

Shiver Me Timbers!

A Regulatory Overview

(Total Time: 3 hours, 30 mins)

The practice of utility regulation remains an important tool in effective management of the utilities that effective everyday lives: electric, water, telephone, rail, transportation. In four parts, this panel will explore the basics of regulation, effective regulation, how to balance the needs of the state, the utilities, the consumer and the law, regulatory practice tips and legal aspects of the regulatory world.

This Topic will be presented in four segments.

- Ancient Mariner on Modern Seas: Can 1930s States Accommodate 21st Century Technology? *(1hour)*
- The Gold Standard! The Pursuit of Regulatory Excellence *(30 mins)*
- Return of the Ancient Mariner! Tales of Regulation & Practice Tips *(1 hour)*
- Aye Aye, Captain! A Fireside Chat with Current and Former General Counsels of the Florida Public Service Commission *(1 hour)*

Note: All conference attendees will receive a complimentary copy of Mr. Hempling's book, *Preside or Lead*.

**Ancient Mariner on Modern Seas:
Can 1930s States Accommodate
21st Century Technology?
State-Federal Regulatory Relationship**

(Time: 1 hour)

Presenter: Scott Hempling, Esq. – Attorney, Author and Lecturer

From streetcars to solar panels, from wireline to cellular, from taxis to Uber, regulatory decisions have shaped market structure. The goal, wrote Alfred Kahn, is to find "the best possible mix of inevitably imperfect regulation and inevitably imperfect competition." But an awkward relationship between state and federal regulation, along with uncertainty about what investments the Constitution protects, is making progress unpredictable. Today's prominent example is distributed energy resources: distributed generation, storage, solar PV, microgrids and electric vehicle charging.

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The Gold Standard: The Pursuit of Regulatory Excellence!

(Time: 30 minutes)

Presenter: Commissioner Lisa Edgar – Florida Public Service Commission and Immediate Past President of NARUC

In the Gold Standard – The Pursuit of Regulatory Excellence, Commissioner and former National Association of Regulatory Utility Commissioners (NARUC) President, Lisa Edgar will share her experience of regulatory excellence.

In her third term at the Florida Public Service Commission and the 2015 President of the NARUC, Commissioner Edgar's discussion will include practical suggestions for improving and enhancing professional and regulatory skills. Commissioner Edgar will draw on her experience and knowledge in discussing how to be an effective regulator while balancing the needs of the state, the utilities, the consumer and the law.

The Return of the Ancient Mariner! Tales of Regulation & Practice Tips

(Time: 1 hour)

Moderator: Henry M. Walker, Esq. – Bradley Arant Boult Cummings, LLP and former General Counsel of Tennessee Public Service Commission

Panelists: Thomas Erik Bailey, Esq. – General Counsel, Minnesota Public Utilities Commission

Steve H. Denman, Esq. – Assistant General Counsel, Xcel Energy Services, Inc.

Christopher C. Kempley, Esq. – Special Counsel, Arizona Corporation Commission

Susan Stevens Miller, Esq. – Clean Energy Attorney, Earthjustice

Diane Munns, Esq. – Senior Director of External Affairs & Regulatory Policy, Environmental Defense Fund

An informal discussion among six, former state regulatory lawyers, including three general counsels, about how the lessons of private practice, federal regulatory work, and the public interest sector have given these lawyers a different perspective of state regulatory work. Discussion will include professional differences and similarities of working in private and public practices, including handling disputes and other professional quagmires.

Three of the six panelists have now returned (or will soon be returning) to the commissions where they once worked and will discuss how their outside experiences have made them more effective regulators and professionals. The other two, all of whom still work closely with state commissions, will talk about what they would do differently today if they, too, returned to their former jobs.

Aye Aye Captain!
**A Fireside Chat with Current & Former General
Counsels of the Florida Public Service Commission**

(Time: 1 hour)

Moderator: Keith Hetrick, Esq. – General Counsel, Florida Public Service Commission

Panelists: William S. “Bill” Bilenky, Esq.
Charlie J. Beck, Esq.
Susan F. Clark, Esq.
Michael G. Cooke, Esq.
Harold McLean, Esq.
Richard D. “Rick” Melson, Esq.
Robert D. Vandiver, Esq.

In *Aye, Aye Captain!*, the current general counsel and former general counsels of the Florida Public Service Commission will lead a candid discussion about life as a general counsel and why being a staff attorney at a state commission is a unique role. This rare look at general counsels will be informative, constructive and enjoyable.