables for receiving grants
- Application process
- Eligible entities—
- Qualifying projects and sponsor eligibility
- Recapturing issues and risks

Presenter:

Sean Shimamoto, *Partner*, Skadden, Arps, Slate, Meagher & Flom LLP

Noon-1:30 Group Luncheon

Project Structuring

1:30-2:15 **Tax Credits, Depreciation and Post-Stimulus Deal Monetization Structures**

- Stimulus bill tax credit and depreciation provisions
- Qualifying projects and investments
- Post-stimulus monetization structures
 - Flip Structure modifications
 - Sale Leaseback alternatives
 - Inverted Passthrough Lease
 - Prepaid Service Contract
- ITC vs. PTC vs. grants: determining which package of benefits will maximize yields

Presenter:

Eli M.Katz, *Counsel*, Chadbourne & Parke LLP

2:15-3:00 **Creating Higher Value Through Financial Structuring: Leases, Partnerships, and Cash Grants**

- How relevant is tax equity?
- Do lease or a partnership financing structures capture more value?
- How do you compare and evaluate the structural options?

Presenter:

Dennis Moritz, *Principal*, Advantage For Analysts

3:00-3:30 Afternoon Refreshment & Networking Break

3:30-5:00 Panel Discussion:
Perspectives on the Impact of the Stimulus Bill on Renewable Financing Structures and Deal Flow

This panel of leading renewable power project financiers will discuss the current capital markets, and the effects the stimulus bill provisions are having on tax equity and lending.

Moderator:

Pauline Doohan, *Principal*, Doohan Law

Panelists:

Chip Carstensen, *Managing Director*, Nord LB Financial Services LLC

Yale Henderson, *Managing Director*, JPMorgan Capital Corporation

Ray Henger, *Finance Director*, OwnEnergy

Ray Weber, *Senior Vice President-Renewable Energy Group*, GE Energy Financial Services

5:00-6:00 Cocktail reception

Tuesday, July 28, 2009:

8:00-9:00 Registration and Breakfast

9:00 Administrative announcements and opening remarks by the Conference Chair

Pauline Doohan, *Principal*, Doohan Law

Renewable Initiatives in the Midwest—Identifying the Opportunities
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9:00-9:45 Panel Discussion:

Role of Utilities in Renewable Energy Development

This panel of Midwestern utility executives will examine the challenges and opportunities presented in developing renewable energy. They will discuss their potential roles as project sponsors, developers or investors, as well as the impacts of state and potential federal renewable energy standards. They will discuss the work being done to meet the challenge of introducing more renewable assets into the power system, and how they are managing their renewable programs going forward.

Moderator:

Pauline Doohan, *Principal*, Doohan Law

Panelists:

Betsy Engelking, *Director, Resource Planning and Bidding*, Xcel Energy

David Rich, *Renewable Energy Development Manager*, Nebraska Public Power District

9:45-10:15 Morning Refreshment & Networking Break

10:15-11:15 Panel Discussion:

Developers' Perspectives on Renewable Energy Projects in the Midwest

This panel of renewable energy developers will explore how the various state RPS' are affecting development, how a national RES might affect the pace and type of developments, as well as how stimulus provisions are impacting project financing. They will also present their views on how to surmount the key hurdles to implementing the ambitious goals for introducing renewable power across the Midwest.

Moderator:

Daniel A. Yarano, *Co-Chair, Energy Practice Group*, Fredrikson & Byron P.A.

Panelists:

Katie Clark, *Director of Community Relations*, National Wind

Ray Henger, *Finance Director*, OwnEnergy

Eric Luesebrink, *Director of Development*, Edison Mission Energy

Blake E. Nixon, *President*, Geronimo Wind Energy, LLC

11:15-12:30 Panel Discussion:

Impacts of RPS and Other Initiatives on Project Development in the Midwest

The Midwest has perhaps the biggest fundamental upside for the development of renewable energy in the nation, and has recently moved to encourage development. In addition to state RPS initiatives, the Midwestern Governors Association is working on implementing climate change initiatives, which will have the concomitant effect of pushing the development of renewable energy. This panel will examine the various state RPS programs in the Midwest and assess how these policies are affecting the development of new renewable energy projects.

Moderator:

Charles Adkins, *Vice President*, Ventyx

Panelists:

Tony Clark, *Commissioner*, North Dakota Public Service Commission

Valerie A. Lemmie, *Commissioner*, Public Utilities Commission of Ohio

Sharon M. Hillman, *President*, Wadsworth Energy LLC

12:30-2:00 Group Luncheon

Siting and Permitting Midwestern Renewable Energy Projects
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2:00-2:45 **Trends in Midwestern Electric Rates, Power Prices and Contract Terms**

This presentation will project electric rates and power prices in the near- to mid-term, as well as review the type of contract terms being negotiated.

Presenter:

Charles Adkins, *Vice President*, Ventyx

2:45-3:30 **Dealing with Tribal Land and Allotted Land Issues**

Many of the sites in the upper Midwest with the highest potential for wind development reside on or adjacent to tribal lands. This presentation will provide an overview of tribal and allocated land issues, and the practical steps a developer might take to deal with them.

Presenter:

Pauline Doohan, *Principal*, Doohan Law

3:30-4:00 Afternoon Refreshment & Networking Break

4:00-4:45 **Understanding the Impacts of Local and State Permitting Requirements on Renewable Energy Development in the Midwest**

Many states and local regulations can complicate the development of renewable energy projects. This presentation will review how issues such as drainage requirements, noise and setback requirements, protected species legislation and other provisions affect development in Illinois, Iowa, Michigan and other Midwestern states.

Presenter:

Larry Hartman, *Minnesota Department of Commerce*

4:45-5:30 **Working with Permitting, Environmental and Wildlife Protection Agencies in the Midwest**

This presentation will discuss practical approaches to dealing with environmental permitting issues. It will discuss what an ideal developer would look like; when they should and should not come to regulators, and other steps that should be taken to effectively and efficiently negotiate the permitting process.

Presenter:

Ruth E. Leistensnider, Esq., *Partner*, Nixon Peabody LLP

5:30 Summit Adjourns
