

ELLISON, SCHNEIDER & HARRIS L.L.P.

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DOUGLAS K. KERNER

PROFESSIONAL:

Partner – Ellison, Schneider & Harris L.L.P., Sacramento (1995 – present)

Specializing in energy, environmental, water, land use and energy matters.

Partner – Douglas K. Kerner, Attorney at Law, Sacramento, California (1992-94)

Private practice specializing in energy law matters.

Partner – Roberts and Kerner, West Covina, California (1988-92)

Co-Founder and principal; specializing in energy law matters.

Partner – Hanna and Morton, Los Angeles (1987-88)

Responsible for regulatory and electric power purchase contract matters relating to alternative energy production.

Associate Attorney – Hanna and Morton, Los Angeles (1982-87)

Comprehensive experience in regulatory and electric power purchase contract matters relating to alternative energy production including all phases of research, direct negotiation of standard form and project specific power sales agreements, engineering procurement and construction agreements, land use and options, fuel supply, litigation of regulatory proceedings.

Legal Assistant – Atlantic Richfield Company, Los Angeles (1980-82)

Assisted in-house regulatory counsel as needed; research and drafting of pleadings before the Federal Energy Regulatory Commission on matters pertaining to the allocation of refined petroleum products, particularly gasoline, to independent gasoline retailers.

PRACTICE AREA EXPERIENCE:

More than 30 years of experience in the negotiation of electric power purchase agreements, transmission access and funding agreements and the financing of independent electric power projects with particular emphasis on renewable and other non-conventional sources of electric generation and second generation high efficiency natural gas fueled power projects and storage. Practice involves all aspects of the alternative energy business. Regulatory work has entailed litigation before the California Public Utilities Commission (CPUC) of rate adjustment and general rate cases, litigation of key CPUC proceedings directed at the alternative energy industry including negotiation and development of standard term power sales contracts and interconnection agreements, negotiation of project specific commercial agreements in multiple applications, avoided cost pricing theory, methodology and derivation, prosecution of complaint cases, litigation and advice relating to the California Energy Commission, the Federal Energy Regulatory Commission and other regulatory authorities. Private industry expertise includes energy law and transactions including power purchase and sale, fuel supply, land rights, business organization. Experience and skill sets are transferable to other (non-electric power) applications.

RELATED NON-ADVOCATE EXPERIENCE:

Expert testimony before the CPUC and the California Energy Commission and in support of litigation in California Superior Court; lectures at the University of California and numerous alternative energy symposia.

PROFESSIONAL ORGANIZATIONS:

State Bar of California
United States District Court, all California districts
United States Court of Appeals, 9th Circuit
United States Supreme Court

EDUCATION:

J.D. University of Southern California Law Center, 1982
B.A.. University of California at Berkeley, 1978

REFERENCES:

Available upon request.