

# CAROLYN ELEFANT

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## LAW OFFICES OF CAROLYN ELEFANT

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[www.CarolynElefant.com](http://www.CarolynElefant.com), [www.fercfights.com](http://www.fercfights.com), [www.renewablesoffshore.com](http://www.renewablesoffshore.com)

## PROFESSIONAL EXPERIENCE

**Founder and Principal Attorney,**  
**Law Offices of Carolyn Elefant, Washington D.C.** **1994 to Present**  
**Of Counsel, Law Offices of Scott Hempling** **1997-2007**

Energy regulatory practice, with experience in all aspects of electric utility matters before FERC and state commission, including FERC implementation of EPC Act 2005, merger policy, ISO/RTO market design proceedings, competitive bidding, antitrust, transmission rates, incentives and siting, demand response initiatives by RTOs, compliance and enforcement issues, development and review of power purchase and interconnection agreements and specialization in renewable energy matters, including wind, marine renewables and hydropower.

**Regulatory Skills:** Participation in FERC proceedings, including preparation of complaints, interventions, rehearing petitions and other FERC filings; administrative litigation (first and second chair before FERC, state commissions, Merit Systems Protection Board and EEOC), appeals, arbitration of energy power supply contracts and legislative/lobbying.

**Litigation Skills:** Representation of clients in complex federal court proceedings, including motions, discovery and summary judgment; five jury and two bench trials in state court proceedings. Briefed and/or argued 35 appeals before federal circuit courts on matters involving FERC, SEC, MSPB and other governmental entities. Represented parties in arbitration proceedings.

**Corporate Skills:** Formation of for profit and non-profit corporations, successful application for 501(c)(6) and 501(c)(3) corporate status, strategic business advisory skills and drafting, review and negotiation of power purchase and interconnection agreements. Some familiarity with bankruptcy code provisions.

**Negotiation Skills:** Both organized, and participated in variety of stakeholder proceedings regarding project siting and deregulation activities.

**Legislative and Lobbying Skills:** Drafted energy related state and federal legislation on diverse topics as affiliate transactions, feed-in tariffs, transmission siting and coastal zone management, prepared and delivered testimony before Congressional committees.

**Management Skills:** Training, review and oversight of law firm associates and

senior personnel at Law Offices of Carolyn Elefant and Hempling Law Firm, management of 45 member renewable energy trade association ([www.oceanrenewable.com](http://www.oceanrenewable.com)) and serve as counsel, assisted with securing \$10 million appropriation, achieving membership consensus on positions and managing outside counsel.

Law firm has been featured as outstanding small boutique law firm in publications such as *Washington Legal Times*, *American Bar Association Journal* and *Washington Lawyer*.

**Associate Attorney, Duncan and Allen,  
Washington D.C.**

**1990-1993**

Performed research, drafted briefs, prepared testimony and cross examination for FERC rate matters, open access transmission filings, hydroelectric relicensing. Represented clients in two separate multi-million dollar energy related arbitration matters conducted pursuant to American Arbitration Association (AAA) rules related to power rates for Hetch Hetchy hydroelectric project and royalty payments related to geothermal projects.

**Attorney Advisor, Federal Energy Regulatory Commission  
Washington D.C.**

**1988-1990**

Researched, drafted orders and advised Commissioners and FERC technical staff on electric and hydroelectric matters including high profile, multi-party relicensing disputes of first impression. Headed negotiation team of relicensing at Platte River site in Nebraska, a fifty party proceeding with issues arising under Federal Power Act, Endangered Species Act and numerous other statutes.

### **WRITING ACTIVITIES**

**Energy blogs** - [www.renewablesoffshore.com](http://www.renewablesoffshore.com) - Five year old blog featuring news and analysis on emerging marine renewables market, new blog [www.fercfights.com](http://www.fercfights.com) addresses FERC appeals, compliance and emerging state-federal conflicts issues.

**Co-author, American Law Media Legal Blogwatch**, ([www.legalblogwatch.typepad.com](http://www.legalblogwatch.typepad.com)), March 1, 2006 to present. Coverage of, and commentary on wide range of legal issues ranging from Supreme Court decisions, copyright, corporate business disputes, work life balance and general law related news.